

U.S. Department of Labor

Occupational Safety and Health Administration
1222 Spruce Street
Room 9.104
Saint Louis, MO 63103
Phone: 314-425-4249 Fax: 314-425-4289



Citation and Notification of Penalty

To:

Saia Motor Freight Line, LLC.
7337 Hall Street
Saint Louis, MO 63147

Inspection Number: 989627

Inspection Date(s): 08/08/2014 - 09/30/2014

Issuance Date: 02/02/2015

Reply to: Strategic Team Leader

Inspection Site:

7337 Hall Street
Saint Louis, MO 63147

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 02/02/2015. The conference will be held by telephone or at the OSHA office located at 1222

Spruce Street, Room 9.104, Saint Louis, MO 63103 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 989627

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147
Issuance Date: 02/02/2015

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, 1222 Spruce Street, Room 9.104, Saint Louis, MO 63103**

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: Saia Motor Freight Line, LLC.

Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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 1 a Type of Violation: **Serious**

29 CFR 1910.178(l)(3)(i)(M):

Any other operating instructions, warnings, or precautions listed in the operator's manual for the types of vehicle that the employee was being trained to operate.

At the time of the inspection, the employer did not ensure their employees received training on all operating instructions, warnings, or precautions listed in the operator's manual for the Nissan Forklifts, Model # CPJ02A25PV. The training did not include the following warnings listed in the operators manual:

- a) In the front of the manual, Warning: Do not operate the truck unless you have review and understand the Operator's Manual.
- b) On page 81, Warning: Replace the cylinder in a well-ventilated area.
- c) On page 88, Warning: Make sure the cylinder is in the locating pin.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015

Proposed Penalty:

\$7000.00



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

Citation 1 Item 1 b 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 did not ensure that each operator had successfully completed the training.

At the time of the inspection, the employer did not ensure their employees had successfully completed training prior to operating powered industrial trucks. The maintenance lead and three maintenance employees operated powered industrial trucks without successfully completing the required training.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.

Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

29 CFR 1910.178(l)(2)(ii): The employer did not ensure that each operator had successfully completed the training consisting of a combination of formal instruction (e.g., lecture, discussion, interactive computer learning, video tape, written material), practical training (demonstrations performed by the trainer and practical exercises performed by the trainee), and evaluation of the operator's performance in the workplace.

At the time of the inspection, the employer provided training via the training video, but failed to ensure the operators were provided practical exercises to ensure that LPG tanks were changed in a safe manner.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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 2 a Type of Violation: **Serious**

29 CFR 1910.178(l)(4)(ii)(A):

The operator was observed operating the vehicle in an unsafe manner;

On 8/8/2014, at the time of the inspection, two operators were operating forklifts without their seatbelts on. The operators were allowed to continue to operate forklifts without refresher training.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/24/2015
\$7000.00



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

29 CFR 1910.178(l)(4)(ii)(B):

The operator was involved in an accident or near-miss incident;

At the time of the inspection, several forklifts had damaged reverse/backup lights and head lights due to the forklifts hitting concrete pylons and trailer racking/bracing. There was no documented refresher training for operators who had been involved in accidents or near miss incidents.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.

Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

29 CFR 1910.178(q)(7):

Industrial trucks were examined before being placed in service, and were placed in service when the examination showed any condition adversely affecting the safety of the vehicle. Defects when found were not immediately reported and corrected.

At the time of the inspection, an employee was operating a Nissan Forklift, Serial # 05277. The employee performed a Saia Forklift Daily Inspection Report at the beginning of his shift. The inspection indicated the overall condition as BAD. The report indicated the parking brake was bad, battery was dead, the forklift needed tires, there was no side shift and there were wiring shorts; reverse indicator and horn not working properly. The forklift was placed in service when the examination showed multiple conditions adversely affecting the safety of the vehicle. The defects were not corrected.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015

Proposed Penalty:

\$7000.00



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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 1910.303(b)(2):

Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling:

At the time of the inspection, listed or labeled relocatable power taps were not used or installed in accordance with instructions included in the listing or labeling. The following relocatable power taps were used improperly:

- a) In a cubicle in the front office area, a relocatable power tap was connected in series (daisy chained) to a second relocatable power tap to power a personal computer and monitor.
- b) In the dock shack, a relocatable power tap was use to power a window LG AC unit, model # LW1010ER (115 VAC, single phase, 60 HZ & 8.5 Amps).
- c) In the maintenance area, a relocatable power tap had an extension cord plugged into it. The extension cord was powering an Innowave UV Water Dispenser; Model # 10 VHCW (120 VAC, 60 HZ & single phase).

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/24/2015
\$3000.00

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: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

29 CFR 1910.305(g)(2)(iii):

Flexible cords and cables were not connected to devices and fittings so that strain relief was provided that would prevent pull from being directly transmitted to joints or terminal screws.

In an office in the administrative area, a power cord for a relocatable power tap was not connected so that strain relief was provided that would prevent pull from being directly transmitted to joints or terminal screws. Both ends of the cord did not have proper strain relief. The relocatable power tap was used to power a personal computer.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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 5 a Type of Violation: **Serious**

29 CFR 1910.304(g)(5):

Grounding path. The path to ground from circuits, equipment, and enclosures shall be permanent, continuous, and effective.

At the time of the inspection, employees were using equipment which did not have a grounding path. In two instances, the path to ground from equipment was not permanent, continuous, and effective. The following equipment was missing a path to ground:

- a) In the dock area, a NAPA Nitro Air portable air compressors power cord was missing a ground pin on the plug.
- b) In the maintenance area/shop, a Maxx Air High Velocity Fan, approximately 43 inch diameter, was missing a ground pin on the plug.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/24/2015
\$7000.00



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

29 CFR 1910.334(a)(2)(i):

Portable cord and plug connected equipment and flexible cord sets (extension cords) were not visually inspected before use on any shift for external defects (such as loose parts, deformed and missing pins, or damage to outer jacket or insulation) and for evidence of possible internal damage (such as pinched or crushed outer jacket).

Employees were using damaged equipment, which had external defects and evidence of possible internal damage. The following equipment was damaged:

- a) In the dock area, a NAPA Nitro Air portable air compressors power cord was missing a ground pin on the plug. The cord was wrapped in electrical tape and had a damaged outer jacket where a repair/splice had been performed. The high pressure cutout switch was missing a cover exposing the employees to approximately 115 VAC.
- b) In the maintenance area/shop, a Maxx Air High Velocity Fan, approximately 43 inches in diameter, was missing a ground pin on the plug.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.

Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

29 CFR 1910.305(b)(2)(i):

All pull boxes, junction boxes, and fittings were not provided with covers identified for the purpose. In completed installations, each outlet box did not have a cover, faceplate, or fixture canopy.

At the time of the inspection, each outlet box in completed installations did not have a cover. The following outlet boxes were missing covers:

- a) In the maintenance area/shop, a homemade squirrel cage or fan was connected to an electrical outlet located outside of the rest room. The outlet was missing a cover exposing the employees to approximately 115VAC.
- b) In the dock shack, an electrical outlet was missing a cover on the south wall.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.

Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

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 was not taken out of service until it was restored to safe operating condition.

At the time of the inspection, several powered industrial trucks were found to be in need of repair, defective, or in any way unsafe, the trucks were not taken out of service until they were restored to safe operating condition. The following conditions existed:

- a) Several powered industrial trucks were being operated with damaged reverse/backup lights and head lights. The following forklifts had broken or defective reverse/backup lights: serial numbers 02220, 05200, 05272, 05273, 05275, 052279, 06254, and 132117.
- b) Four powered industrial trucks, serial numbers 02251, 05200, 05273, 05275, were missing the the LPG tank locator/indexing pins; two were being operated. Nissan forklift, serial # 02251, was one of the forklifts missing the locator/indexing pin. The forklift was involved in the accident that occurred on 8-7-2014.
- c) Several forklifts were being operated with defective or bypassed LPG tank gate switches, seat pressure and seatbelt switches. Maintenance records revealed seventeen forklifts had repairs performed on the switches after 8-7-2014.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015

Proposed Penalty:

\$55000.00

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: Saia Motor Freight Line, LLC.

Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

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

29 CFR 1910.305(b)(1)(ii):

Unused openings in cabinets, boxes, and fittings were not effectively closed.

In northwest corner of dock area, a junction box had openings that were not effectively closed. The junction box had markings indicating it protected the Spink Air Compressor and lights. The openings were in the upper left corner.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

02/24/2015

Proposed Penalty:

\$0.00



Citation and Notification of Penalty

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147

Citation 3 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.305(g)(1)(iv)(A):

As a substitute for the fixed wiring of a structure;

In the maintenance area, an extension cord was used as a substitute for the fixed wiring. The extension cord was plugged into a relocatable power tap and powering an Innowave UV Water Dispenser, Model # 10 VHCW, for more than a year. The cord was routed from the relocatable power tap around the exterior wall of the restroom and over the entrance/doorway to the water dispenser.

Abatement certification and abatement documentation is required for this violation. The documentation should include written verification of abatement, applicable measurements or monitoring results, and photographs or videos, which you believe will be helpful. The abatement certification sheets are enclosed with the citation(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

02/24/2015
\$0.00

A handwritten signature in dark ink, appearing to read "W. McDonald", written over a horizontal line.

for **William McDonald**
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1222 Spruce Street
Room 9.104
Saint Louis, MO 63103
Phone: 314-425-4249 Fax: 314-425-4289



INVOICE / DEBT COLLECTION NOTICE

Company Name: Saia Motor Freight Line, LLC.
Inspection Site: 7337 Hall Street, Saint Louis, MO 63147
Issuance Date: 02/02/2015

Summary of Penalties for Inspection Number	989627
Citation 1, Serious	\$31000.00
Citation 2, Willful	\$55000.00
Citation 3, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$86000.00

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

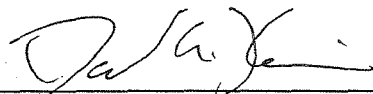
original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.


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.



 **William McDonald**
Area Director

2/2/2015

Date