

U.S. Department of Labor
Occupational Safety and Health Administration
1205 Texas Ave.
Room 806
Lubbock, TX 79401
Phone: 806-472-7681 Fax: 806-472-7686



Citation and Notification of Penalty

To:
Venture Chemicals Inc.
and its successors
2945 Old Seagraves Rd
Seagraves, TX 79359

Inspection Number: 1014804
Inspection Date(s): 12/18/2014 - 12/18/2014
Issuance Date: 06/06/2015

Inspection Site:
2945 Old Seagraves Rd
Seagraves, TX 79359

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or** you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. **Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.**

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>.

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will process the payments as if these restrictions or conditions do not exist.

Notification of Corrective Action – For each violation which you do not contest, you must provide ***abatement certification*** to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that ***abatement documentation*** is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/06/2015. The conference will be held by telephone or at the OSHA office located at 1205 Texas Ave., Room 806, Lubbock, TX 79401 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1014804

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359
Issuance Date: 06/06/2015

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, 1205 Texas Ave., Room 806, Lubbock, TX 79401**

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.22(a)(1): All places of employment, passageways, storerooms or service rooms were not kept clean and orderly or in a sanitary condition.

On or about December 18, 2014 the employer failed to ensure that all places of employment in building four were free from hazardous build up of combustible wood dust exposing employees to fire and explosion hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$4900.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) were not maintained in a clean condition.

On or about December 18, 2014 the employer failed to ensure that all places of employment in building four were free from hazardous build up of combustible wood dust exposing employees to fire and explosion hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$4900.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.23(c)(1): Open-sided floors and/or platforms four feet or more above adjacent floor or ground level were not guarded with standard railings (or equivalent) and toeboards.

On or about December 18, 2014 the employer did not ensure that fall protection was provided for employees when they were working in excess of four feet exposing employees to fall hazards in the following instances:

- 1) On platform in building six
- 2) On platform in carbon black area

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$3500.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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 1910.134(f)(1): The employer did not ensure that employee(s) required to use a tight-fitting facepiece respirator passed the appropriate qualitative fit test (QLFT) or quantitative fit test (QNFT).

On or about December 18, 2014 the employer failed to ensure that all employees who were required to use a respirator were required to pass a fit test of any type exposing employees to chemical hazards.

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$4200.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.134(f)(2): Employee(s) using tight-fitting facepiece respirators were not fit tested prior to initial use of the respirator.

On or about December 18, 2014 the employer failed to ensure that all employees who were required to use a respirator were required to pass a fit test of any type prior to using a tight fitting respirator exposing employees to chemical hazards.

Date By Which Violation Must be Abated:

07/02/2015



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.151(c): Where employees were exposed to injurious corrosive materials, suitable facilities for quick drenching or flushing of the eyes and body were not provided within the work area for immediate emergency use.

On or about December 18, 2014 the employer failed to ensure that facilities were available and in serviceable condition for employees to flush there eyes and body in the event of exposure to a corrosive material in the facility exposing employees to chemical hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$4200.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.176(b): Material stored in tiers was not stacked, blocked, interlocked or limited in height so that it was stable and secure against sliding and collapse.

On or about December 18, 2014 the employer did not ensure that material was stacked in a manner that would prevent the accidental falling of material exposing employees to struck-by hazards in warehouse one.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$2800.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.178(c)(2)(vii): Power-operated industrial trucks designated as DY, EE, or EX are not used in atmospheres in which combustible dust is not normally in suspension in the air by normal operation of equipment or apparatus but where deposits or accumulations of such dust could be ignited by arcs or sparks originating in the truck.

On or about December 18, 2014 the employer did not ensure that powered industrial trucks designated as LP were not operated in areas containing combustible dust exposing employees to fire and explosion hazards in building four.

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$2800.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

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 point of operation, ingoing nip points, rotating parts, flying chips and sparks.

On or about December 18, 2014 the employer did not ensure that two augers were guarded in building two exposing employees to caught-in hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$3500.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.219(c)(2)(i): All exposed part(s) of horizontal shafting seven (7) feet or less from floor or working platform were not protected by stationary casing(s) enclosing shafting completely or by trough(s) enclosing sides and top or sides and bottom of shafting.

On or about December 18, 2014 the employer did not ensure that horizontal shafting was guarded exposing employees to caught in hazards in the following instances:

- 1) Shaft on motor providing power to chain and sprocket located in building two
- 2) Shaft on motor providing power to chain and sprocket located in building six

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$4200.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

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

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o).

On or about December 18, 2014 the employer did not ensure that pulleys were guarded to prevent accidental contact exposing employees to caught-in hazards in the following instances:

- 1) On a mixing machine located in building four
- 2) Connected to a motor on mixing machine located in building four
- 3) On the end of an auger in the carbon black area

Date By Which Violation Must be Abated: 07/02/2015
Proposed Penalty: \$2100.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.219(e)(3)(i): Vertical or inclined belt(s) were not enclosed by guard(s) conforming to the requirements specified at 29 CFR 1910.219(m) and (o).

On or about December 18, 2014 the employer did not ensure that belts were guarded to prevent accidental contact exposing employees to caught-in hazards in the following instances:

- 1) On a mixing machine located in building four
- 2) Connected to a motor on mixing machine located in building four

Date By Which Violation Must be Abated:

07/02/2015



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.303(b)(7)(i): Unused openings in boxes, raceways, auxiliary gutters, cabinets, equipment cases, or housings were not effectively closed to afford protection substantially equivalent to the wall of the equipment.

On or about December 18, 2014 the employer did not ensure that electrical equipment was effectively closed exposing employees to electrical hazards in the following instances:

- 1) Missing knockout on a electrical box in building four
- 2) Missing knockout on electrical junction box in building two
- 3) Missing knockout on electrical knife switch box in building two
- 4) Missing knockout on electrical junction box in building five on a mixer
- 5) Missing knockout on electrical knife switch box in building five
- 6) Missing knockout on electrical control box in building five
- 7) Missing knockout on electrical knife switch against wall in building six

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$2100.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose, nor located and arranged so the purpose was evident.

On or about December 18, 2014 the employer did not ensure that electrical circuits were labeled in building six exposing employees to electrical hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$2100.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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 13 a Type of Violation: **Serious**

29 CFR 1910.305(c)(4): Snap switches mounted in boxes did not have faceplates installed so as to completely cover the opening and seat against the finished surface.

On or about December 18, 2014 the employer did not ensure that a electrical snap switch located in building five was provided with covers exposing employees to electrical hazards.

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$4200.00

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

Inspection Number: 1014804
Inspection Date(s): 12/18/2014 - 12/18/2014
Issuance Date: 06/06/2015



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 1 Item 13 b Type of Violation: **Serious**

29 CFR 1910.305(d)(2): Panelboards were not mounted in cabinets, cutout boxes, or enclosures designed for the purpose and/or were not dead front.

On or about December 18, 2014 the employer did not ensure that an electrical cabinet located in building six was not dead front exposing employees to electrical hazards.

Date By Which Violation Must be Abated:

07/02/2015

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and/or cables were used as a substitute for the fixed wiring of a structure.

On or about December 18, 2014 the employer did not ensure that flexible cables were not used as a substitute for the fixed wiring of a structure exposing employees to electrical hazards in the following instances:

- 1) Located in building six supplying electrical current to a light and scale
- 2) Located in building four supplying current to a light

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$2100.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 1 Item 15 Type of Violation: **Serious**

29 CFR 1910.305(j)(2)(i): Receptacles, cord connectors and attachment plugs were not constructed so that they would not accept an attachment plug with a different voltage or current rating than that for which the device was intended.

On or about December 18, 2014 the employer did not ensure that electrical outlets were provided with covers exposing employees to electrical hazards in the following instances:

- 1) On two gang electrical outlet in change building
- 2) On a single gang electrical outlet in change building

Date By Which Violation Must be Abated:
Proposed Penalty:

07/02/2015
\$2100.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 1 Item 16 Type of Violation: **Serious**

29 CFR 1910.307(c)(2)(i): Equipment in hazardous (classified) location(s) was not approved for the ignitable or combustible properties of the specific gas, vapor, dust, or fiber that was or could be present.

On or about December 18, 2014 the employer did not ensure that electrical components used in the area were approved for use in areas that contained combustible dust exposing employees to fire and explosion hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$2100.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 1 Item 17 Type of Violation: **Serious**

29 CFR 1910.1000(a)(2): Employee(s) were exposed to an airborne concentration of Particulates Not Otherwise Regulated (Total Dust) listed in Table Z-1 in excess of the 8 hour Time Weighted Average concentration of 15 mg/m³.

On or about December 18, 2014 the employer did not ensure that employees were protected from respiratory hazards in excess of permissible exposure limit (PEL) while working in production areas of buildings 6 and 5.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$4900.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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 18 a Type of Violation: **Serious**

29 CFR 1910.1200(f)(5)(i): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the identity of the hazardous chemical(s) contained therein.

On or about December 18, 2014 the employer did not ensure that containers were labeled exposing employees to chemical hazards in the following instances:

- 1) Five gallon containers in wax laboratory
- 2) Five hundred gallon propane tank in front of facility
- 3) One liter bottles in laboratory

Date By Which Violation Must be Abated: 07/02/2015
Proposed Penalty: \$2100.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 1 Item 18 b Type of Violation: **Serious**

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:

On or about December 18, 2014 the employer did not ensure that employees had received chemical training in the chemicals that they were working with at the facility exposing employees to chemical hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 07/02/2015



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.134(k)(1): The employer did not provide respirator training that would ensure each employee could demonstrate knowledge of items in section (i)-(vii).

On or about December 18, 2014 the employer failed to ensure that all employees had been trained on the proper use of a respirator exposing employees to respiratory hazards at the facility.

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$0.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.134(m)(1): Records of medical evaluations required by 29 CFR 1910.134 were not retained and made available in accordance with 1910.1020.

On or about December 18, 2014 the employer failed to maintain medical evaluations of employees who have had a medical evaluation and evaluations were not made available.

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$0.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

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

29 CFR 1910.147(c)(1): The employer did not establish a program consisting of an energy control procedure, employee training and periodic inspections to ensure that before any employee performed 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.

On or about December 18, 2014 the employer did not establish a written program for the control of hazardous energy at the facility exposing employees to electrical, caught-in, and caught-by hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$700.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 2 Item 4 Type of Violation: **Other-than-Serious**

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section.

On or about December 18, 2014 the employer did not establish procedures for the control of hazardous energy exposing employees to electrical, caught-in, and struck-by hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$700.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 2 Item 5 Type of Violation: **Other-than-Serious**

29 CFR 1910.147(c)(7)(i): The employer did not provide adequate training to ensure that the purpose and function of the energy control program was understood by employees.

On or about December 18, 2014 the employer did not provide training for employees in the control of hazardous energy exposing employees to electrical, caught-in, and struck-by hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$700.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 2 Item 6 Type of Violation: **Other-than-Serious**

29 CFR 1910.178(f)(2): 29 CFR 1910.178(f)(2): The storage and handling of liquefied petroleum gas fuel shall be in accordance with NFPA Storage and Handling of Liquefied Petroleum Gases (NFPA No. 58-1969), which is incorporated by reference as specified in Sec. 1910.6. Section 7.4.4.1: An overfilling prevention device shall not be the primary means to determine when a cylinder is filled to the maximum allowable filling limits.

On or about December 18, 2014 the employer did not ensure that liquid propane tanks were filled in an area that was safe from tampering and contact with vehicles exposing employees to chemical hazards near the propane filling area.

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$700.00



Citation and Notification of Penalty

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 2 Item 7 Type of Violation: **Other-than-Serious**

29 CFR 1910.178(l)(1)(i): The employer did not ensure that each powered industrial truck operator is competent to operate a powered industrial truck safely, as demonstrated by the successful completion of the training and evaluation specified in this paragraph (l).

On or about December 18, 2014 the employer did not ensure that employees had received training in the operation of powered industrial trucks at the facility exposing employees to struck-by and other hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 2 Item 8 Type of Violation: **Other-than-Serious**

29 CFR 1910.305(g)(2)(ii): Flexible cords were not used only in continuous lengths without splice or tap.

On or about December 18, 2014 the employer did not ensure that flexible cables were used in continuous length without splice or tap exposing employees to electrical hazards In the following instances:

- 1) On flexible cable providing electrical current to an overhead crane in building four in the presence of combustible dust
- 2) On flexible cable providing electrical current to a light and scale in building six

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	07/02/2015
Proposed Penalty:	\$700.00

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: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359

Citation 2 Item 9 Type of Violation: **Other-than-Serious**

29 CFR 1910.305(g)(2)(iii): Flexible cords were not connected to devices and fittings so that tension would not be transmitted to joints or terminal screws.

On or about December 18, 2014 the employer did not ensure that flexible electric cables were connected to electrical equipment so as to prevent accidental contact with electrical current exposing employees to electrical hazards in the following instances:

- 1) Lack of strain relief on electrical motor connected to mixer in building four
- 2) Lack of strain relief on electrical controls in carbon black area
- 3) Lack of strain relief on electrical control in building six

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 07/02/2015
Proposed Penalty: \$700.00

A handwritten signature in black ink, appearing to read "E L Routh", written over a horizontal line.

Elizabeth Linda Routh
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1205 Texas Ave.
Room 806
Lubbock, TX 79401
Phone: 806-472-7681 Fax: 806-472-7686



INVOICE / DEBT COLLECTION NOTICE

Company Name: Venture Chemicals Inc.
Inspection Site: 2945 Old Seagraves Rd, Seagraves, TX 79359
Issuance Date: 06/06/2015

Summary of Penalties for Inspection Number	1014804
Citation 1, Serious	\$58800.00
Citation 2, Other-than-Serious	\$4200.00
TOTAL PROPOSED PENALTIES	\$63000.00

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.



Elizabeth Linda Routh

Area Director



Date

U.S. Department of Labor

Occupational Safety and Health Administration

Lubbock Area Office

1205 Texas Avenue, Room 806

Lubbock, Texas 79401

Phone: 806-472-7681 Fax: 806-472-7686

<http://www.osha.gov>



Venture Chemicals Inc.
2945 Old Seagraves Rd
Seagraves, TX 79359

Dear Employer:

Under a law passed by Congress in 1996, the Small Business Administration (SBA) has established the SBA Ombudsman and SBA Regional Fairness Boards to investigate small business complaints pertaining to federal agency enforcement actions.

If you are a small business and believe you have been treated unfairly by the Occupational Safety and Health Administration (OSHA), you may file a written, signed complaint with the SBA Ombudsman at:

Small Business Administration
Office of the National Ombudsman
409 Third Street SW
Washington, DC 20024
Phone: (202) 205-2417
Fax: (202) 481-5719

You can also access and download the Complaint/Comment form by visiting their website at:

<http://www.sba.gov/aboutsba/sbaprograms/ombudsman/index.html>

Or, call Toll Free: 1-888-REGFAIR

NOTE: Filing a complaint with the SBA Ombudsman does not affect any obligation you may have to comply with an OSHA citation or other enforcement action. Nor does it mean you need not to take other available legal steps to protect your interest.

Your support in worker occupational health and safety is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "E L Routh".

Elizabeth Linda Routh
Area Director