

U.S. Department of Labor

Occupational Safety and Health Administration
100 N. Broadway
Suite 470
Wichita, KS 67202
Phone: 316-269-6644 Fax: 316-269-6185



Citation and Notification of Penalty

To:

Custom Alloy Sales 34P, LLC
and its successors
4008 Vernon Rd.
Prescott, KS 66767

Inspection Number: 998634**Inspection Date(s):** 10/08/2014 - 01/29/2015**Issuance Date:** 03/06/2015**Inspection Site:**

4008 Vernon Rd.
Prescott, KS 66767

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or you mail a notice of contest** to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. **Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.**

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type “OSHA” and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>.

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$50,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will process the payments as if these restrictions or conditions do not exist.

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 03/06/2015. The conference will be held by telephone or at the OSHA office located at 100 N. Broadway, Suite 470, Wichita, KS 67202 on _____ at _____.

Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 998634

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767
Issuance Date: 03/06/2015

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 100 N. Broadway, Suite 470, Wichita, KS 67202**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
Inspection Date(s): 10/08/2014 - 01/29/2015
Issuance Date: 03/06/2015



Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 1 Type of Violation: **Serious**

29 CFR 1910.95(g)(1): The employer did not establish and maintain an audiometric testing program as provided by 29 CFR 1910.95(g) by making audiometric testing available to all employees whose exposures equal or exceed an 8-hour time-weighted average of 85 decibels:

Employees were exposed to excessive noise levels. Audiometric testing had not been provided. Full shift noise dosimetry indicated Time Weighted Average noise exposures ranging from 86.9 dB to 93.0 dB for employees working on the Tap Crew, as a Rotary Furnace Assistant and in Shipping/Receiving. Five of the six employees sampled were found to be exposed to noise above 85 dB, the action level.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$6300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 2 Type of Violation: **Serious**

29 CFR 1910.95(i)(2): Employers shall ensure that hearing protectors are worn:

Employees were exposed to excessive noise levels. Employees were unaware that hearing protection was required and the use of hearing protection was not enforced. Full shift noise dosimetry indicated Time Weighted Average noise exposures ranging from 86.9 dB to 93.0 dB for employees working on the Tap Crew, as a Rotary Furnace Assistant and in Shipping/Receiving. Five of the six employees sampled were found to be exposed to noise above 85 dB, the action level.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/20/2015
Proposed Penalty:	\$6300.00

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U.S. Department of Labor
Occupational Safety and Health Administration

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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 3 Type of Violation: **Serious**

29 CFR 1910.95(k)(1): The employer did not train each employee who is exposed to noise at or above an 8-hour time-weighted average of 85 decibels in accordance with the requirements of 29 CFR 1910.95(k). The employer did not institute a training program and ensure employee participation in the program:

Employees were exposed to excessive noise levels and had not been provided with the required hearing conservation training. Full shift noise dosimetry indicated Time Weighted Average noise exposures ranging from 86.9 dB to 93.0 dB for employees working on the Tap Crew, as a Rotary Furnace Assistant and in Shipping/Receiving. Five of the six employees sampled were found to be exposed to noise above 85 dB, the action level.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$6300.00

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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1910.101(b): The in-plant handling, storage, and utilization of all compressed gases in cylinders, portable tanks, rail tankcars, or motor vehicle cargo tanks were not in accordance with Compressed Gas Association Pamphlet P-1-1965, which is incorporated by reference as specified in CFR 1910.6:

Employees were exposed to injury from fire and explosion or a projectile hazard. Compressed gas cylinders, that were not in use, were not secured to prevent damage in accordance as required by Compressed Gas Association Pamphlet P-1-1965 in the following locations:

- a) The white cylinder with a yellow cap located outside, west side of the building, right end of end of the propane storage rack.
- b) Two propane compressed gas cylinders located outside, west side of the building, left end of the propane storage rack.
- c) Two compressed gas cylinders of acetylene located inside, southeast corner of the production area in the compressed gas cylinder storage area. The chain provided is not low enough to secure the small acetylene cylinders.
- d) Three compressed gas cylinders of oxygen located inside, southeast corner of the production area in the compressed gas cylinder storage area. The chain provided is not low enough to secure the small oxygen cylinders.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$4500.00

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
Inspection Date(s): 10/08/2014 - 01/29/2015
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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 5 Type of Violation: **Serious**

29 CFR 1910.134(d)(3)(i): The employer did not provide a respirator that was adequate to protect the health of the employee under routine and reasonably foreseeable emergency situations:

Employees whose work activities require entry into the chlorine evaporator room, such as maintenance employees and employees changing chlorine tanks, are exposed to injury from being trapped in the evaporator room by a chlorine release. An emergency escape respirator was not provided in the evaporator room to escape a chlorine release.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$4500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
Inspection Date(s): 10/08/2014 - 01/29/2015
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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 6 Type of Violation: **Serious**

29 CFR 1910.146(c)(1): The employer did not evaluate the workplace to determine if any spaces were permit-required confined spaces:

Employees were exposed to injury from the hazards associated with confined space entry. An evaluation of the workplace had not been conducted to locate and determine the hazards associated with the confined spaces present. Furnaces and rotary furnaces meeting the definition of permit required confined spaces were not identified and treated as confined spaces. There were 3 furnaces and 3 rotary furnaces in the production area.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/20/2015
Proposed Penalty:	\$6300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 7 Type of Violation: **Serious**

29 CFR 1910.146(c)(2): The employer did not inform exposed employees, by posting danger signs or by any other equally effective means, of the existence and location of and the danger posed by the permit spaces:

Employees were exposed to injury from the hazards associated with confined space entry. Signs had not been posted to make employees aware of the location and dangers associated with confined spaces. Furnaces and rotary furnaces meeting the definition of permit required confined spaces were not provided with warning signs. There were 3 furnaces and 3 rotary furnaces in the production area.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/20/2015
Proposed Penalty:	\$6300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 8 Type of Violation: **Serious**

29 CFR 1910.146(c)(4): When the employer decided that its employees would enter permit spaces, the employer did not develop and implement a written permit space entry program that complied with 29 CFR 1910.146:

Employees were exposed to injury from the hazards associated with confined space entry. A written confined space entry program that addressed the hazards of entering furnaces and rotary furnaces, which meet the definition of permit required confined spaces, had not been developed or implemented. There were 3 furnaces and 3 rotary furnaces in the production area that were periodically entered by employees.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/20/2015
Proposed Penalty:	\$6300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 9 Type of Violation: **Serious**

29 CFR 1910.146(d)(5)(i): Under the permit-required confined space program required by 29 CFR 1910.146(c)(4), the employer did not evaluate permit space conditions when entry operations were conducted by testing conditions in the permit space to determine if acceptable entry conditions existed before entry was authorized to begin:

Employees were exposed to injury from the hazards associated with confined space entry. Air sampling to ensure safe entry conditions and to evaluate atmospheric hazards was not conducted prior to entering furnaces and rotary furnaces, which meet the definition of permit required confined spaces. There were 3 furnaces and 3 rotary furnaces in the production area that were periodically entered by employees.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

04/20/2015

Proposed Penalty:

\$6300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
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Inspection Number: 998634
Inspection Date(s): 10/08/2014 - 01/29/2015
Issuance Date: 03/06/2015



Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 10 Type of Violation: **Serious**

29 CFR 1910.146(e)(1): Before entry was authorized, the employer did not document the completion of measures required by 29 CFR 1910.146(d)(3) by preparing an entry permit:

Employees were exposed to injury from the hazards associated with confined space entry. The use of entry permits was not developed or implemented to ensure that hazards associated with furnace entry were recognized, evaluated and controlled prior to entering furnaces and rotary furnaces. There were 3 furnaces and 3 rotary furnaces in the production area that were periodically entered by employees.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/20/2015
Proposed Penalty:	\$6300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
Inspection Date(s): 10/08/2014 - 01/29/2015
Issuance Date: 03/06/2015



Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1910.146(g)(1): The employer did not provide training so that all employees whose work was regulated by 29 CFR 1910.146 (permit required confined spaces) acquired the understanding, knowledge, and skills necessary for the safe performance of the duties assigned under 29 CFR 1910.146:

Employees were exposed to injury from the hazards associated with confined space entry. Employees entering confined spaces had not been trained to recognize, evaluate and control the hazards associated with furnace and rotary furnace entry. There were 3 furnaces and 3 rotary furnaces in the production area that were periodically entered by employees.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$6300.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
Inspection Date(s): 10/08/2014 - 01/29/2015
Issuance Date: 03/06/2015



Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 12 Type of Violation: **Serious**

29 CFR 1910.253(b)(2)(iv): Valve protection caps, where cylinders were designed to accept caps, were not always in place, hand-tight, except when cylinders were in use or connected for use:

Employees were exposed to injury from fire and explosion or a projectile hazard. The valve cap was not installed on the small compressed gas cylinder of oxygen in storage to prevent damage to the valve.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$4500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage were not separated from fuel-gas cylinders or combustible materials (especially oil or grease), a minimum distance of 20 feet:

Employees were exposed to injury from fire and explosion. Two compressed gas cylinders of acetylene were stored with four compressed gas cylinders of oxygen in the cylinder storage area located in the southeast corner of the production area.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$4500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
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Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.1200(f)(6)(ii): Except as provided in 29 CFR 1910.1200(f)(7) and 29 CFR 1910.1200(f)(8), the employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals and which, in conjunction with the other information immediately available to employees under the hazard communication program, would provide employees with the specific information regarding the physical and health hazards of the hazardous chemical:

Employees were exposed to injury from exposure to hazardous chemicals. Two large tanks, possibly fuel tanks, were not labeled with the identity of the contents or a hazard warning. The tanks were located outside of the building on the west side.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$3600.00

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 998634
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Issuance Date: 03/06/2015



Citation and Notification of Penalty

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767

Citation 1 Item 15 Type of Violation: **Serious**

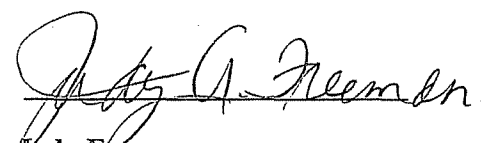
29 CFR 1910.1200(h)(1): Employees were not provided effective information and training on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazard that the employees had not been previously trained about was introduced into their work area:

Employees were exposed to injury from exposure to hazardous chemicals. Employees providing maintenance on components of the chlorine system, employees changing the chlorine tanks, employees responding to chlorine leaks, and employees in the facility that could be exposed to chlorine in the event of a leak were not provided training on the hazards associated with exposure to chlorine.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/20/2015
\$4500.00


Judy Freeman
Area Director

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration
100 N. Broadway
Suite 470
Wichita, KS 67202
Phone: 316-269-6644 Fax: 316-269-6185



INVOICE / DEBT COLLECTION NOTICE

Company Name: Custom Alloy Sales 34P, LLC
Inspection Site: 4008 Vernon Rd., Prescott, KS 66767
Issuance Date: 03/06/2015

Summary of Penalties for Inspection Number	998634
Citation 1, Serious	\$82800.00
TOTAL PROPOSED PENALTIES	\$82800.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$50,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will cash the check or money order as if these restrictions or conditions do not exist.

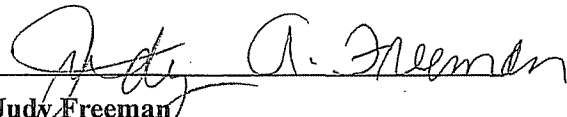
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.


Judy Freeman
Area Director

0306.2015
Date