

## U.S. Department of Labor

Occupational Safety and Health Administration  
53 Pleasant Street  
Room 3901, J.C. Cleveland Federal Bldg.  
Concord, NH 03301



# Citation and Notification of Penalty

**To:**

Quartz and Stone Creations of New Hampshire, LLC  
and its successors  
P.O. Box 588  
Northwood, NH 03261

**Inspection Number:** 1416754**Inspection Date(s):** 07/19/2019 - 07/19/2019**Issuance Date:** 01/14/2020**Inspection Site:**

11 Tasker Shore Dr.  
Northwood, NH 03261

*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 by calling 603-225-1629. 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](http://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](http://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 01/14/2020. The conference will be held by telephone or at the OSHA office located at 53 Pleasant Street, Room 3901, J.C. Cleveland Federal Bldg., Concord, NH 03301 on

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

## CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

**Inspection Number: 1416754**

Company Name: Quartz and Stone Creations of New Hampshire, LLC  
Inspection Site: 11 Tasker Shore Dr., Northwood, NH 03261  
Issuance Date: 01/14/2020

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, 53 Pleasant Street, Room 3901, J.C. Cleveland Federal Bldg., Concord, NH 03301**

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



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC

**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to crushing hazards from stone slabs:

- a. Overstock Area - On or about July 19, 2019, an employee was working with a forklift operator to remove and replace stone slabs from a storage rack. A slab fell and crushed the employee. His injuries were fatal.
- b. Stone Yard Area - On or about July 19, 2019, an employee was working with a forklift operator to remove and replace stone slabs from a storage rack. This employee was exposed to potentially being crushed by a slab falling.
- c. Overstock Area - On or about July 29, 2019, an employee was working with a forklift operator to remove and replace stone slabs from a storage rack. This employee was exposed to potentially being crushed by a slab falling.
- d. Stone Yard Area - On or about July 29, 2019, an employee was working with a forklift operator to remove and replace stone slabs from a storage rack. This employee was exposed to potentially being crushed by a slab falling.

Among other methods, one feasible and acceptable means of abatement would be to develop procedures or a Job Hazard Analysis (JHA) for safely handling and moving stone slabs. An example of a JHA for moving slabs is contained in the Marble Institute of America Technical Module Safety in the Stone Business. Additionally, follow manufacturer recommendations for portable rack systems including the use of the safety posts.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

01/21/2020

Proposed Penalty:

\$9,282.00

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:** 1416754  
**Inspection Date(s):** 07/19/2019 - 07/19/2019  
**Issuance Date:** 01/14/2020



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.36(h)(4): The outdoor exit route must not have a dead-end that is longer than 20 feet (6.2 m).

Showroom/ yellow building - On or about July 29, 2019, the exterior emergency exit was not maintained in that the emergency escape ladder was completely covered by vegetation and not accessible during fire or other emergency events.

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$3,978.00

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:** Quartz and Stone Creations of New Hampshire, LLC

**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.133(a)(1): The employer did not ensure that appropriate eye or face protection was used when employees were subjected to eye injuries from flying objects, molten metal, liquid chemicals, acids or caustic liquids, chemical gases or vapors or potentially injurious light radiation:

Fabrication building - On or about July 29, 2019, the employer failed to ensure eye protection was utilized by employees assigned polishing duties to prevent severe eye injuries.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

01/21/2020

Proposed Penalty:

\$6,630.00



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

**Inspection Number:** 1416754  
**Inspection Date(s):** 07/19/2019 - 07/19/2019  
**Issuance Date:** 01/14/2020



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.147(c)(1): Energy control program. The employer shall establish a program consisting of energy control procedures, employee training and periodic inspections to ensure that before any employee performs any servicing or maintenance on a machine or equipment where the unexpected energizing, startup or release of stored energy could occur and cause injury, the machine or equipment shall be isolated from the energy source and rendered inoperative:

Fabrication building - On or about July 29, 2019, the employer failed to implement and enforce the use of an adequate energy control program where the program was not developed to include specifically outlined steps for each piece of machinery that the employees were assigned lockout tag out duties. The program also didn't include periodic inspections, specific procedures for locating, shutting down, isolating, blocking and verification of de-energized energy sources to protect employees from the hazards associated with lockout tag out.

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$6,630.00

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:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

1910.178(a)(4): Modifications and additions which affected the capacity and safe operation were performed by the customer or user without manufacturers prior written approval. Capacity, operation, and maintenance instruction plates, tags, and decals were not changed accordingly:

- a. Toyota Fork Truck (Serial Number 61098) - On or about July 19, 2019, an employee was exposed to a crushing hazard while using a forklift where modifications and additions were made to the forklift without permission from the manufacturer. The unapproved modification and usage of the Caldwell boom extension (utilized at approximately 9 feet) and Aardwolf clamp affected the capacity and safe operation while it was used to lift and transport stone slabs.
- b. Toyota Fork Truck (Serial Number 10072) - Modifications and additions were made to the forklift without permission from the manufacturer. The unapproved modification and usage of the boom extension marked as bar code 8 935232 700805 (utilized at approximately 9 feet) and Aardwolf clamp affected the capacity and safe operation while it was used to lift and transport stone slabs.
- c. Toyota Fork Truck (Serial Number 16628) - Modifications and additions were made to the forklift without permission from the manufacturer. The unapproved modification and usage of the Abaco boom extension (utilized at approximately 9 feet) and Aardwolf clamp affected the capacity and safe operation while it was used to lift and transport stone slabs.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$9,282.00

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

**Inspection Number:** 1416754  
**Inspection Date(s):** 07/19/2019 - 07/19/2019  
**Issuance Date:** 01/14/2020



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.178(l)(3): Powered industrial truck operators did not receive initial training in the topics of this subpart, except in topics which the employer could demonstrate they were not applicable to safe operation of the truck in the employer's workplace:

Overstock & Stone Yard Areas - On or about July 19, 2019, the employer did not train employees in the fork and attachment adaption, operation, and use limitations while employees utilized 3 forklifts with 3 boom extensions and 3 friction clamps. Additionally, training regarding operating instructions and warnings, vehicle capacity and stability and required inspections of the vehicles were not provided to the employees using the 3 forklifts and associated equipment.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	01/21/2020
Proposed Penalty:	\$9,282.00

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:** Quartz and Stone Creations of New Hampshire, LLC

**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.178(m)(2): No person shall be allowed to stand or pass under the elevated portion of any truck, whether loaded or empty:

- a. Overstock Area - Toyota Fork Truck (Serial Number 10072) - On or about July 19, 2019, an employee was located and passing under the elevated forklift boom extension while the crew was relocating the stone slabs to a different location.
- b. Stone Yard Area - Toyota Fork Truck (Serial Number 16628) - On or about July 29, 2019, an employee was located and passing under the elevated forklift boom extension while the crew was relocating the stone slabs to a different location.

Date By Which Violation Must be Abated:

01/21/2020

Proposed Penalty:

\$6,630.00



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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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 8 a** Type of Violation: **Serious**

29 CFR 1910.178(o)(6): Extreme care was not used when tilting the load forward or backward, particularly when high tiering. Tilting forward with load engaging means elevated shall be prohibited except to pick up a load. An elevated load shall not be tilted forward except when the load is in a deposit position over a rack or stack:

Overstock Area - Toyota Fork Truck (Serial Number 10072) - On or about July 19, 2019, an employee was working next to a stone slab load being transported and placed into storage while the forklift had the boom extension tilted forward.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	01/21/2020
Proposed Penalty:	\$9,282.00



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.178(p)(1): If at any time a powered industrial truck is found to be in need of repair, defective, or in any way unsafe, the truck shall be taken out of service until it has been restored to safe operating condition:

- a. Toyota Fork Truck (Serial Number 10072)- On or about July 19, 2019, the boom extension marked as bar code 8 935232 700805 was used to lift, transport, and lower stone slab loads while the boom was not attached to the forklift with its securing pins. Additionally, the load end of the boom was excessively worn where the Aardwolf lifting clamp was attached.
- b. Toyota Fork Truck (Serial Number 16628)- On or about July 29, 2019, the forklift was utilized while its back up alarm was modified to decrease the audible warning ability.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

01/21/2020





**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.178(q)(7): Industrial trucks shall be examined before being placed in service, and shall not be placed in service if the examination shows any condition adversely affecting the safety of the vehicle. Such examination shall be made at least daily. Defects when found shall be immediately reported and corrected:

- a. Overstock Area - On or about July 19, 2019, Toyota Fork Truck (Serial Number 10072) the forklift was not adequately inspected in that the boom extension was not examined prior to being place in service to ensure safe and adequate attachment of the extension to the forklift.
- b. Overstock & Stone Yard Areas - On or about July 29, 2019, the Toyota Fork Trucks (Serial Number 10072, 16628 and 61098) were not adequately inspected to ensure appropriate markings (tags, plates or decals) were in located on each forklift to identify the capacity and other necessary manufacturer information.
- c. Stone Yard Areas - On or about July 29, 2019, the Toyota Fork Truck (Serial Number 16628) the forklift was not adequately inspected in that the backup alarm was not operational as designed and was not fully functional.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$9,282.00



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC

**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.242(a): Each employer shall be responsible for the safe condition of tools and equipment used by employees, including tools and equipment which may be furnished by employees:

- a. Fabrication building - On or about July 29, 2019, the Alpha pneumatic air polisher was utilized without the manufacturer's required side handle.
- b. Fabrication building - On or about July 29, 2019, two wet pneumatic grinders were utilized by employees without the disc cover guards required by the manufacturer to prevent severe cuts or amputations.

Date By Which Violation Must be Abated:

01/21/2020

Proposed Penalty:

\$6,630.00



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC

**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.303(b)(1)(viii): Electrical equipment was not free from recognized hazards based on other factors that contribute to the practical safeguarding of persons using or likely to come in contact with the equipment:

- a. Fabrication building - On or about July 29, 2019, the employer failed to protect employees from electrical shock hazards, where two emergency disconnects were located in an area where employees would be required to walk through and stand in approximately 1" of water, while attempting to de-energize the emergency disconnects during maintenance or emergency events.
- b. Fabrication building - Water Treatment Technology control panel - On or about July 29, 2019, the employer failed to protect employees from electrical shock hazards, where the control panel for the machine was in an area where employees would have to stand in approximately 1 inch of water, while attempting to operate the control panel and the employee would be exposed to a shock hazard.
- c. Fabrication building - On or about July 29, 2019, the employer failed to maintain the electrical conduits which were the supply and the energy source for the water treatment technology system, where water was allowed to accumulate around the conduits creating electrical shock hazards for the employees who are required to work and walk in this area.

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$6,630.00



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

**Inspection Number:** 1416754  
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**Issuance Date:** 01/14/2020



**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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

29 CFR 1910.305(b)(3)(ii): 29 CFR 1910.305(b)(3)(ii): Boxes shall be closed by suitable covers securely fastened in place, boxes were not closed as required:

Showroom building - On or about July 29, 2019, employees were exposed electrical shock hazards, where the receptacle outlet was not provided with a cover plate securely fastened in place.

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$3,978.00

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:** 1416754  
**Inspection Date(s):** 07/19/2019 - 07/19/2019  
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**Citation and Notification of Penalty**

**Company Name:** Quartz and Stone Creations of New Hampshire, LLC

**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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**Citation 2 Item 1** Type of Violation: **Other-than-Serious**

29 CFR 1910.37(b)(2): Each exit was not clearly visible and marked by a sign reading "Exit.":

Fabrication building - On or about July 29, 2019, an emergency exit sign was not provided at the exit doors to prevent confusion during fire or emergency events.

Date By Which Violation Must be Abated:

01/21/2020

Proposed Penalty:

\$0.00

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:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261

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**Citation 2 Item 2** Type of Violation: **Other-than-Serious**

29 CFR 1910.37(b)(6): Each exit sign was not illuminated to a surface value of at least five foot-candles (54 lux) by a reliable light source and was not distinctive in color:

- a. Showroom/yellow building - On or about July 29, 2019, the emergency exit sign was not maintained to ensure that the sign was illuminated at all times to prevent confusion during fire or emergency events.
- b. Fabrication building - On or about July 29, 2019, the emergency exit sign was not maintained to ensure that the sign was illuminated at all times to prevent confusion during emergency events.

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$0.00



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

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**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
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**Citation 2 Item 3** Type of Violation: **Other-than-Serious**

29 CFR 1910.157(e)(3): At this establishment, portable fire extinguishers had not been subjected to an annual maintenance check.

Showroom/yellow building - On or about July 29, 2019, a fire extinguisher was not maintained in that the fire extinguisher available for use was last inspected in 2017.

Date By Which Violation Must be Abated:  
Proposed Penalty:

01/21/2020  
\$0.00

A handwritten signature in blue ink, reading "Rosemarie O. Cole".

**Rosemarie O. Cole**  
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  
53 Pleasant Street  
Room 3901, J.C. Cleveland Federal Bldg.  
Concord, NH 03301



## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** Quartz and Stone Creations of New Hampshire, LLC  
**Inspection Site:** 11 Tasker Shore Dr., Northwood, NH 03261  
**Issuance Date:** 01/14/2020

<b>Summary of Penalties for Inspection Number</b>	<b>1416754</b>
<b>Citation 1, Serious</b>	<b>\$87,516.00</b>
<b>Citation 2, Other-than-Serious</b>	<b>\$0.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$87,516.00</b>

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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](http://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.

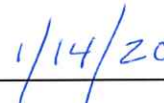
**Delinquent Charges:** A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%)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



**Rosemarie O. Cole**

Area Director

  
Date