

U.S. Department of Labor

Occupational Safety and Health Administration
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: 518-464-4338 Fax: 518-464-4337



Citation and Notification of Penalty

To:

Verla International, Ltd.
and its successors
463 Temple Hill Road
New Windsor, NY 12553

Inspection Number: 1278776**Inspection Date(s):** 11/20/2017 - 05/04/2018**Issuance Date:** 05/07/2018**Inspection Site:**

463 Temple Hill Road
New Windsor, NY 12553

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 05/07/2018. The conference will be held by telephone or at the OSHA office located at 401

New Karner Road, Suite 300, Albany, NY 12205 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1278776

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553
Issuance Date: 05/07/2018

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, 401 New Karner Road, Suite 300, Albany, NY 12205**

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

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

Inspection Number: 1278776
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

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

29 CFR 1910.28(b)(1)(i): The employer did not ensure that each employee on a walking-working surface with an unprotected side or edge that was 4 feet (1.2 m) or more above a lower level was protected from falling by one or more of the following: Guardrail systems, safety net systems, or personal fall arrest systems:

a) Main Building Packaging "A" Area - On December 1, 2017, and at times prior, the employer did not provide a mid-rail for fall protection along the unprotected edge of the area above the offices in the production area used for storage of equipment, only a top guard rail was in place.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$8130.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1278776
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.29(f)(4): An opening in a stair rail system exceeded 19 inches at its least dimension:

a) Main Building, near Production Line "A" - On December 1, 2017, and at times prior, the employer did not provide a mid-rail for fall protection along the edge of a stairway, and the stairway landing 6 feet above the floor, which created an opening that exceeded 19 inches.

Date By Which Violation Must be Abated:

Corrected During Inspection

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: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.106(e)(6)(i): Adequate precautions were not taken to prevent the ignition of flammable vapors from sources such as open flames; lightning; smoking; cutting and welding; hot surfaces; frictional heat; static, electrical, and mechanical sparks; spontaneous ignition, including heat-producing chemical reactions; and radiant heat:

a) Batching Area in the Main Building - On and prior to November 20, 2017, the employer did not take precautions to prevent ignition of flammable liquids during transfer. Employees were exposed to fire and explosion while transferring flammable liquids including but not limited to Hexamethyldisiloxane (Class 2 flammable liquid). Sources of ignition were not evaluated including but not limited to the static electricity from polypropylene lab coats and the use of paper towels to clean small spills of flammable liquids.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	05/11/2018
Proposed Penalty:	\$12934.00



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.157(g)(2): The educational program to familiarize employees with the general principles of fire extinguisher use and the hazards involved with incipient stage fire fighting was not provided to all employees upon initial employment, and at least annually thereafter:

a) 463 Temple Hill Road, New Windsor - On December 1, 2017, and at times prior, the employer designated certain employees for fire extinguisher use, but did not repeat the training at least annually for those employees.

The employer must either correct the alleged violation item(s) or implement a Fire Safety Policy, as outlined in 29 CFR 1910.38(a) and (b), which includes the evacuation requirement of 29 CFR 1910.157(b).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	06/22/2018
Proposed Penalty:	\$8130.00

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

Inspection Number: 1278776
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.242(b): Compressed air used for cleaning purposes was not reduced to less than 30 P.S.I.:

a) Main Building Metal Shop - On December 20, 2017, and at times prior, the employer provided compressed air for cleaning purposes in the shop area that was at 43 p.s.i., exposing employees to potential air embolism.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$6097.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1278776
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

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

29 CFR 1910.303(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:

a) Main Building Buildings 2, 3, and 4 - On December 1, 2017, and at times prior, the employer did not legibly mark each disconnecting means, and circuit breaker inside panel boxes, as to its purpose.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10163.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1278776
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.304(e)(1)(i): The service disconnecting means was not readily accessible nearest the point of entrance of the service-entrance conductors:

a) Main Building Packaging "A" Area - On December 1, 2017, and at times prior, the service entrance disconnecting means was installed too high to be readily accessible. The switch was mounted approximately 9 feet from the floor, making the handle inoperable from the floor level.

Date By Which Violation Must be Abated:

Corrected During Inspection

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

Inspection Number: 1278776
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.307(c): Equipment, wiring and installations of equipment in hazardous (classified) locations was not intrinsically safe, approved, or safe for Class 1/Division 2 hazardous (classified) locations:

a) Batching Area in the Main Building Addition - On November 20, 2017, and at times prior, the employer used standard electrical equipment and electrical wiring such as but not limited to outlets, lighting, the drum lifter and electrical panels within the batching area. The employer transferred category 2 flammable liquids such as but not limited to Hexamethyldisiloxane and Isopar "C", in this area it was thus a Class 1 Division 2 location.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	05/11/2018
Proposed Penalty:	\$12934.00

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: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.106(e)(6)(ii): Category 2 flammable liquids, with a flashpoint below 100 °F (37.8 °C), were dispensed into containers without the nozzle and the container(s) being electrically interconnected:

a) Main Building Addition Batching Area - On November 20, 2017, and at times prior, a catastrophic explosion and fire occurred while category 2 flammable liquids including, but not limited to Hexamethyldisiloxane, and Isopar "C," were transferred between containers. The source container, the nozzle in-between, and the receiving container were not electrically interconnected and were not grounded.

Verla International, LTD, was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29CFR1910.106(e)(6)(ii), which was contained in OSHA inspection number 1191945, citation number 1, item number 3 and was affirmed as a final order on May 25, 2017, with respect to a workplace located at 463 Temple Hill Road, New Windsor, NY 12553.

Verla International, LTD, was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29CFR1910.106(e)(6)(ii), which was contained in OSHA inspection number 891395, citation number 1, item number 1 and was affirmed as a final order on June 13, 2013, with respect to a workplace located at 463 Temple Hill Road, New Windsor, NY 12553.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	05/11/2018
Proposed Penalty:	\$129336.00

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: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

Citation 2 Item 2 Type of Violation: **Repeat**

29 CFR 1910.106(e)(9)(iii): Combustible waste material and residues in a building or unit operating area were not kept to a minimum, stored in covered metal receptacles, and disposed of daily:

a) Main Building Batching Area - On November 20, 2017, and at times prior, the employer did not ensure paper towels used to clean up flammable liquid spills, such as, but not limited to Hexamethyldisiloxane and/or, Isopar "C," were kept to a minimum in covered metal receptacles, but were instead disposed of in open top trash bins along with all other trash creating a fire hazard.

Verla International, LTD, was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29CFR1910.106(e)(9)(iii), which was contained in OSHA inspection number 891395, citation number 1, item number 2 and was affirmed as a final order on June 13, 2013, with respect to a workplace located at 463 Temple Hill Road, New Windsor, NY 12553.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

05/11/2018
\$71137.00

A handwritten signature in black ink, reading "Robert Garvey". The signature is written in a cursive style with a long, sweeping underline.

Robert Garvey
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: 518-464-4338 Fax: 518-464-4337



INVOICE / DEBT COLLECTION NOTICE

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553
Issuance Date: 05/07/2018

Summary of Penalties for Inspection Number	1278776
Citation 1, Serious	\$58388.00
Citation 2, Repeat	\$200473.00
TOTAL PROPOSED PENALTIES	\$258861.00

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.

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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

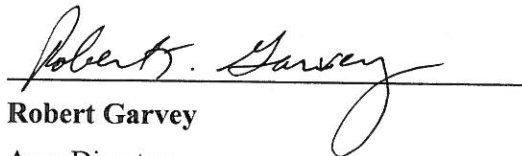
account, the bank will attempt to make the transfer up to 2 times.

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.


Robert Garvey
Area Director

05/07/2018
Date

U.S. Department of Labor

Occupational Safety and Health Administration
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: 518-464-4338 Fax: 518-464-4337



Citation and Notification of Penalty

To:

Verla International, Ltd.
and its successors
463 Temple Hill Road
New Windsor, NY 12553

Inspection Number: 1278779**Inspection Date(s):** 11/20/2017 - 05/04/2018**Issuance Date:** 05/07/2018**Inspection Site:**

463 Temple Hill Road
New Windsor, NY 12553

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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.

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NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 05/07/2018. The conference will be held by telephone or at the OSHA office located at 401

New Karner Road, Suite 300, Albany, NY 12205 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1278779

Company Name: Verla International, Ltd.

Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

Issuance Date: 05/07/2018

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, 401 New Karner Road, Suite 300, Albany, NY 12205**

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

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

Inspection Number: 1278779
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.120(q)(1): The employer did not develop and implement an emergency response plan to handle anticipated emergencies prior to commencement of emergency response operations:

A) Worksite - On November 20, 2017, and at times prior thereto, the employer did not develop and implement an emergency response plan (ERP) for employees responding to emergency response operations, such as but not limited to containment of uncontrolled releases of Category 2 or 3 flammable liquids. The employer did not fully develop and implement an emergency action plan (EAP) for employees evacuating the facility in the event of an emergency.

Abatement Note:

*If any employees are expected to respond to an emergency, then the ERP needs to comply with all requirements of 29 CFR 1910.120(q)(2).

*If employees are expected to evacuate, then the EAP needs to comply with all requirements of 29 CFR 1910.38.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

06/22/2018
\$10163.00

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: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1910.120(q)(6)(i): First responders at the awareness level did not have sufficient training or have sufficient experience to objectively demonstrate competency in the areas covered by 29 CFR 1910.120(q)(6)(i)(A) through (q)(6)(i)(F):

A) Worksite - On or about November 20, 2017, employees who were likely to witness or discover a hazardous substance release had not been trained on parts (A) through (F).

Abatement Note:

Awareness level training needs to include:

- (A) An understanding of what hazardous substances are, and the risks associated with them in an incident.
- (B) An understanding of the potential outcomes associated with an emergency created when hazardous substances are present.
- (C) The ability to recognize the presence of hazardous substances in an emergency.
- (D) The ability to identify the hazardous substances, if possible.
- (E) An understanding of the role of the first responder awareness individual in the employer's emergency response plan including site security and control and the U.S. Department of Transportation's Emergency Response Guidebook.
- (F) The ability to realize the need for additional resources, and to make appropriate notifications to the communication center.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	06/22/2018
Proposed Penalty:	\$10163.00

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

Inspection Number: 1278779
Inspection Date(s): 11/20/2017 - 05/04/2018
Issuance Date: 05/07/2018



Citation and Notification of Penalty

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553

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

29 CFR 1904.7(b)(2): An injury or illness that resulted in death was not recorded by entering a check mark on the OSHA 300 Log in the space for cases resulting in death

A) Worksite - On or about December 15, 2017, the employer did not record the death of William Huntington on the 2017 OSHA 300 Log.

Date By Which Violation Must be Abated:
Proposed Penalty:

05/17/2018
\$2033.00

A handwritten signature in cursive script, reading "Robert T. Garvey".

Robert T. Garvey
Area Director

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: 518-464-4338 Fax: 518-464-4337



INVOICE / DEBT COLLECTION NOTICE

Company Name: Verla International, Ltd.
Inspection Site: 463 Temple Hill Road, New Windsor, NY 12553
Issuance Date: 05/07/2018

Summary of Penalties for Inspection Number	1278779
Citation 1, Serious	\$20326.00
Citation 2, Other-than-Serious	\$2033.00
TOTAL PROPOSED PENALTIES	\$22359.00

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

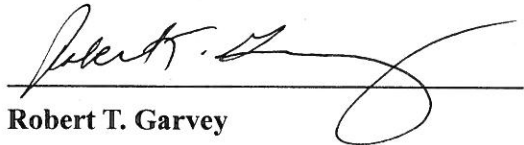
account, the bank will attempt to make the transfer up to 2 times.

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.


Robert T. Garvey

Area Director

05/07/2018
Date