U.S. Department of Labor
Occupational Safety and Health Administration
8713 Airport Freeway
Suite 302
Fort Worth, TX 76180
Phone: 817-428-2470 Fax: 817-581-7723

Citation and Notification of Penalty

To:
PECOFacet Inc.
118 Washington Ave
Mineral Wells, TX 76067

Inspection Number: 1145817
Inspection Date(s): 05/03/2016 - 05/03/2016
Issuance Date: 10/24/2016

Inspection Site:
118 Washington Ave
Mineral Wells, TX 76067

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.

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

NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 10/24/2016. The conference will be held by telephone or at the OSHA office located at 8713 Airport Freeway, Suite 302, Fort Worth, TX 76180 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1145817

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067
Issuance Date: 10/24/2016

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, 8713 Airport Freeway, Suite 302, Fort Worth, TX 76180**

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: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to dropping load and/or struck by hazards.

a) On or about May 11, 2016, the employer failed to ensure the hooks were equipped with safety latches, exposing employees to dropping loads or struck by hazards.

b) On or about May 11, 2016, the employer failed to ensure the magnets that were used daily were rated and/or inspected, exposing employees to dropping loads or struck by hazards.

c) On or about May 31, 2016, the employer failed to ensure the Gemini Auto Lift was inspected on an annual basis, exposing employees to dropping loads or struck by hazards.

Among other methods, feasible and acceptable means of abatement would include to inspect and provide a rating capacity on the magnets to ensure the structural integrity of the magnet making its lift and performing hook inspections to ensure safety latches are installed. Follow the guidelines per ASME B30-10-2009 and ASME B30.20-2003; and ANSI/ALI ALOIM:2008 for lift inspections.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to caught in, rotating parts or amputation hazards.

a) On or about May 11, 2016, the employer did not ensure that the Cincinnati Press Brake was equipped with operational emergency stop controls exposing employees to being caught-in and amputation hazards.

b) On or about July 12, 2016, the employer did not ensure that the Lidder Machine was equipped with operational emergency stop controls exposing employees to being caught-in and amputation hazards.

c) On or about July 12, 2016, the employer did not ensure that the Pneumatic Press Machine was equipped with operational emergency stop controls exposing employees to being caught-in and amputation hazards.

d) On or about May 31, 2016, the employer did not ensure that the Rando Feeder was equipped with sufficient amount of operational emergency stop controls exposing employees to being caught-in and amputation hazards.

e) On or about July 7, 2016, the employer did not ensure that the Piranha was equipped with operational emergency stop controls exposing employees to being caught-in and amputation hazards.

f) On or about May 31, 2016, in Building 115, Meltog Machine, employees were exposed to rotating parts, caught-in hazards and/or possible amputation hazards due to unexpected energization of the unguarded foot pedal on the Meltog #1 machine.

Among other methods, one feasible and acceptable means to abate this hazard is to install emergency stops for each machine by following the guidelines as outlined in American National Safety Institute (ANSI) Safety Requirements for Power Press Brakes B11.3-2012, Chapters 6.2.2.4 entitled "Stop or

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
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Emergency Stop Actuators" for Instance a.

Among other methods, one feasible and acceptable means to abate this hazard is to install emergency stops for each machine by following the guidelines as outlined in American National Safety Institute (ANSI) Performance Criteria for Safeguarding B11.19-2012, Chapter 12.9 entitled "Emergency Stop Devices" for instances b-e.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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 3 a Type of Violation: **Serious**

29 CFR 1910.23(c)(1): Every open-sided floor or platform 4 feet or more above adjacent floor or ground level was not guarded by a standard railings (or equivalent) on all open sides except where there was an entrance to a ramp, stairway, or fixed ladder.

a) On or about May 12, 2016, in the Hydro Department, Building 155, between columns G:12 and G:13, employees accessing the electrical platform by means of a fixed ladder were approximately 14 feet above the floor was missing the midrail exposing employees to fall hazards.

b) On or about June 1, 2016, employees entering and exiting Building 200 at the loading dock there were no guardrails installed exposing employees to falls greater than 4 feet.

c) On or about June 1, 2016, employees entering and exiting Building 195, the loading dock was approximately 5 feet 6 inches above ground level had no guardrails exposing employees to fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/22/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.23(d)(1): Every flight of stairs having four or more risers will be equipped with standard stair railings or standard handrails as specified in paragraphs (d)(1)(i) through (v) of this section, the width of the stair to be measured clear of all obstructions except handrails:

a) On or about June 1, 2016, employer failed to ensure that the fixed industrial stairs that had four or more risers to Warehouse Building 205 was equipped with stair railings on each open side, exposing employees to fall hazards every time the employees are entering or exiting the warehouse.

b) On or about June 1, 2016, employer failed to ensure that the fixed industrial stairs that had four or more risers to Warehouse Building 200 was equipped with stair railings on each open side, exposing employees to fall hazards every time the employees are entering or exiting the warehouse.

c) On or about June 1, 2016, employer failed to ensure that the fixed industrial stairs that had four or more risers to Warehouse Building 195 was equipped with stair railings on each open side, exposing employees to fall hazards every time the employees are entering or exiting the warehouse.

d) On or about June 1, 2016, employer failed to ensure that the fixed industrial stairs that had four or more risers to Warehouse Building 203 was equipped with stair railings on each open side, exposing employees to fall hazards every time the employees are entering or exiting the warehouse.

e) On or about May 31, 2016, employer failed to ensure that the fixed industrial stairs that had four or more risers to Warehouse Building 210 was equipped with stair railings on each open side, exposing employees to fall hazards every time the employees are entering or exiting the warehouse.

Date By Which Violation Must be Abated: Corrected During Inspection

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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 1910.27(b)(1)(ii): The distance between rungs, cleats, and steps shall not exceed 12 inches and shall be uniform throughout the length of the ladder.

On or about May 12, 2016, the employer failed to ensure the distance between the rungs on the fixed ladder, located in Building 155, in the Hydro Department at Column G:13, was approximately 15 inches, exposing employees to fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$7126.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.27(b)(1)(iii): The minimum clear length of rungs or cleats was not 16 inches.

On or about May 12, 2016, the employer failed to ensure that the length of the rungs on the fixed ladder located in Building 155, Hydro Department, Column G:13, was the required length of 16 inches exposing employees to fall hazards.

Date By Which Violation Must be Abated: 11/22/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.27(c)(5): The distance from the centerline of the grab bar to the nearest permanent object in back of the grab bars was less than 4 inches.

On or about May 12, 2016, the employer failed to ensure that the distance behind the grab bar on the fixed ladder located in Building 155, Hydro Department, Column G:13, was the required distance of 4 inches and not the 1 inch that it was at the time of the inspection, exposing employees to fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/22/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.27(f): "Maintenance." All ladders were not maintained in a safe condition. All ladders were not inspected regularly, with the intervals between inspections being determined by use and exposure.

On or about May 12, 2016, the employer failed to conduct regular inspections on ladders, including the fixed industrial ladder located in Building 155, the Hydro Department. At the time of the inspection, ladders were not maintained in a safe condition and not inspected regularly exposing employees to fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$8908.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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 6 a Type of Violation: **Serious**

29 CFR 1910.37(b)(2): Each exit must be clearly visible and marked by a sign reading "Exit."

a) On or about May 31, 2016, In Building 140, Maintenance Department, exit doors were not clearly marked exposing employees to entrapment and fire hazards in the event of a fire.

b) On or about May 31, 2016, In Building 170, Shipping Department, exit doors were not clearly marked exposing employees to entrapment and fire hazards in the event of a fire.

c) On or about May 31, 2016, In Building 145, Air Lab, exit doors were not clearly marked exposing employees to entrapment and fire hazards in the event of a fire.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/22/2016
Proposed Penalty:	$8908.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.37(b)(3): Each exit route door must be free of decorations or signs that obscure the visibility of the exit route door.

a) On or about May 11, 2016, Building 135, Machine Shop, an exit door had three signs on it other than "exit" exposing employees to fire hazards.

b) On or about May 31, 2016, Building 145, the Air Lab, an interior door had signs on it other than "exit" exposing employees to fire hazards.

c) On or about May 12, 2016, Building 129, A-Line, an exit door on the west side of the building had other signs on it besides the "exit" sign, exposing employees to fire hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/22/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.37(b)(5): Each doorway or passage along an exit access that could be mistaken for an exit was not marked "Not an Exit" or similar designation, or be identified by a sign indicating its actual use (e.g. closet):

Employees were exposed to fire hazards or entrapment when trying to exit through doors which were not marked "Not an Exit":

a) On or about May 31, 2016, Building 145, Air Lab, having approximately 2 employees working in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to an office which were not marked "Not an Exit".

b) On or about May 31, 2016, Building 145, Air Lab, having approximately 2 employees working in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to bathroom which were not marked "Not an Exit".

c) On or about May 31, 2016, Building 140, Maintenance Shop having approximately 7 employees working at any one time in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to office which were not marked "Not an Exit".

d) On or about May 31, 2016, Building 160, Paint Booth having approximately 3 employees working at any one time in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door from Paint Booth to Mixing Room which were not marked "Not an Exit".

e) On or about May 31, 2016, Building 160, Paint Booth having approximately 3 employees working at any one time in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to Paint Room which were not marked "Not an Exit".

f) On or about May 31, 2016, Building 165, X-Ray Department, having approximately 2 employees working at all times in that department were exposed to fire hazards or entrapment hazards when trying to exit through a doors that leads to three offices none of which are identified which were not marked

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

"Not an Exit".

g) On or about May 31, 2016, Building 165, X-Ray Department, having approximately 2 employees working at all times in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to bathroom
which were not marked "Not an Exit".

h) On or about May 31, 2016, Building 165, X-Ray Department, having approximately 2 employees working at all times in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to X-Ray room which were not marked "Not an Exit".

i) On or about May 31, 2016, Building 210, Warehouse having approximately 6-8 employees working at any time in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door which were not marked "Not an Exit".

j) On or about May 31, 2016, Building 170, Shipping Department, having approximately 3-4 employees working at any time in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to office which were not marked "Not an Exit".

k) On or about May 31, 2016 Building 170, Shipping Department, having approximately 3-4 employees working at any time in that department were exposed to fire hazards or entrapment hazards when trying to exit through a door to bathroom which were not marked "Not an Exit".

Date By Which Violation Must be Abated: 11/22/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Citation 1 Item 7 Type of Violation: **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 May 11, 2016, the employer's written lockout/tagout program developed in 2009 did not address procedures for the control of hazardous energy for all machines, exposing employees to potentially hazardous energy such as, but not limited to, electrical, hydraulic, pneumatic, and gravity when performing maintenance.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/22/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.147(c)(5)(ii): Lockout devices and tagout devices were not singularly identified:

On or about May 11, 2016, employer failed to ensure employees were provided with unique lockout/tagout devices that were singularly identified when required to perform lockout tagout exposing them to potentially hazardous energy such as, but not limited to, electrical, hydraulic, pneumatic, and gravity.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/22/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed.

On or about May 11, 2016, employer failed to conduct periodic inspections of the written lockout/tagout written procedures, that were developed in 2009 from a 3rd party contractor, to ensure employees were provided with the latest information while performing lockout/tagout activities exposing them to potentially hazardous energy such as, but not limited to, electrical, hydraulic, pneumatic, and gravity.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/22/2016
Proposed Penalty:	$12471.00

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

Inspection Number: 1145817
Inspection Date(s): 05/03/2016 - 05/03/2016
Issuance Date: 10/24/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.147(c)(7)(i): The employer did not provide adequate training to ensure that employees acquired the knowledge and skills required for the safe application, usage and removal of energy control devices.

On or about May 22, 2016, the employer failed to provide employees with specific training on the company's LOTO program for the safe application, usage and removal of energy control devices, exposing employees to potentially hazardous energy such as, but not limited to, electrical, hydraulic, pneumatic, and gravity.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/22/2016
Proposed Penalty:	$12471.00

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: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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 11 a Type of Violation: **Serious**

29 CFR 1910.179(e)(2)(i): Crane(s) were not provided with bridge bumpers or other automatic means providing equivalent effect.

a) On or about May 11, 2016, the employer failed to ensure that the 5-ton Robbins & Myers overhead crane, Crane #671, located in Building 130, had bumpers installed, exposing employees to falling loads/struck-by hazards.

b) On or about May 11, 2016, the employer failed to ensure that the 5-ton R & M overhead crane, Crane #676, located in Building 130, had bumpers installed, exposing employees to falling loads/struck-by hazards.

c) On or about May 11, 2016, the employer failed to ensure that the 20-ton Checo overhead crane, Crane #665, located in Building 155, had bumpers installed, exposing employees to falling loads/struck-by hazards.

d) On or about May 31, 2016, the employer failed to ensure that the 3-ton CM Lodestar overhead crane, Crane# 5184, located in Building 170, had bumpers installed, exposing employees to falling loads/struck-by hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/22/2016
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Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.179(j)(2)(iii): Monthly inspections with a certification record which includes the date of inspection, the signature of the person who performed the inspection and the serial number, or other identifier, of the hook inspected, were not performed.

On or about May 11, 2016, the employer who conducts monthly crane inspections did not perform the inspections per the requirement of the standard to include the date of the inspection, signature of the person who performed the inspection and identified the plain view hazards, including missing safety latches, exposing employees to being struck by and/or crushed by dropped loads.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/22/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.179(l)(3)(iii)(d): Pendant control stations were not kept clean and/or their function labels were not kept legible.

On or about May 11, 2016, the employer did not ensure the pendant control to the sub-arc machine had all functions identified and were legible exposing employees to being struck-by dropped loads.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/22/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Citation 1 Item 12 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.

a) On or about May 12, 2016, in Building 155, Layout Department, employees were exposed to struck by, caught-in and/or amputation hazards when walking in the rear of the Chicago Shear machine, due to no barrier guarding in place.

b) On or about May 12, 2016. in Building 155, Column B:8, employees were exposed to struck by, caught-in and/or amputation hazards when working in front of the Vane Machine, where the hydraulic press was located with no guarding in place.

c) On or about May 12, 2016, in Building 155, in the Nozzle Department, employees were exposed to unguarded parts of the marvel horizontal saw exposing the employees rotating parts and amputation hazards.

d) On or about May 31, 2016, in Building 115, Filter Tex Lines; employees exposed to rotating parts, caught-in, and amputation hazards on the Rando Feeders for all Lines, Line 301, 302, and 303 due to inadequate guarding on rotating parts.

e) On or about May 12, 2016, in Building 155, employees were exposed to struck by, caught-in and/or amputation hazards when operating the Dayton 20-inch drill not being guarded.

f) On or about May 11, 2016, in Building 135, employees were exposed to struck by, caught-in and/or amputation hazards when operating the Carlton drill due to no guarding in place.

g) On or about May 11, 2016, in Building 135, employees were exposed to being struck-by, caught-in and/or amputation hazards when operating the Summit 20-inch drill due to no guarding in place.

h) On or about May 31, 2016, in Building 115, the Core department, employees were exposed to being

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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struck-by, caught-in and/or amputation hazards when operating the Rockford Belt Sander due to inadequate guarding on the unused portion of the belt.

i) On or about May 31, 2016, in Building 115, in the Core Department, employees were exposed to being struck-by, caught-in and/or amputation hazards when operating the MSC Metal Cutting Band Saw due to no guarding in place.

j) On or about May 31, 2016, in Buildings 115, employees exposed to being struck-by the Lantech Stretch Wrap Machine, due to no barrier guarding in place.

k) On or about June 1, 2016, in Building 197, employees exposed to being struck-by the ITW Mima Stretch Wrap Machine, due to no barrier guarding in place.

l) On or about June 1, 2016, in the MDPTC Building, PEM Line machine, employees were exposed to being caught-in and/or amputation hazards from the Transport Belt Roller having two openings not guarded.

m) On or about May 12, 2016, in Building 130, employees operating the Sub-arc machine were exposed to rotating parts and caught-in hazards from the side panel having no guard in place.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s).

a) On or about May 11, 2016, the employer failed to guard the point of operation on the Cincinnati Press Brake, located in Building 155, exposing employees to struck-by, caught-in and amputation hazards.

b) On or about May 11, 2016, the employer failed to guard the point of operation on the Summit lathe 20", located in Building 135, exposing employees to struck-by, caught-in and amputation hazards.¥¥c) On or about May 11, 2016, the employer failed to guard the point of operation on the Clausing 15" Lathe, located in Building 135, exposing employees to struck-by, caught-in and amputation hazards.

d) On or about May 11, 2016, the employer failed to guard the point of operation on the Umaro Verical 53" Lathe, located in Building 135, exposing employees to struck-by, caught-in and amputation hazards.¥¥e) On or about May 31, 2016, the employer failed to guard the point of operation on the Meltog #1, located in Building 115, exposing employees to struck-by, caught-in and amputation hazards.¥¥f) On or about May 31, 2016, the employer failed to guard the point of operation on the Meltog #2, located in Building 115, exposing employees to struck-by, caught-in and amputation hazards.¥¥g) On or about June 1, 2016, the employer failed to guard the point of operation on the Pneumatic Press, located in Building 197, exposing employees to struck-by, caught-in and amputation hazards.¥¥h) On or about June 1, 2016, the employer failed to guard the point of operation on the Lidder Machine, located in Building 197, exposing employees to struck-by, caught-in and amputation hazards.¥¥i) On or about July 21, 2016, the employer failed to guard the point of operation on the Piranha machine, located in Building 155, exposing employees to struck-by, caught-in and amputation hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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

Inspection Number: 1145817
Inspection Date(s): 05/03/2016 - 05/03/2016
Issuance Date: 10/24/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Date By Which Violation Must be Abated:	11/30/2016
Proposed Penalty:	$12471.00

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: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.212(a)(3)(iii): Special hand tools for placing and removing material(s) was not provided to permit easy handling of material without the operator placing a hand in the danger zone.

On or about May 11, 2015, in Building 155, Layout Department, special hand tools were not provided to keep employees hands out of the point of operation on the Cincinnati Press Brake when being operated on a weekly basis, exposing employees to amputation hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.213(h)(4): Radial saw(s) were not installed in a manner so as to cause the cutting head to return gently to the starting position when released by the operator.

On or about May 31, 2016, in Building 170, the Shipping Department, there was a Ridgid radial arm saw that did not retract to the starting position when released by the operator exposing employees to amputation hazards.

On or about May 31, 2016, in Building 170, the Shipping Department, there was a Delta radial arm saw that did not retract to the starting position when released by the operator exposing employees to amputation hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$12471.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Citation 1 Item 16 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 May 12, 2016, the employer failed to guard the horizontal shafts in Building 155 B-Line, Column H:10, the white control box exposing employees to caught in hazards.

On or about May 12, 2016, the employer failed to guard the horizontal shafts in Building 129, the shafts for the turning rolls.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$7126.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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 17 a Type of Violation: **Serious**

29 CFR 1910.219(e)(1)(i): Horizontal belts which had both runs seven feet or less from the floor level were not guarded with a guard that extended to at least fifteen inches above the belt.

On or about June 1, 2016, in Building MDPTC, Pem Line, the horizontal belts on the transport belt roller was not adequately guarded exposing employees to caught-in hazards.

On or about May 12, 2016, in Building 155, Layout Department, the horizontal belts on the plate roller machine was not adequately guarded exposing employees to caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$7126.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.219(f)(3): Sprocket wheels and chains which were seven -7 feet or less above floors or platforms were not enclosed.

On or about May 12, 2016, in the Layout Department, the Steelweld shear, had sprockets and chains not fully guarded exposing employees to rotating parts and caught-in hazards.

On or about May 31, 2016, in the Filter Tex Department, the Rando Machine, Line 303, had sprockets and chains not fully guarded exposing employees to rotating parts and caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 12/14/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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

29 CFR 1910.254(d)(9)(iii): Cables with damaged insulation or exposed bare conductors were not replaced:

a) On or about May 12, 2016, in Building 129, A-Line, Lincoln welder, #14497-5 had damaged cables exposing employees to electrical shock hazards.

b) On or about May 12, 2016, in Building 129, A-Line, Lincoln welder, #14497-2 had damaged cables exposing employees to electrical shock hazards.

c) On or about May 12, 2016, in Building 155, B-Line, Lincoln Welder, had damaged cables exposing employees to electrical shock hazards.

d) On or about May 12, 2016, in Building 155, B-Line, Column I:6, Lincoln Welder, #46-1043 had damaged cables exposing employees to electrical shock hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$8908.00

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: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Citation 1 Item 19 Type of Violation: **Serious**

29 CFR 1910.303(b)(1): Electrical equipment was not free from recognized hazards that were likely to cause death or serious physical harm to employees, in that the employer did not ensure the safety of the equipment pursuant to the considerations in sections (i) through (viii) of 29 CR 1910.303(b)(1).

a) On or about May 31, 2016, in Building 210, Warehouse, the conduit did not fully enclose the electrical wiring to the control panels exposing employees to electrical shock hazards.

b) On or about May 12, 2016, in Building 155, Layout Department, the conduit did not fully enclose all electrical wiring to the Chicago Shear exposing employees to electrical shock hazards.

c) On or about May 31, 2016, in Building 115, Core Department, the cord to the foot pedal for the Meltog #1 machine wiring was exposed exposing employees to electrical shock hazards.

d) On or about May 12, 2016, in Building 130, Closures Department, cord to the roller machine had damaged outer sheathing exposing employees to electrical shock hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$7126.00

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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 20 a Type of Violation: **Serious**

29 CFR 1910.303(b)(2): Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling.

a) On or about May 12, 2016, in Building 155, Layout Department, a relocatable power tap energized a skimmer, a radio, and a fan on a daily basis exposing employees to electrical shock hazards.

b) On or about May 12, 2016, in Building 155, Layout Department, a relocatable power tap located behind the right side of the Chicago Shear used daily to energize a portable radio and a portable battery charger exposing employees to electrical shock hazards.

c) On or about May 31, 2016, in Building 115, Element Shipping Department, a 4-plex metal receptacle gang box located on the concrete floor, using a plug adapter was energizing a round metal floor fan and the Lantech Stretch wrap machine on a daily basis, exposing employees to electrical shock hazards.

d) On or about May 31, 2016, in Building 170, Shipping; a 4-plex metal receptacle gang box was not mounted lying on the metal conveyor used daily to energize a fluorescent light and a Ridgid radial arm saw exposing employees to electrical shock hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	12/14/2016
Proposed Penalty:	$7126.00

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: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Citation 1 Item 20 b Type of Violation: **Serious**

29 CFR 1910.303(g)(1): Sufficient access and working space was not provided and maintained about all electric equipment (operating at 600 volts, nominal, or less to ground) to permit ready and safe operation and maintenance of such equipment.

On or about May 31, 2016, in Building 140, Maintenance Department, the electrical panel boxes were blocked by various pieces of equipment and tools exposing employees to electrical and fire hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 12/14/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

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 21 a Type of Violation: **Serious**

29 CFR 1910.305(b)(1)(ii): Unused openings in boxes, cabinets, or fittings were not effectively closed:

a) On or about May 12, 2016, in Building 155 at Column B:8, electrical conveyor box had two unused openings, that were not effectively closed exposing employees to electrical shock and fire hazards.

b) On or about May 12, 2016, in Building 155 at Column B:8, lower box, pipe conveyor box had two unused openings that were not effectively closed exposing employees to electrical shock and fire hazards.

c) On or about May 12, 2016, in Building 155, the Vane Machine, had two receptacle boxes located below the working plane that had two unused openings. The two unused openings were not effectively closed exposing employees to electrical shock and fire hazards.

d) On or about May 12, 2016, in Building 155 at Column H:9, Plate Roller, white electrical box had one unused opening that was not effectively closed exposing employees to electrical shock and fire hazards.

e) On or about May 12, 2016, in Building 155 at Column H:10, white box had two unused openings that were not effectively closed exposing employees to electrical shock and fire hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/22/2016

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

Inspection Number: 1145817
Inspection Date(s): 05/03/2016 - 05/03/2016
Issuance Date: 10/24/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Proposed Penalty: $12471.00

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: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Citation 1 Item 21 b 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.

a) On or about May 12, 2016, in Building 155, Layout Department, an extension cord ran across the wall to a 2-plug receptacle energizing an industrial box fan in lieu of permanent wiring exposing employees to electrical shock and fire hazards.

b) On or about May 12, 2016, in Building 155, Hydro Department, a yellow extension cord ran across a hoist to energize a fluorescent tube light in lieu of permanent wiring exposing employees to electrical shock and fire hazards.

c) On or about June 1, 2016, in Building 197, Carbon Filter Department, two black extension cords were plugged into each other and ran along the wall to energize a stretch wrap machine in lieu of permanent wiring exposing employees to electrical shock and fire hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 12/14/2016

Citation and Notification of Penalty

Company Name: PECOFacet Inc.
Inspection Site: 118 Washington Ave, Mineral Wells, TX 76067

Citation 1 Item 21 c Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(iii): Flexible cords and cables were not connected to devices and fittings so that strain relief was provided that would prevent pull from being directly transmitted to joints or terminal screws.

a) On or about May 12, 2016, in Building 155, B-Line, Station 7, Column H:10, the white control box for the rollers had a cord with no strain relief exposing employees to electrical shock hazards.

b) On or about May 12, 2016, in Building 155, Layout Department, the Chicago Shear had a cord with no strain relief exposing employees to electrical shock hazards.

c) On or about May 12, 2016, in Building 129, A-Line, pedestal fan had a bad cord with no strain relief exposing employees to electrical shock hazards.

d) On or about May 12, 2016, in Building 129, A-Line, white electrical box for the turn rollers had a cord with no strain relief exposing employees to electrical shock hazards.

e) On or about May 31, 2016, in Building 210, Warehouse, TPI pedestal fan had no strain relief exposing employees to electrical shock hazards.

Date By Which Violation Must be Abated: Corrected During Inspection

Jack A. Rector
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
8713 Airport Freeway
Suite 302
Fort Worth, TX 76180
Phone: 817-428-2470 Fax: 817-581-7723

INVOICE / DEBT COLLECTION NOTICE

Company Name: **PECOFacet Inc.**
Inspection Site: **118 Washington Ave, Mineral Wells, TX 76067**
Issuance Date: **10/24/2016**

Summary of Penalties for Inspection Number	**1145817**
Citation 1, Serious	**$224477.00**
TOTAL PROPOSED PENALTIES	**$224477.00**

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.

Jack A. Rector
Area Director

10/24/2016
Date