

Este documento es muy importante. Si usted no habla inglés,
busque un traductor o llame al (814) 874-5150.

U.S. Department of Labor Occupational Safety and Health Administration
1128 State Street Suite 200
Erie, PA 16501
Phone: (814) 874-5150 Fax: (814) 874-5151

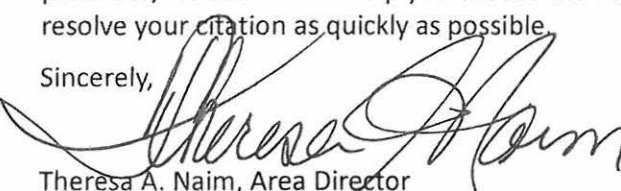


September 22, 2015

Dear Dean Viehl,

On 07/22/2015, an OSHA compliance officer met with you or your representative as part of an inspection at 10047 Keystone Drive Lake City, PA 16423. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,


Theresa A. Naim, Area Director

Your Citation Summary
Sterling Technologies, Inc.
Inspection Number: 1079222

Total Amount Due: \$9,900.00
Payment Due Date: 15 working days
after receipt of
this letter

You must correct each violation by the date listed in the Citation and Notification of Penalty. Please see the violations and the correction deadline for each violation starting on page 6.

Total Number of Violations : 2

Your First Correction Deadline is:
10/19/15

Step 1 – Choose a Response
Option and
Act within 15 working days

Respond now before you lose the ability to discuss potential adjustments to penalty amounts and/or due dates. Please choose one option below and complete the steps on the next page.

Option #1 – Discuss with OSHA

I would like to discuss the citation with an OSHA representative. This may lead to changes in the penalty amount, due date or correction deadlines (if appropriate).

Option #2 – Correct and Pay

I agree with the citation, penalties, and correction deadlines, and do not contest.

Option #3 – Contest the Citation

I do not agree with the citation, penalties, and/or correction deadlines, and would like to contest.

Questions or Concerns?

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (814) 874-5150.

Step 2 – Complete One Option Checklist

Please post a copy of the citation at or near the place where each violation occurred, even if you plan to contest. You can use the checklist to the right to help plan your next steps. Please do not send in your checklist.

Option #1 – Discuss with OSHA

I will complete by:



1. Call: Theresa A. Naim, Area Director, at (814) 874-5150 as soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. ****This meeting does NOT extend your 15 working day deadline to contest the citation.****

☐ ____ / ____



2. Fill in and post the attached "Notice to Employees OSHA Informal Conference" after scheduling meeting.

☐ ____ / ____

Option #2 – Correct Violations and Pay Penalty

I will complete by:



1. Correct violations, then complete and mail the attached "Certification of Corrective Action Worksheet" along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**

☐ ____ / ____



2. Pay the **Total Penalty** by using one of the following methods:
****Include your Inspection Number (see first page) on the payment.****

☐ ____ / ____

Pay Online: Search "OSHA" on www.pay.gov and complete the "OSHA Penalty Payment Form." Pay by debit, credit or Automated Clearing House (ACH) **within 15 working days**. Penalties over \$25,000 must be paid by ACH and require a Transaction ID (Call 202-693-2170 to obtain one).

Pay by Check: Mail check or money order payable to "DOL-OSHA" for the Total Penalty to the OSHA office listed on the first page **within 15 working days**.

Option #3 – Contest the Citation

I will complete by:



Mail a letter of intent to legally contest to the OSHA office listed on the first page, postmarked within **15 working days**.

☐ ____ / ____



Citation and Notification of Penalty

Company Name: Sterling Technologies, Inc.
Inspection Site: 10047 Keystone Drive, Lake City, PA 16423

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

OSH ACT of 1970 Section (5)(a)(1): Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer did not furnish employment and a place of employment which was free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees worked around Rotational Molding Machine ovens, for 12 hours per day, exposing them to excessive heat which could result in heat related illnesses:

- a.) Sterling Technologies Inc., Production Area- On or about July 22, 2015, machine operators operating molding ovens including, but not limited to, machine numbers 280, FS120 and 330 were exposed to excessive heat throughout their work-shift with an hourly time weighted average heat exposure of 82.6 degrees Fahrenheit wet bulb globe temperature (WBGT).
- b.) Sterling Technologies Inc., Production Area- On or about July 29, 2015, machine operators operating molding ovens including, but not limited to, machine numbers 280, FS120 and 330 were exposed to excessive heat throughout their work-shift with an hourly time weighted average heat exposure of 93.1 degrees Fahrenheit wet bulb globe temperature (WBGT).
- c.) Sterling Technologies Inc., Production Area- On or about September 4, 2015, machine operators operating molding ovens including, but not limited to, machine numbers 280, 220 and 330 were exposed to excessive heat throughout their work-shift with an hourly time weighted average heat exposure of 86.6 degrees Fahrenheit wet bulb globe temperature (WBGT).

Among other methods, some feasible methods to correct this violation include but are not limited to:

1. Utilize appropriate tools (e.g., heat stress meter) to evaluate environmental conditions throughout the facility. Ensure that managers are provided with effective training to operate these tools and interpret their data.
2. Implement an effective heat illness prevention program pursuant to which adjustments are made to employee work schedules and work duties for all employees when working conditions become, or are expected to become, potentially hazardous. Ensure that supervisors are effectively trained to implement and enforce this heat illness prevention program.

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: Sterling Technologies, Inc.

Inspection Site: 10047 Keystone Drive, Lake City, PA 16423

3. Implement, enforce, and ensure that employees follow a work/rest regimen in accordance with the American Conference of Industrial Hygienists (ACGIH) 2014 Permissible Heat Exposure Threshold Limit Values (TLVs). Ensure that supervisors are effectively trained to implement and enforce this work/rest regimen.

4. Provide mandatory training for all employees regarding the heat illness prevention program, the health effects associated with heat stress, recognizing symptoms of heat related illnesses, methods of preventing such illnesses, and the importance of employees reporting any symptoms of heat related illnesses to their supervisors.

5. Provide mandatory training for all managers and supervisors regarding how to effectively recognize symptoms of heat related illnesses in others and the procedures to follow when an employee appears to be suffering from symptoms of heat related illness.

6. Implement a heat acclimatization program for new employees, for employees returning to work from absences of four or more days.

7. Permit only those workers acclimatized to heat to perform the more strenuous tasks. Rotate physically demanding job tasks among acclimatized workers.

8. Ensure that cool drinking water and/or other hydrating beverages are readily available to employees working in hot environments. Encourage employees to drink 5 to 7 ounces of cool water every 15 to 20 minutes.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED: Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of the equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:

10/25/2015

Proposed Penalty:

\$6,300.00

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: Sterling Technologies, Inc.
Inspection Site: 10047 Keystone Drive, Lake City, PA 16423

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


29 CFR 1910.101(b): The in-plant handling, storage, and utilization of all compressed gases in cylinders, portable tanks, rail tank cars, or motor vehicle cargo tanks were not in accordance with Compressed Gas Association Pamphlet P-1, which is incorporated by reference as specified in CFR 1910.6, Section 5.8.4, all cylinders were not secured to prevent falling or rolling:

- a.) Rotational Oven Area - On or about July 27, 2015 a compressed gas cylinder of propane, located on platform 1 for molding machine 280, was free standing and not properly secured to prevent falling; and
- b.) Rotational Oven Area - On or about September 4, 2015 a compressed gas cylinder of propane, located on the floor next to molding machine 220, was free standing and was not secured by any device to prevent the cylinder from falling, rolling, or getting knocked over.

ABATEMENT CERTIFICATION REQUIRED: Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of the abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/19/2015
\$3,600.00


Theresa A. Naim
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1128 State Street
Suite 200
Erie, PA 16501
Phone: 814-874-5150 Fax: 814-874-5151



INVOICE / DEBT COLLECTION NOTICE

Company Name: Sterling Technologies, Inc.
Inspection Site: 10047 Keystone Drive, Lake City, PA 16423
Issuance Date: 09/22/2015

Summary of Penalties for Inspection Number	1079222
Citation 1, Serious	\$9,900.00
TOTAL PROPOSED PENALTIES	\$9,900.00

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.

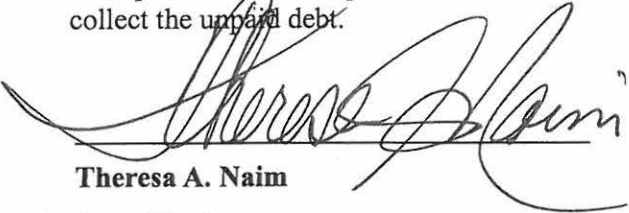
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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



Theresa A. Naim

Area Director

Date

9/22/15