

U.S. Department of Labor

Occupational Safety and Health Administration
200 N. High Street
Room 620
Columbus, OH 43215
Phone: 614-469-5582 Fax: 614-469-6791



Citation and Notification of Penalty

To:

Mosier Industrial Services Corporation
and its successors
900 South Wiley Street
Crestline, OH 44827

Inspection Number: 1167526

Inspection Date(s): 08/04/2016 - 08/04/2016

Issuance Date: 02/02/2017

Inspection Site:

555 West Nationwide Boulevard
Columbus, OH 43215

7016 0910 0000 4171 6197

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 \$25,000 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 02/02/2017. The conference will be held by telephone or at the OSHA office located at 200 N. High Street, Room 620, Columbus, OH 43215 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1167526

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215
Issuance Date: 02/02/2017

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, 200 N. High Street, Room 620, Columbus, OH 43215**

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

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1910.178(l)(1)(ii): Prior to permitting an employee to operate a powered industrial truck (except for training purposes), the employer shall ensure that each operator has successfully completed the training required by this paragraph (l), except as permitted by paragraph (l)(5):

a. On or about August 4, 2016, located on the 3rd floor at the Columbus Municipal Light Plant, an employee was operating an Allis-Chalmers, model FT 20-24PS, serial number 53348000, forklift without being trained to operate powered industrial vehicles, thereby exposing the operator and other employees in the area to the hazards associated with forklift operations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/22/2017
\$8873.00

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: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.350(a)(8): When work is finished, when cylinders are empty, or when cylinders are moved at any time, the cylinder valve shall be closed:

a. On or about August 4, August 9, and August 11, 2016 located throughout the former Columbus Municipal Light Plant, employees left propane bottle valves open after cutting and burning work had been completed, thereby increasing the risk of fire and explosion.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/22/2017
\$6338.00

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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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.350(a)(9): Compressed gas cylinders shall be secured in an upright position at all times except, if necessary, for short periods of time while cylinders are actually being hoisted or carried:

a. On or about August 4, 2016, located on the 1st floor of the former Columbus Municipal Light Plant, there was an unsecured propane cylinder that had a regulator attached, thereby exposing the employees to a fire/explosion hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/22/2017
\$6338.00

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1926.352(d): Suitable fire extinguishing equipment shall be immediately available in the work area and shall be maintained in a state of readiness for instant use:

a. On or about August 11, 2016, located on the third floor at the asbestos containment area, welding and cutting was being performed above the containment which started a fire, there were no fire extinguishers immediately available and a water hose was brought from across the 3rd floor to the fire area that was too short to safely extinguish the fire, thereby exposing the employees to a fire hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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\$8873.00

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.352(f): When welding, cutting, or heating is performed on walls, floors, and ceilings, since direct penetration of sparks or heat transfer may introduce a fire hazard to an adjacent area, the same precautions shall be taken on the opposite side as are taken on the side on which the welding is being performed:

a. On or about August 11, 2016, located on the third floor at the asbestos containment area, welding and cutting was being performed above the containment which started a fire when hot spark/slag fell through the holes in floor grating, thereby exposing the employees to a fire hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 02/22/2017

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Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.353(e)(2): Employees performing any type of welding, cutting, or heating shall be protected by suitable eye protective equipment in accordance with the requirements of Subpart E of this part:

a. On or about August 4, 2016, located on the 3rd floor of the Columbus Municipal Power Plant, an employee was performing torch cutting operations without any secondary eye and face protection, thereby exposing the employee to severe eye and face burns.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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Proposed Penalty:

02/22/2017
\$6338.00

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.501(b)(4)(ii): Each employee on a walking/working surface shall be protected from tripping in or stepping into or through holes (including skylights) by covers:

- a. On or about August 4, 2016, located at the southwestern portion of the 3rd floor at the former Columbus Municipal Light Plant, there was an uncovered 24 inch i.d. floor hole where employees were removing scrap material, thereby exposing employees to trip/fall hazards.
- b. On or about August 4, 2016, located at the eastern generator on the 3rd floor at the former Columbus Municipal Light Plant, there were two uncovered 7-7/8 inch floor holes and a 9 x 20-3/4 inch floor hole where employees were removing scrap material, thereby exposing the employees to trip/fall hazards.
- c. On or about August 4, 2016, located at the southwestern portion of the 3rd floor at the former Columbus Municipal Light Plant, there were four uncovered 12 inch i.d. floor holes where employees were removing scrap material, thereby exposing the employees to trip/fall hazards.
- d. On or about August 4, 2016, located at the southwestern portion of the 3rd floor at the former Columbus Municipal Light Plant, there was an uncovered 25-1/2 inch diameter floor hole where employee were removing scrap material, thereby exposing the employees to trip/fall hazards.
- e. On or about August 4, 2016, located on the 6th floor at the former Columbus Municipal Light Plant, there were three 17-1/2 inch diameter floor holes where employees cut and removed scrap material, thereby exposing the employees to a trip/fall hazard.
- f. On or about August 4, 2016, located on the southeastern stairway landing between the 6th and 7th floors, there was a 28 inch diameter uncovered floor hole in the middle of the landing where employees walked with cutting equipment and removed scrap materials, thereby exposing the employees to a trip/fall hazard.

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Company Name: Mosier Industrial Services Corporation
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g. On or about August 4, 2016, located at the generator on the eastern portion on the 3rd floor of the building at the former Columbus Municipal Light Plant, there was a 6 inch by 12 inch floor hole and a three foot by four foot floor hole where employees removed scrap material with the use of cutting torches, exposing the employees to a trip/fall hazard.

h. On or about August 4, 2016, located near the northern 3rd floor stairs going down to the second floor at the former Columbus Municipal Light Plant, there was a 10 inch by 10-1/2 inch floor hole where employees gained access to the stairs and carried scrap material, thereby exposing the employees to a trip/fall hazard.

i. On or about August 4, 2016, located at the generator on the northwestern portion of the building at the former Columbus Municipal Light Plant, there were two 7-7/8 inch floor holes in the floor, thereby exposing the employees to a trip/fall hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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02/22/2017
\$8873.00

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.503(a)(2): The employer shall assure that each employee has been trained, as necessary, by a competent person qualified in the following areas:

29 CFR 1926.503(a)(2)(iii): The use and operation of guardrail systems, personal fall arrest systems, safety net systems, warning line systems, safety monitoring systems, controlled access zones, and other protection to be used;

a. On or about August 4, 2016, located throughout the former Columbus Municipal Light Plant, the employer failed to ensure all employees working near fall hazards were trained in the safe use and operation of guardrail systems and personal fall arrest systems, thereby exposing the employees to a fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/22/2017
\$8873.00

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



Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation

Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.850(h): When debris is dropped through holes in the floor without the use of chutes, the area onto which the material is dropped shall be completely enclosed with barricades not less than 42 inches high and not less than 6 feet back from the projected edge of the opening above. Signs, warning of the hazard of falling materials, shall be posted at each level. Removal shall not be permitted in this lower area until debris handling ceases above:

a. On or about August 4, 2016, located at the northeastern portion of the 2nd floor at the former Columbus Municipal Light Plant, employees were removing scrap material by throwing the material off of an open-sided floor into the basement of the building. There were no barricades and warning signs where the material landed, thereby exposing the employees on the lower floor to a struck-by hazard.

b. On or about August 4, 2016, located at the northwestern portion of the 2nd floor at the former Columbus Municipal Light Plant, employees were removing scrap material by throwing the material off of an open-sided floor into the basement of the building. There were no barricades and warning signs where the material landed, thereby exposing the employees on the lower floor to a struck-by hazard.

c. On or about August 4, 2016, located at the northeastern portion of the 3rd floor at the former Columbus Municipal Light Plant, employees were removing scrap material by throwing the material off of an open-sided floor into the basement of the building. There were no barricades and warning signs where the material landed, thereby exposing the employees to a struck-by hazard.

d. On or about August 4, 2016, located on at the southeastern portion on the 3rd floor at the former Columbus Municipal Light Plant, employees dropped scrap material through a floor hole to the basement. The area where the material was being dropped was not enclosed with barricades and warning signs, thereby exposing the employees to a struck-by hazard.

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

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

e. On or about August 4, 2016, located at the southwestern portion on the 3rd floor at the former Columbus Municipal Light Plant employees dropped scrap material through a floor hole that was approximately 11 feet by 11 feet to the basement. The area where the material was being dropped was not enclosed with barricades and did not have warning signs, thereby exposing the employees to a struck-by hazard.

f. On or about August 4, 2016, located on the 5th floor at the former Columbus Municipal Light Plant, employee dropped scrap material through a 12 foot diameter floor hole to the 3rd floor. The 3rd floor did not have any barricades and signs to prevent and warn employees from being struck-by falling material.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
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U.S. Department of Labor
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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.850(i): All floor openings, not used as material drops, shall be covered over with material substantial enough to support the weight of any load which may be imposed. Such material shall be properly secured to prevent its accidental movement:

- a. On or about August 4, 2016, located on the 3rd floor walkway to the southern end of the former Columbus Municipal Light Plant, there was a floor hole that was 5 feet, 10 inches long and 2 feet, 9-1/2 inches wide that had a piece of plywood over the hole. The plywood was not secure, thereby exposing the employees to a fall hazard of approximately 21 feet.
- b. On or about August 4, 2016, located on the 5th floor of the former Columbus Municipal Light Plant, there were two 17 inch floor holes with unsecured covers, thereby exposing the employees to a trip/fall hazard.

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Date By Which Violation Must be Abated:
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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1926.851(b): All stairs, passageways, ladders and incidental equipment thereto, which are covered by this section, shall be periodically inspected and maintained in a clean safe condition:

- a. On or about August 4, 2016, located on the northern portion of the 2nd floor at the former Columbus Municipal Light Plant, the stairs were not kept in a clean safe condition due to tools being kept on the stairs, thereby exposing the employees to a trip/fall down the stairs.
- b. On or about August 9, 2016, located at the southeastern stairway on the landing between the 5th and 6th floor there a section of pipe, scrap steel and debris on the stair landing, exposing the employees to a trip/fall hazard.
- c. On or about August 4, 2016, located at the southwestern stairway on the going to the 5th floor, there were loose extruder tubes in the walkway, exposing the employee to a trip/fall hazard.
- d. On or about August 4, 2016, located at the walkway to the stairway at the center of the 6th floor on the south end of the former Columbus Municipal Light Plant, the walkway was not kept in a clean safe condition due to debris and scrap metal on the floor grating, thereby exposing the employees to a trip/fall hazard.

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
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Citation 1 Item 10 b Type of Violation: **Serious**

29 CFR 1926.350(f)(7): Hoses, cables, and other equipment shall be kept clear of passageways, ladders and stairs:

a. On or about August 4, 2016, located at the former Columbus Municipal Light Plant between the 1st and 2nd floor at the northeastern portion of the building, there was a set of stairs that had an oxygen/propane hose that was ran across its handrail, thereby exposing the employees to a trip/fall hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
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Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1926.851(c): In a multistory building, when a stairwell is being used, it shall be properly illuminated by either natural or artificial means, and completely and substantially covered over at a point not less than two floors below the floor on which work is being performed, and access to the floor where the work is in progress shall be through a properly lighted, protected, and separate passageway:

a. On or about August 4, 2016, located at the second floor stairwell at the former Columbus Municipal Light Plant, employees gained access to and from the second floor without any means of natural or artificial light, thereby exposing the employees to a trip/fall hazard.

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.856(b): Floor openings shall have curbs or stop-logs to prevent equipment from running over the edge:

- a. On or about August 4, 2016, located at the southwestern portion of the 3rd floor of the former Columbus Municipal Light Plant, employees operated an Allis Chalmers, model number FT 20-24 PS, serial number 53348000 forklift where there was an 11 foot , 3 inch floor opening without curbs or stop-logs to prevent equipment from running over the edge into approximately 22 foot floor hole.
- b. On or about August 4, 2016, located on the 3rd floor of the where the eastern generator had been removed at the former Columbus Municipal Light Plant, employees operated an Allis Chalmers, model number FT 20-24 PS, serial number 53348000 forklift where there was a 7 foot, 4 inch by 12 foot, 4 inch floor opening without curbs or stop-logs to prevent equipment from running over the edge into approximately 12 foot floor hole.

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Company Name: Mosier Industrial Services Corporation
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Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1926.1052(c)(12): Unprotected sides and edges of stairway landings shall be provided with guardrail systems. Guardrail system criteria are contained in subpart M of this part:

- a. On or about August 4, 2016, located at the southeastern stairway landing between the 5th and 6th floors, there were no guardrails on the western side of the landing, thereby exposing the employees to a fall hazard of approximately 30 feet.
- b. On or about August 4, 2016, located at the southern center stairway landing between the 5th and 6th floors, there were no guardrails on the eastern side of the landing, thereby exposing the employees to a fall hazard of approximately 30 feet.
- c. On or about August 4, 2016, located at the southeastern stairway landing on the 7th floor, there were no guardrails on the western side of the landing, thereby exposing the employees to a fall hazard of approximately 48 feet.

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Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

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

29 CFR 1926.501(b)(1): "Unprotected sides and edges." Each employee on a walking/working surface (horizontal and vertical surface) with an unprotected side or edge which is 6 feet (1.8 m) or more above a lower level shall be protected from falling by the use of guardrail systems, safety net systems, or personal fall arrest systems:

- a. On or about August 4, 2016, located at the northeastern section on the 2nd floor of the former Columbus Municipal Light Plant, employees worked around and threw scrap material from an unguarded section of the floor, thereby exposing the employees to a fall hazard of approximately 10 feet.
- b. On or about August 4, 2106, located at the northwestern section on the 2nd floor of the former Columbus Municipal Light Plant, employees worked around and threw scrap material from an unguarded section of the floor, thereby exposing the employee to a fall hazard of approximately 10 feet.
- c. On or about August 4, 2016, located at the northeastern section of the 3rd floor of the former Columbus Municipal Light Plant, employees worked around and threw scrap material from an unguarded section of the floor, thereby exposing the employees to a fall hazard of approximately 22 feet.
- d. On or about August 4, 2016, located at the garage door at the eastern end of the former Columbus Municipal Light Plant, employees removed scrap from an unprotected opening while the door was in the up position, thereby exposing the employees to a fall hazard of approximately 9 feet.
- e. On or about August 4, 2016, located at the northern 4th floor at the former Columbus Municipal Light Plant, employees removed batteries from the floor while the employees were exposed to a fall hazard of approximately 15 feet.
- f. On or about August 4, 2016, located on the southwestern portion of the 6th floor near the stairwell, there was an open-sided floor along the western wall on both floors that was approximately 25 feet long by one foot wide, thereby exposing the employees to trip/fall hazards.

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



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Company Name: Mosier Industrial Services Corporation

Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

g. On or about August 4, 2016, located near the southern middle stairway on the 6th floor, there were no guardrails along approximately 20 feet on the eastern side of the floor, thereby exposing the employees to a fall hazard of approximately 40 feet.

h. On or about August 4, 2016, located near the southern middle stairway on the 5th floor, there were no guardrails along approximately 20 feet on the eastern side of the floor, thereby exposing the employees to a fall hazard of approximately 20 feet.

i. On or about August 4, 2016, located near the southern middle stairway on the 4th floor, there were no guardrails along approximately 20 feet on the eastern side of the floor, thereby exposing the employees to a fall hazard of approximately 10 feet.

j. On or about August 4, 2016, located near the southeastern stairway on the 6th floor, there were no guardrails along approximately 20 feet on the western side of the floor, thereby exposing the employees to a fall hazard of approximately 40 feet.

k. On or about August 4, 2016, located near the southeastern stairway on the 5th floor, there were no guardrails along approximately 20 feet on the western side of the floor, thereby exposing the employees to a fall hazard of approximately 20 feet.

l. On or about August 4, 2016, located near the southeastern stairway on the 4th floor, there were no guardrails along approximately 20 feet on the western side of the floor, thereby exposing the employee's to a fall hazard of approximately 10 feet.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/22/2017

Proposed Penalty:

\$76049.00

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



Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

Citation 2 Item 2 Type of Violation: **Willful**

29 CFR 1926.501(b)(4)(i): Each employee on walking/working surfaces shall be protected from falling through holes (including skylights) more than 6 feet (1.8 m) above lower levels, by personal fall arrest systems, covers, or guardrail systems erected around such holes:

- a. On or about August 4, 2016, located at the southeastern portion of the building on the second floor, there were two floor holes that were approximately 24 inch by 48 inch where employees removed scrap material, thereby exposing the employees to a fall hazard of approximately 10 feet.
- b. On or about August 4, 2016, located at the eastern end of the 3rd floor, employees were operating cutting torches to remove a generator's motor while standing at an unprotected floor hole that was approximately 6 foot wide, thereby exposing the employees to an 11 foot fall hazard.
- c. On or about August 4, 2016, located at the southwestern portion of the 3rd floor, employees dropped scrap material through an 11 foot, 3 inch wide unguarded floor hole, thereby exposing the employees to a fall hazard of approximately 22 feet.
- d. On or about August 4, 2016, located where the eastern generator was located on the 3rd floor, there was a floor 7 foot 4 inch by 12 foot 4 inch floor hole where employees worked, thereby exposing the employees to a fall hazard of approximately 12 feet.
- e. On or about August 4, 2016, located where the western generator was located on the 3rd floor, there was a approximate 6 foot floor hole where employees were operating cutting torches, thereby exposing the employees to a fall hazard of approximately 12 feet.
- f. On or about August 4, 2016, located at the southeastern portion of the 3rd floor under the condenser tubes, employees dropped scrap material down into the basement without any protection from a fall hole that was approximately 25 feet long and 24 inches wide, thereby exposing the employees to a fall hazard of approximately 22 feet.



Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation

Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

g. On or about August 4, 2016, located at the 3rd floor walkway to the southern end of the building, there was a 34 inch by 70 inch floor hole where employees removed scrap material, thereby exposing the employees to a fall hazard of approximately 22 feet.

h. On or about August 4, 2016, located at the southwestern stairway on the 4th floor, there was a 11 foot wide floor hole near the boiler that had no means to protect the employees from a fall, thereby exposing the employees to a fall hazard of approximately 10 feet.

i. On or about August 4, 2016, located at the southwestern walkway to the 5th floor, there was a floor hole that measured 60 inches wide by 25 inches where employee gained access to the 5th floor, thereby exposing employees to a fall hazard of 11 feet.

j. On or about August 4, 2016, located in the center of the 5th floor, there was an unprotected floor hole that measured 12 feet in diameter where employees worked, thereby exposing the employees to a fall hazard of 21 feet.

k. On or about August 4, 2016, located at the southern end of the 6th floor, there was an unprotected open floor hole that was that was approximately 40 inches wide and 25 feet long which exposed the employees to a fall hazard of approximately 21 feet.

l. On or about August 4, 2016, located at the 6th floor walkway to the middle set of stairs, there was an unprotected floor hole that was approximately 36 inches by 36 inches, thereby exposing the employees to a fall hazard of approximately 21 feet.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/22/2017

Proposed Penalty:

\$76049.00

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

Inspection Number: 1167526
Inspection Date(s): 08/04/2016 - 08/04/2016
Issuance Date: 02/02/2017



Citation and Notification of Penalty

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215

Citation 3 Item 1 Type of Violation: **Other-than-Serious**

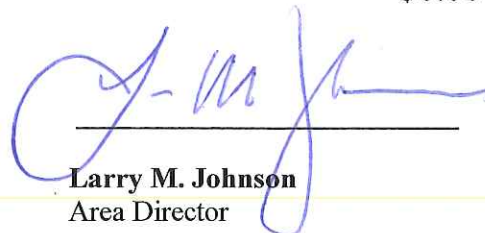
29 CFR 1926.856(c): Employers must meet the requirements specified in subparts N, O and CC of this part:

a. On or about August 4, 2016, located at the former Columbus Municipal Light Plant, the employer did not document annual/comprehensive and monthly inspections of a 40 ton Shaw Box Manning Maxwell & Moore, Inc. overhead crane that was used to hoist sections of scrap equipment.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/22/2017
\$0.00



Larry M. Johnson
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
200 N. High Street
Room 620
Columbus, OH 43215
Phone: 614-469-5582 Fax: 614-469-6791



INVOICE / DEBT COLLECTION NOTICE

Company Name: Mosier Industrial Services Corporation
Inspection Site: 555 West Nationwide Boulevard, Columbus, OH 43215
Issuance Date: 02/02/2017

Summary of Penalties for Inspection Number	1167526
Citation 1, Serious	\$107744.00
Citation 2, Willful	\$152098.00
Citation 3, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$259842.00

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 \$25,000 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.

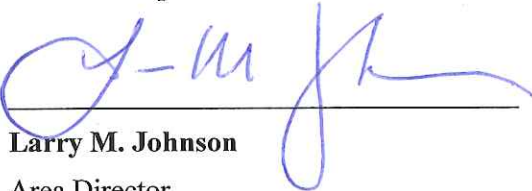
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 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.


Larry M. Johnson
Area Director


Date