

## U.S. Department of Labor

Occupational Safety and Health Administration  
7935 East Prentice Avenue, Suite 209,  
Greenwood Village CO 80111  
Phone: 303-843-4500 Fax: 303-843-4515



### Notification of Failure to Abate Alleged Violations

**To:**

Vacuum Technologies Corporation  
d/b/a Vacutech, LLC.  
and its successors  
6810 S. Jordan Road,  
Centennial, CO 80112

**Inspection Site:**

6810 S. Jordan Road,  
Centennial, CO 80112

**Original Inspection Number:** 107259**Original Inspection Date:** 06/30/2011 - 09/08/2011**Inspection Number:** 111216**Inspection Date(s):** 01/12/2012 - 05/14/2012**Issuance Date:** 07/10/2012

*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.*

After the original inspection, a Citation(s) was issued to you in accordance with the provisions of the Occupational Safety and Health Act of 1970 (the Act), notifying you of certain violations of the Act and the dates by which they were to be abated. Based upon re-inspection, it is alleged that you have failed to abate the violation(s) listed below within the time prescribed, and the following additional penalties are proposed. The additional penalty is computed by multiplying a daily penalty times the number of days the violation(s) remained unabated. You are to notify the Area Director in writing of the date and nature of the corrective action taken. If you do not abate the violation(s), further penalties may be proposed and other enforcement action to compel abatement may be taken under section 11(b) of the Act.

**Notification of Corrective Action** - For **each** violation which you do not contest, you are required by 29 CFR 1903.19 to submit an Abatement Certification to the Area Director of OSHA office issuing the citation and identified above. The certification **must** be sent by you within **10 calendar days** of the abatement date indicated on the citation. For **Willful** and **Repeat** violations, documents (examples: photos, copies of receipts, training records, etc.) demonstrating that abatement is complete must accompany the certification. Where the citation is classified as **Serious** and the citations states the abatement documentation is required, documents such as those described above are required to be submitted along with the abatement certificate. If the citation indicates that the violation was corrected during the inspection, no abatement certificate is required for that item.

**All abatement verification documents must contain the following information:** 1) Your name and address; 2) the inspection number (found on the front page); 3) the citation and citation item number(s) to which the submission relates; 4) a statement that the information is accurate; 5) the signature of the employer or employer's authorized representative; 6) the date the hazard was corrected; 7) a brief statement of how the hazard was corrected; and 8) a statement that affected employees and their representatives have been informed of the abatement.

The law also requires a copy of all abatement verification documents, required by 29 CFR 1903.19 to be sent to OSHA, also be posted at the location where the violation appeared and the corrective action took place.

You are further notified that you must pay the ADDITIONAL PENALTY unless you inform the Area Director in writing that you intend to contest the Notification or the Additional Penalty within 15 working days (excluding weekends and Federal holidays) from your receipt of this notification. If you do not contest within 15 working days after receipt, the Notification and the additional penalties will become the final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency. Issuance of this Notification 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 the Notification is affirmed by the Review Commission.

Make your check or money order payable to "DOL-OSHA". Please indicate the Inspection Number on the remittance.

**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 the OSHA to discuss the Notification of Failure to Abate Alleged Violations issued on 07/09/2012. The conference will be held at the OSHA office located at 7935 East Prentice Avenue, Suite 209, Greenwood Village, CO 80111 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.

## CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Original Inspection Number: 107259

Company Name: Vacuum Technologies Corporation d/b/a Vacutech, LLC.

Inspection Site: 6810 S. Jordan Road, Centennial, CO 80112

Issuance Date: 07/10/2012

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, 7935 East Prentice Avenue, Suite 209, Greenwood Village, CO 80111.**

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.

\_\_\_\_\_  
NAME OF COMPANY OFFICIAL

\_\_\_\_\_  
DATE

\_\_\_\_\_  
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



**Notification of Failure to Abate Alleged Violation**

**Original Inspection:** 107259

**Inspection Number:** 111216

**Original Inspection Dates:** 06/30/2011 - 09/08/2011

**Inspection Date(s):** 01/12/2012 - 05/14/2012

**Issuance Date:** 07/10/2012

**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.

**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

Citation 1 Item 3

29 CFR 1910.179(b)(5): The rated load of crane(s) was not plainly marked on each side of the crane:

The employer does not provide plainly marked load ratings on each side of the crane so as to protect employees from hazards, such as but not limited to, crushing and/or struck-by hazards.

Employees are required to use overhead and gantry cranes, which have not been load rated, to lift steel pipe. To abate these violations, the employer must ensure each side of the overhead or gantry crane is plainly marked with a load rating.

Pursuant to 29 C.F.R. 1903.19, the employer must submit abatement certification and documentation by August 7, 2012.

**Additional Penalty:**

**\$9,000.00**

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



**Notification of Failure to Abate Alleged Violation**

**Original Inspection:** 107259

**Inspection Number:** 111216

**Original Inspection Dates:** 06/30/2011 - 09/08/2011

**Inspection Date(s):** 01/12/2012 - 05/14/2012

**Issuance Date:** 07/10/2012

**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.

**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

Citation 2 Item 1

29 CFR 1910.95(c)(1): The employer did not administer a continuing, effective hearing conservation program as described in 29 CFR 1910.9(c) through (o) whenever employee noise exposures equal or exceed an 8-hour time-weighted average sound level of 85 decibels measured on the A scale, or equivalently a dose of fifty percent:

The employer does not provide a continuing, effective hearing conservation program to protect employees from hazards such as, but not limited to, temporary and permanent threshold shifts in hearing.

Employees, who are required to grind, cut and shape metal are exposed to 8-hour time weighted average sound levels which exceed 85 decibels measured on the A scale, or an equivalent dose of fifty percent. In addition, other employees who are working in the general area where these operations are taking place are also exposed to 8-hour time-weighted average sound levels which exceed 85 decibels measured on the A scale or an equivalent dose of fifty percent. To abate these violations, the employer must administer a continuing, effective hearing conservation program and take steps to ensure all subparts of the program are followed.

Pursuant to 29 C.F.R. 1903.19, the employer must submit abatement certification and documentation by August 7, 2012.

**Additional Penalty:**

**\$35,000.00**

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



**Notification of Failure to Abate Alleged Violation**

**Original Inspection:** 107259

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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 2 Item 2 a**

29 CFR 1910.134(c)(1): A written respiratory protection program that included the provisions in 29 CFR 1910.134(c)(1)(i) - (ix) with worksite specific procedures was not established and implemented for required respirator use:

The employer does not have an effective written respiratory protection program to protect employees who are required to utilize tight-fitting, elastomeric, half-face respirators for the purposes of mixing chemicals, spraying primer and paint as well as applying Bondo putty. Potential hazards include, but are not limited to, respiratory or systemic illness due to hazardous chemical vapor exposure. To abate these violations, the employer must implement an effective written respiratory protection program and take steps to ensure all program elements are implemented and followed.

Pursuant to 29 C.F.R. 1903.19, the employer must submit abatement certification and documentation by August 7, 2012.

**Additional Penalty:**

**\$35,000.00**

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



**Notification of Failure to Abate Alleged Violation**

**Original Inspection:** 107259

**Inspection Number:** 111216

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**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.

**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

Citation 2 Item 2 b

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employee's ability to use a respirator, before the employee was fit tested or required to use the respirator in the workplace:

The employer does not ensure employees, who are required to utilize tight-fitting, elastomeric, half-face respirators for the purposes of mixing chemicals, spraying primer and paint as well as applying Bondo putty, are medically qualified to wear the required respirator prior to the initial use of the respirator so as to protect employees from hazards such as, but not limited to, respiratory or systemic illness due to hazardous chemical vapor exposure. To abate these violations, the employer must implement an effective written respiratory protection program and take steps to ensure all program elements, such as medical qualification to wear a respirator, are followed.

Pursuant to 29 C.F.R. 1903.19, the employer must submit abatement certification and documentation by August 7, 2012.

Additional Penalty:

\$0.00



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



**Notification of Failure to Abate Alleged Violation**

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**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.

**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

Citation 2 Item 2 c

29 CFR 1910.134(f)(2): The employer did not ensure that an employee using a tight-fitting facepiece respirator was fit tested prior to initial use of the respirator, whenever a different respirator facepiece is used, and at least annually thereafter:

The employer does not ensure employees who are required to utilize tight-fitting, elastomeric, half-face respirators for the purposes of mixing chemicals, spraying primer and paint as well as applying Bondo putty, are fit-tested prior to the initial use of the respirator and at least annually thereafter so as to protect employees from hazards such as, but not limited to, respiratory or systemic illness due to hazardous chemical vapor exposure. To abate these violations, the employer must implement an effective written respiratory protection program and take steps to ensure all program elements, such as initial and annual fit-testing of required-use respirators, are implemented and followed.

Pursuant to 29 C.F.R. 1903.19, the employer must submit abatement certification and documentation by August 7, 2012.

Additional Penalty:

\$0.00

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



**Notification of Failure to Abate Alleged Violation**

**Original Inspection:** 107259

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**Inspection Date(s):** 01/12/2012 - 05/14/2012

**Issuance Date:** 07/10/2012

**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.

**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

Citation 2 Item 3

29 CFR 1910.212(a)(1): One or more methods of machine guarding was not provided to protect the operator and other employees in the machine area from hazards such as those created by points of operations, ingoing nip points, rotating parts, flying chips and sparks:

The employer does not provide machine guarding to protect employees from hazards such as, but not limited to, amputations, lacerations, abrasions and broken bones.

- a) Employees, who are required to use the Imcar Roller Machine for the purposes of shaping and forming sheet metal, are exposed to in-going pinch points. To abate these violations, the employer must guard all points of operation and take steps to ensure guards remain in place while employees are in the area.
- b) Employees, who are required to use the horizontal band saw to cut metal, are exposed to amputation hazards. To abate these violations, the employer must guard all points of operation and take steps to ensure guards remain in place while employees are in the area.
- c) Employees, who are required to use the Dayton horizontal belt sander to sand metal, are exposed to in-going nip points. To abate these violations, the employer must guard all points of operation and take steps to ensure guards remain in place while employees are in the area.
- d) Employees, who are required to use the Piranha P-50 Ironworker to cut steel, are exposed to amputation hazards, specifically from the bar sheer point of operation. To abate this violation, the employer must guard all points of operation and take steps to ensure guards remain in place while employees are in the area.

Pursuant to 29 C.F.R. 1903.19, the employer must submit abatement certification and documentation by August 7, 2012.

Additional Penalty:

\$75,000.00

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



**Notification of Failure to Abate Alleged Violation**

**Original Inspection:** 107259

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**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.

**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

Citation 2 Item 5

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

The employer does not provide effective hazard communication training so as to protect employees from hazards associated with using hazardous chemicals for the operations of mixing, spraying paint and/or primer and cleaning equipment used for such operations.

Employees, who are required to use various hazardous chemicals which include, but are not limited to, urethane paints, epoxy primers and various additives such as urethane hardener, acetone, mineral spirits and lacquer thinner, have not been trained on the hazards or proper protection measures of those chemicals. To abate this violation, the employer must provide effective hazard communication training specifically regarding in-house hazardous chemicals used for production means and take steps to ensure employees remained trained should new hazardous chemicals be introduced into the work area.

Pursuant to 29 C.F.R. 1903.19, the employer must submit abatement certification and documentation by August 7, 2012.

Additional Penalty:

\$35,000.00

A handwritten signature in black ink, appearing to read "David Nelson", is written over a horizontal line.

**David Nelson**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
7935 East Prentice Avenue, Suite 209,  
Greenwood Village, CO 80111  
Phone: 303-843-4500 Fax: 303-843-4515



## INVOICE / DEBT COLLECTION NOTICE

**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.  
**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112  
**Issuance Date:** 07/10/2012  
**Opt. Insp.:**

**Summary of Penalties for Inspection Number** 107259  
**Followup Inspection Number** 111216

**TOTAL ADDITIONAL PROPOSED PENALTIES** = \$ 189,000.00

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.

OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than 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 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 to 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 accessed occurring 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 accessed for demand letters sent in an attempt to collect the unpaid debt.



**David Nelson**

Area Director

7/10/12

Date

## U.S. Department of Labor

Occupational Safety and Health Administration  
7935 East Prentice Avenue, Suite 209,  
Greenwood Village, CO 80111  
Phone: 303-843-4500 Fax: 303-843-4515



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## Citation and Notification of Penalty

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**To:**  
Vacuum Technologies Corporation  
d/b/a Vacutech, LLC.  
and its successors  
6810 S. Jordan Road,  
Centennial, CO 80112

**Inspection Number:** 111216  
**Inspection Date(s):** 01/12/2012 - 05/14/2012  
**Issuance Date:** 07/10/2012

**Inspection Site:**  
6810 S. Jordan Road  
Centennial, CO 80112

*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.*

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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 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.

OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements 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, 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 06/07/2012. The conference will be held at the OSHA office located at 7935 East Prentice Avenue, Suite 209, Greenwood Village, CO 80111 on \_\_\_\_\_ at

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

## CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 111216

Company Name: Vacuum Technologies Corporation d/b/a Vacutech, LLC.

Inspection Site: 6810 S. Jordan Road, Centennial, CO 80112

Issuance Date: 07/10/2012

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, 7935 East Prentice Avenue, Suite 209, Greenwood Village, CO 80111**

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

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

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

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

Signature \_\_\_\_\_

Date \_\_\_\_\_

Typed or Printed Name \_\_\_\_\_

Title \_\_\_\_\_

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

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

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

Inspection Number: 111216  
Inspection Date(s): 01/12/2012 - 05/14/2012  
Issuance Date: 07/10/2012



**Citation and Notification of Penalty**

**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.  
**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

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

29 CFR 1910.252(b)(2)(iii): Workers and other persons adjacent to the welding area were not protected from the rays by noncombustible or flameproof screens or shields:

a) On or about January 12, 2012, the employer, Vacuum Technologies Corporation d/b/a Vacutech, LLC, did not ensure employees, who are required to work in areas adjacent to welding operations, were protected from arc welding rays by the use of welding screens or shields.

**Abatement Note:** Abatement certification is required for this item (see enclosed "Sample Abatement-Certification Letter").

Date by which Violation must be Abated:  
Proposed Penalty:

08/07/2012  
\$0.00

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

**Inspection Number:** 111216  
**Inspection Date(s):** 01/12/2012 - 05/14/2012  
**Issuance Date:** 07/10/2012



**Citation and Notification of Penalty**

**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech, LLC.  
**Inspection Site:** 6810 S. Jordan Road, Centennial, CO 80112

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

29 CFR 1910.305(g)(1)(iv)(D): Flexible cords and cables were attached to building surfaces:

a) On or about January 12, 2012, the employer, Vacuum Technologies Corporation d/b/a Vacutech, LLC., did not ensure flexible cord sets were not attached to building surfaces.

**Abatement Note:** Abatement certification is required for this item (see enclosed "Sample Abatement-Certification Letter").

Date by which Violation must be Abated:  
Proposed Penalty:

08/07/2012  
\$0.00

A handwritten signature in dark ink, appearing to be "D. Nelson", written over a horizontal line.

**David Nelson**  
Area Director



**U.S. Department of Labor**  
Occupational Safety and Health Administration  
7935 East Prentice Avenue, Suite 209  
Greenwood Village, CO 80111  
Phone: 303-843-4500 Fax: 303-843-4515



## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** Vacuum Technologies Corporation d/b/a Vacutech LLC.  
**Inspection Site:** 6810 S. Jordan Rd., Centennial, Colorado 80112  
**Issuance Date:** 07/10/2012

<b>Summary of Penalties for Inspection Number</b>	<b>111216</b>
<b>Citation 1, Other-than-Serious</b>	<b>\$0.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$0.00</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.

OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order 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.



**David Nelson**

Area Director



Date