

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

Inspection Number: 999943
Inspection Date(s): 10/08/2014 - 10/08/2014
Issuance Date: 04/03/2015



Citation and Notification of Penalty

Company Name: Global Construction & Engineering, Inc.
Inspection Site: 3025 Wood Drive, Center Point, AL 35215

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

29 CFR 1926.100(a): Employees were not protected by protective helmets while working in areas where there was a possible danger of head injury from impact, or from falling or flying objects, or from electrical shock and burns:

(a) On or about 10/8/14 - 3025 Wood Drive, Center Point, AL, employees working in an 8 foot trench below a Hitachi model#Ex270LC-5 excavator were not required to wear hard hats.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$2640.00

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

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

29 CFR 1926.251(a)(1): Defective rigging equipment was not removed from service:

(a) On or about 10/8/2014 - 3025 Wood Drive, Center Point, AL, employees were installing pipe using a defective sling while attached to an excavator bucket.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$3080.00

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

29 CFR 1926.251(a)(2)(i): The employer failed to ensure rigging equipment had permanently affixed and legible identification markings as prescribed by the manufacturer that indicate the recommended safe working load:

(a) On or about 10/8/2014 - 3025 Wood Drive, Center Point, AL, employees were using a sling that was unmarked and lacked the sling capacity.

Date By Which Violation Must be Abated:

Corrected During Inspection

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Company Name: Global Construction & Engineering, Inc.
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Citation 1 Item 3 Type of Violation: **Serious**

29 CFR 1926.651(d): Employees exposed to public vehicular traffic were not provided with a warning vest or other suitable garments marked with or made of reflectorized or high-visibility material:

(a) On or about 10/8/14 - 3025 Wood Drive, Center Point, AL, employees were not provided reflective vests while working close to traffic.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

04/13/2015
\$3080.00

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Company Name: Global Construction & Engineering, Inc.
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Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1926.651(k)(2): Where the competent person found evidence of a situation that could result in a possible cave-in, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions, exposed employees were not removed from the hazardous area until the necessary precautions have been taken to ensure their safety:

(a) On or about 10/8/2014 - 3025 Wood Drive, Center Point, AL, employees were working in a trench without adequate cave-in protection.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$3080.00

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

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Citation and Notification of Penalty

Company Name: Global Construction & Engineering, Inc.
Inspection Site: 3025 Wood Drive, Center Point, AL 35215

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

29 CFR 1926.652(a)(1): Each employee in an excavation was not protected from cave-ins by an adequate protective system designed in accordance with 29 CFR 1926.652(b) or 1926.652(c):

(a) On or about 10/8/2014 - 3025 Wood Drive, Center Point, AL, employees were working in an excavation 8 feet, 6 inches deep without cave-in protection.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$30800.00

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: Global Construction & Engineering, Inc.
Inspection Site: 3025 Wood Drive, Center Point, AL 35215

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

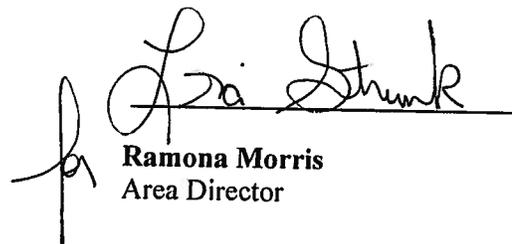
29 CFR 1926.651(c)(2): A stairway, ladder, ramp or other safe means of egress was not located in trench excavations that were 4 feet (1.22m) or more in depth so as to require no more than 25 feet (7.62m) of lateral travel for employees:

(a) On or about 10/8/2014 - 3025 Wood Drive, Center Point, AL, employees were not provided a means of access or egress while working in an excavation that extended 18 feet in length, 8 foot deep, and 21 feet wide.

Global Construction & Engineering, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1926.651(c)(2), which was contained in OSHA inspection number 314198425, citation number 1, item number 1 and was affirmed as a final order on 04/27/2010, with respect to a workplace located at 85th Street, Birmingham, AL.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$6160.00


Ramona Morris
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
950 22nd Street North
Suite 1050
Birmingham, AL 35203
Phone: 205-731-1534 Fax: 205-731-0504



INVOICE / DEBT COLLECTION NOTICE

Company Name: Global Construction & Engineering, Inc.
Inspection Site: 3025 Wood Drive, Center Point, AL 35215
Issuance Date: 04/03/2015

Summary of Penalties for Inspection Number	999943
Citation 1, Serious	\$11880.00
Citation 2, Willful	\$30800.00
Citation 3, Repeat	\$6160.00
TOTAL PROPOSED PENALTIES	\$48840.00

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

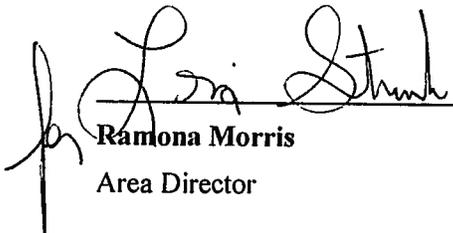
original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

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.



Ramona Morris
Area Director

04/03/2015

Date