

U.S. Department of Labor Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



06/30/2022

Armorock, LLC
and its successors
207 Heritage Court
Sulphur Springs, TX 75482

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (972) 952-1330.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dates together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

As indicated on page 3 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

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 the citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of 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.

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of 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.

Sincerely,

A handwritten signature in black ink, appearing to read 'Basil Singh', is written over the printed name and title.

Basil Singh
Area Director

Enclosures

U.S. Department of Labor
Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



Citation and Notification of Penalty

To:
Armorock, LLC
and its successors
207 Heritage Court
Sulphur Springs, TX 75482

Inspection Number: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022

Inspection Site:
207 Heritage Court
Sulphur Springs, TX 75482

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 by calling (972) 952-1330. 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 at www.pay.gov. At the top of the pay.gov homepage, type “OSHA” in the Search field and select Search. From **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/30/2022. The conference will be held by telephone or at the OSHA office located at 1100 East Campbell Road, Suite 250, Richardson, TX 75081 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1570767

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482
Issuance Date: 06/30/2022

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, 1100 East Campbell Road, Suite 250, Richardson, TX 75081.**

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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**

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

(a) On or about January 13, 2022, and at times prior thereto, employees were exposed to slipping hazard at the continuous casting machine #2 (CCM2) that was not kept clean of dirt and materials.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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

Inspection Number: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.22(a)(3): Walking-working surfaces were not maintained free of hazards such as sharp or protruding objects, loose boards, corrosion, leaks, spills, snow, and ice:

On or about January 13, 2022, and at times prior thereto, employees/operators working in the continuous casting machine #2 (CCM2) area were exposed to the following tripping hazards:

- (a) There is a double step down from the CCM2 operator's platform to the shop floor in which each step is approximately 2 inches high;
- (b) At approximately 45 degrees from that above there is a step down from the CCM2 operator's platform to the shop floor of approximately 4 inches.
- (c) There is an approximately 3 inch outside diameter hose directly across the walkway to CCM2;
- (d) There is an approximately 2.5 inch outside diameter pipe directly across the walkway to CCM2.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	July 27, 2022
Proposed Penalty:	\$0.00

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

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

Inspection Number: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.28(b)(3)(ii): 29 CFR 1910.28(b)(3)(ii): The employer did not ensure that each employee be protected from tripping into or stepping into or through any hole that is less than 4 feet (1.2 m) above a lower level by covers or guardrail systems.

On or about January 3, 2022, and at times prior thereto, employees were exposed to tripping and/or stepping into:

- (a) A floor hole between the CCM1 and turn table did not have a cover or guardrail system;
- (b) A floor hole between the turn table and the edge of the shop floor did not have a cover or guardrail system.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$11,188.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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 1910.132(a): Protective equipment was not used, when necessary, whenever hazards capable of causing injury and impairment were encountered:

(a) On or about January 3, 2022, employees mixing and pouring polymer concrete products were exposed to chemical and material hazards that could cause injury and impairment in that personal protective equipment was not used.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$13,052.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.132(d)(1): The employer did not assess the workplace to determine if hazards are present, or are likely to be present, which necessitate the use of personal protective equipment (PPE):

(a) On or about January 3, 2022 and at times prior thereto, employees pouring polymer concrete products in the continuous casting machine (CCM) #1 area were exposed to chemical and material hazards in that the employer did not assess the process to find what personal protective equipment is needed.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$0.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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 1910.147(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:

(a) On or about January 3, 2022, and at times prior to, an employee was exposed to hazards associated with the unexpected release of hazardous energy while troubleshooting the turn table associated with the CCM 1 machine; in that, the energy control procedures developed, documented, and utilized were not adequate.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$13,052.00

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

Inspection Number: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.147(c)(5)(i): Locks, tags, chains, wedges, key blocks, adapter pins, self-locking fasteners, or other hardware were not provided by the employer for isolating, securing or blocking of machines or equipment from energy sources:

(a) On or about January 3, 2022, and at times prior to, an employee was exposed to hazards associated with the unexpected release of hazardous energy while troubleshooting the turn table associated with the CCM 1 machine; in that, only one lock was available, and it required more than one lock to achieve a complete lock out.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$0.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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 1910.147(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:

(a) On or about January 3, 2022, and at times prior to, employees exposed to hazards associated with the unexpected release of hazardous energy while troubleshooting the turn table associated with the CCM 1 machine in that a periodic inspection of the procedures used was not done.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$13,052.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.147(c)(7)(iv): The employer did not certify that employee training had been accomplished and kept up to date:

(a) On or about January 3, 2022, and at times prior to, employees exposed to hazards associated with the unexpected release of hazardous energy while troubleshooting the turn table associated with the CCM 1 machine when training was not provided and certified.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$0.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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 1910.184(c)(7): Sling(s) were not padded or protected from sharp edges of their loads:

(a) On or about January 3, 2022, and at times prior thereto, employees were exposed to crushed-by hazard when nylon web slings attached to concrete buckets in choker configurations was not protected from the sharp edges of plate steel that made up/reinforced the buckets lifting point.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$13,052.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.184(c)(14):Sling(s) were used without having affixed and legible identification markings:

(a) On or about January 3, 2022, and at times prior thereto, employees were exposed to crushed-by hazards when nylon web slings attached to concrete buckets was covered in polymer concrete so the affixed identification markings were illegible due to chemical exposure.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$0.00

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: 1570767
Inspection Date(s): 01/03/2022 - 01/03/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

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

On or about January 3, 2021, employees were exposed to struck-by hazard associated with operating continuous casting machine (CCM) #1 and its associated turn table to fill cone molds with polymer concrete in that:

- (a) The turn table was not guarded on its right side;
- (b) The turn table was not guarded on its left side.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$13,052.00


Basil Singh
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482
Issuance Date: 06/30/2022

Summary of Penalties for Inspection Number: 1570767

Citation 1 Item 1a, Serious	\$9,324.00
Citation 1 Item 1b, Serious	\$0.00
Citation 1 Item 2, Serious	\$11,188.00
Citation 1 Item 3a, Serious	\$13,052.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 4a, Serious	\$13,052.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$13,052.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 6a, Serious	\$13,052.00
Citation 1 Item 6b, Serious	\$0.00
Citation 1 Item 7, Serious	\$13,052.00

TOTAL PROPOSED PENALTIES: **\$85,772.00**

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 at www.pay.gov. At the top of the [pay.gov](http://www.pay.gov) homepage, type “OSHA” in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. 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 two 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.



Basil Singh
Area Director

06-30-2022
Date

U.S. Department of Labor Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



06/30/2022

Armorock, LLC
and its successors
207 Heritage Court
Sulphur Springs, TX 75482

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (972) 952-1330.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dates together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

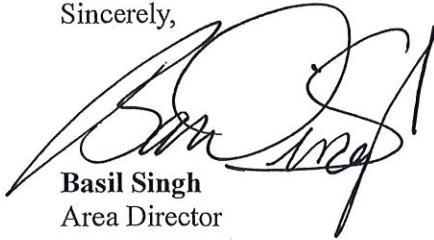
As indicated on page 3 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

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 the citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of 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.

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of 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.

Sincerely,

A handwritten signature in black ink, appearing to read 'Basil Singh', is written over the typed name and title.

Basil Singh
Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



Citation and Notification of Penalty

To:

Armorock, LLC
and its successors
207 Heritage Court
Sulphur Springs, TX 75482

Inspection Number: 1572667**Inspection Date(s):** 01/13/2022 - 03/02/2022**Issuance Date:** 06/30/2022**Inspection Site:**

207 Heritage Court
Sulphur Springs, TX 75482

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 by calling (972) 952-1330. 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 at www.pay.gov. At the top of the [pay.gov](http://www.pay.gov) homepage, type “OSHA” in the Search field and select Search. From **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/30/2022. The conference will be held by telephone or at the OSHA office located at 1100 East Campbell Road, Suite 250, Richardson, TX 75081 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1572667

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482
Issuance Date: 06/30/2022

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, 1100 East Campbell Road, Suite 250, Richardson, TX 75081.**

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.28(b)(1)(i): Except as provided elsewhere in this section 29 CFR 1910.28, the employer did not ensure that each employee on a walking-working surface with an unprotected side or edge that is 4 feet (1.2 m) or more above a lower level is protected from falling by one or more of the systems described in 29 CFR 1910.28(b)(1)(i):

- (a) On or about March 2, 2022, and times prior thereto; employees on Tanksafe feed tank #1 in the continuous casting unit #1, employee(s) working on the feed tank walking working area were exposed to a fall hazard to the ground below.
- (b) On or about March 2, 2022, and times prior thereto; employees on Tanksafe feed tank #2 in the continuous casting unit #2, employee(s) working on the feed tank walking working area were exposed to a fall hazard to the ground below.
- (c) On or about March 2, 2022, and times prior thereto; employees on Tanksafe feed tank #3 in the continuous casting unit #1, employee(s) working on the feed tank walking working area were exposed to a fall hazard to the ground below.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	July 27, 2022
Proposed Penalty:	\$13,052.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.106(h)(4)(iv)(a): Equipment was not designed and arranged to prevent the unintentional escape of liquids and vapors and to minimize the quantity escaping in the event of accidental release:

On or about January 13, 2022, and times prior thereto; employees in the continuous casting process areas #1 and #2 were exposed to fire and explosion hazards associated with the Interplastic concrete polymer resin:

- (a) Tanksafe feed tank 1- 1.5 inch uncapped pipe opening on containment drain (N5);
- (b) Tanksafe feed tank 1- 2 inch uncapped pipe opening on level connector and ball valve (N7);
- (c) Tanksafe feed tank 2- 1.5 inch uncapped pipe opening on containment drain (N5);
- (d) Tanksafe feed tank 2- 2 inch uncapped pipe opening on level connector and ball valve (N7).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.106(h)(6)(ii)(d): Processing plants shall be protected by an approved automatic sprinkler system or equivalent extinguishing system:

(a) On or about January 6, 2022, in the main production area of the continuous casting process areas 1,2,3 employees are exposed to fire and explosion hazards associated with the Interplastic polymer concrete resin.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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

Inspection Number: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.106(h)(7)(i)(b): Category 1 or 2 flammable liquids, or Category 3 flammable liquids with a flashpoint below 100 °F (37.8 °C), were dispensed into containers without the nozzle and container being electrically interconnected:

- (a) On or about January 6, 2022, in the main production area of the continuous casting process unit 1, employees dispensed a category 2 flammable liquids, acetone 55-gallon drums, into a plastic bucket and the nozzle and container were not electrically interconnected exposing employees to explosion and fire hazards;
- (b) On or about January 6, 2022, in the main production area of the continuous casting process unit 2, employees dispensed a category 2 flammable liquids, acetone 55-gallon drums, into a plastic bucket and the nozzle and container were not electrically interconnected exposing employees to explosion and fire hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.119(c)(1): Employers shall develop a written plan of action regarding the implementation of the employee participation required by this paragraph.

(a) On or about January 13, 2021, and at times prior thereto, this violation occurred in the main production areas of the continuous casting process area #3 where employees were exposed to fire and explosion hazards when the employer did not ensure that a written plan of action regarding implementation of the employee participation was developed in the event of a release of the Interplastic polymer concrete resin.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.119(d)(3)(i)(B): The employer did not develop piping and instrument diagrams for the equipment that was part of the process:

(a) On or about January 14, 2022, and at times prior thereto, information concerning the technology of the process did not include a block flow diagram or simplified process flow diagram in the event of an Interplastic polymer concrete resin release.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.119(e)(1): The employer did not perform an initial process hazard analysis (hazard evaluation) on processes covered by this standard. The process hazard analysis was not appropriate to the complexity of the process and did not identify, evaluate, and control the hazards involved in the process. Employers shall determine and document the priority order for conducting process hazard analyses based on a rationale which includes such considerations as extent of the process hazards, number of potentially affected employees, age of the process, and operating history of the process:

(a) On or about January 13, 2022, and at times prior thereto, the employer did not conduct a process hazard analysis for the evaluation and control of the hazards involved in the continuous casting process unit #3, exposing employees to inhalation, fire, and explosion hazards associated with Interplastic polymer concrete resin

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	November 14, 2022
Proposed Penalty:	\$9,324.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.119(f)(1)(i)(D): The employer did not develop and implement written operating procedures that provide clear instructions for emergency shutdown, including the conditions under which emergency shutdown is required, and the assignment of shutdown responsibility to qualified operators to ensure that emergency shutdown is executed in a safe and timely manner.

(a) On or about January 13, 2022, and times prior thereto; the employer did not ensure that written operating procedures provided clear instructions for emergency shutdown procedures for the Interplastic polymer concrete resin used in the continuing casting process area #3 were developed and implemented, exposing employees to inhalation, fire, and explosion hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	November 14, 2022
Proposed Penalty:	\$9,324.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.119(i)(1): The employer did not perform a pre-startup safety review for new facilities.

(a) On or about January 13, 2022, and at times thereafter, in the continuous casting process area #3, the employer did not ensure that a pre-startup safety review was completed with regard to potential releases of Interplastic polymer concrete resin that were used in a batch manufacturing process.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.119(n): The employer did not establish and implement an emergency action plan for the entire plant in accordance with the provisions of 29 CFR 1910.38:

Or in the alternative:

29 CFR 1910.38(a): The employer did not have an emergency action plan whenever an OSHA standard in this part requires one:

On or about January 13, 2022, and at times thereafter, the employer did not to establish and implement an emergency action plan to ensure that each employee working at the facility was protected from emergencies involving Interplastic polymer concrete resin. The emergency action plan must include, but is not limited to the following:

- (a) Procedures for reporting a fire or other emergency.
- (b) Procedures for emergency evacuation, including type of evacuation and exit route assignments.
- (c) Procedures to be followed by employees who remain to operate critical plant operations before they evacuate.
- (d) Procedures to account for all employees after evacuation.
- (e) Procedures to be followed by employees performing rescue or medical duties.
- (f) The name or job title of every employee who may be contacted by employees who need more information about the plan or an explanation of their duties under the plan.
- (g) Employee alarm system with a distinctive signal for each purpose.
- (h) Employee training.
- (i) Review of emergency action plan with each employee covered by the plan.

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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: 1572667
Inspection Date(s): 01/13/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.304(g)(5): The path to ground from circuits, equipment, and enclosures was not permanent, continuous, and effective:

(a) On or about March 2, 2022, and times prior thereto; the Tanksafe feed tank #3 did not have an adequate grounding wire and rod. Employees were exposed to fire and explosion hazards associated with the Interplastic polymer concrete resin.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00


Basil Singh
Area Director

U.S. Department of Labor

Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Armorock, LLC

Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

Issuance Date: 06/30/2022

Summary of Penalties for Inspection Number: 1572667

Citation 1 Item 1, Serious	\$13,052.00
Citation 1 Item 2, Serious	\$9,324.00
Citation 1 Item 3, Serious	\$9,324.00
Citation 1 Item 4, Serious	\$9,324.00
Citation 1 Item 5, Serious	\$9,324.00
Citation 1 Item 6, Serious	\$9,324.00
Citation 1 Item 7, Serious	\$9,324.00
Citation 1 Item 8, Serious	\$9,324.00
Citation 1 Item 9, Serious	\$9,324.00
Citation 1 Item 10, Serious	\$9,324.00
Citation 1 Item 11, Serious	\$9,324.00

TOTAL PROPOSED PENALTIES: **\$106,292.00**

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 at www.pay.gov. At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. 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 two 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.



Basil Singh

Area Director

06-30-2027

Date

U.S. Department of Labor Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



06/30/2022

Armorock, LLC
and its successors
207 Heritage Court
Sulphur Springs, TX 75482

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (972) 952-1330.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dates together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

As indicated on page 3 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

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 the citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of 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.

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of 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.

Sincerely,

A handwritten signature in black ink, appearing to read 'Basil Singh', is written over the printed name and title. The signature is stylized with a large loop at the end.

Basil Singh
Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



Citation and Notification of Penalty

To:
Armorock, LLC
and its successors
207 Heritage Court
Sulphur Springs, TX 75482

Inspection Number: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022

Inspection Site:
207 Heritage Court
Sulphur Springs, TX 75482

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 by calling (972) 952-1330. 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 at www.pay.gov. At the top of the [pay.gov](http://www.pay.gov) homepage, type “OSHA” in the Search field and select Search. From **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/30/2022. The conference will be held by telephone or at the OSHA office located at 1100

East Campbell Road, Suite 250, Richardson, TX 75081 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1571422

Company Name: Armorock, LLC

Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

Issuance Date: 06/30/2022

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, 1100 East Campbell Road, Suite 250, Richardson, TX 75081.**

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: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

(a) On or about January 13, 2022, and times prior thereto the employer did not provide a medical evaluation for employee(s) who were required to wear a half mask negative pressure respirator. Employee(s) used this respirator for protection against respirable crystalline silica dust and styrene vapors.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$9,324.00

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: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

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

(a) On or about January 13, 2022, and times prior thereto, the employer did not provide a fit test for employee(s) who were required to wear a half mask negative pressure respirator. Employee(s) used this respirator for protection against respirable crystalline silica dust and styrene vapors.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$0.00

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

Inspection Number: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.134(g)(1)(i)(A): Respirators with tight-fitting facepieces were worn by employees who had facial hair that came between the sealing surface of the facepiece and the face or that interfered with valve function:

(a) On or about January 6, 2022, in the Production Area, employees were using a respirator, such as but not limited to, a 3M half mask negative pressure respirator. Employee(s) used this respirator for protection against respirable crystalline silica dust and styrene vapors.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$0.00

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: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.134(h)(2)(i):Respirators were not stored to protect them from damage, contamination, dust, sunlight, extreme temperatures, excessive moisture, and damaging chemicals or were not packed or stored to prevent deformation of the facepiece and exhalation valve:

(a) On or about January 6, 2022, and times prior thereto; the employer did not store and protect a 3M half facepiece tight fitting respirator(s). Employees used this respirator for protection against respirable silica dust and styrene vapors.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$0.00

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: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

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

(a) On or about January 6, 2022, in the continuous process unit #1, employees were working with corrosive chemicals including but not limited to: Interplastic green colorant, Ineos phenol acetone, Norox MEKP-9H, Syrgis Norox CHP;

(b) On or about January 6, 2022, in the continuous process unit #1, employees were working with corrosive chemicals including but not limited to: Interplastic green colorant, Ineos phenol acetone, Norox MEKP-9H, Syrgis Norox CHP.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$7,458.00

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: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.1053(e)(1): The employer did not establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica was, or could have been reasonably expected to be, in excess of the PEL:

(a) On or about January 13, 2022, and times prior thereto; the employer did not establish a regulated area for employee(s) exposed to airborne concentrations of respirable crystalline silica above the Permissible Exposure Limit (PEL). Personal air monitoring conducted at the workplace showed that employee(s) were exposed to airborne concentrations of 87.9 micrograms per cubic meter of air, 116 micrograms per cubic meter of air, 570.6 micrograms per cubic meter of air, which exceeded the PEL of 50 micrograms per cubic meter of air by 1.75, 2.32, 11.4 times respectively. This limit is established to prevent silicosis and lung cancer. Employee(s) were assigned duties such as but not limited to grinding, sawing, and cutting concrete structures and rock crushing and pouring concrete aggregate into hopper activities.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	July 27, 2022
Proposed Penalty:	\$13,052.00

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

Inspection Number: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

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

29 CFR 1910.134(d)(3)(i)(B)(1): The employer did not select a respirator for employee use that maintained the employee's exposure to the hazardous substance, when measured outside the respirator, at or below the maximum use concentration:

(a) On or about January 13, 2022, and times prior thereto; the employer did not select a respirator for an employee performing material pouring in hoppers that maintained the employee exposure at or below the maximum usage concentration (MUC). The employer required the employee to wear a half mask negative pressure respirators. Personal air monitoring indicated that the employee was exposed to airborne respirable crystalline silica concentrations of 570.6 micrograms per cubic meter of air which exceeded the Permissible Exposure Limit (PEL) of 50 micrograms per cubic meter of air by approximately 11.4 times. This limit is established to prevent silicosis and lung cancer. Half mask negative pressure respirators are assigned a protection factor of 10. The airborne concentration of respirable crystalline silica exceeded the maximum use concentration for the respirator 1.14 times.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$13,052.00

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: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.1053(g)(1): Where respiratory protection was required by this section, the employer did not provide each employee an appropriate respirator that complied with the requirements of this paragraph and 29 CFR 1910.134:

(a) On or about January 13, 2022, and times prior thereto; the employer did not select a respirator for an employee performing material pouring in hoppers that maintained the employee exposure at or below the maximum usage concentration (MUC). The employer required the employee to wear a half mask negative pressure respirators. Personal air monitoring indicated that the employee was exposed to airborne respirable crystalline silica concentrations of 570.6 micrograms per cubic meter of air which exceeded the Permissible Exposure Limit (PEL) of 50 micrograms per cubic meter of air by approximately 11.4 times. This limit is established to prevent silicosis and lung cancer. Half mask negative pressure respirators are assigned a protection factor of 10. The airborne concentration of respirable crystalline silica exceeded the maximum use concentration for the respirator 1.14 times.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	July 27, 2022
Proposed Penalty:	\$0.00

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



Citation and Notification of Penalty

Company Name: Armorock, LLC

Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.1053(f)(1): The employer did not use engineering and work practice controls to reduce and maintain employee exposure to respirable crystalline silica to or below the PEL, unless the employer can demonstrate that such controls are not feasible:

(a) On or about January 13, 2022, and times prior thereto, a material handler employee was pouring concrete aggregate materials and was exposed to respirable crystalline silica at an eight-hour time-weighted average of 87.9 micrograms per cubic meter of air, approximately 1.75 times 50 micrograms per cubic meter of air. This limit is established to prevent silicosis and lung cancer. Sampling was performed for 449 minutes. Zero exposure was assumed for the unsampled time of 31 minutes;

(b) On or about January 13, 2022, and times prior thereto, a material handler employee was pouring concrete aggregate materials and exposed to respirable crystalline silica at an eight-hour time-weighted average of 570.6 micrograms per cubic meter of air, approximately 11.4 times 50 micrograms per cubic meter of air. This limit is established to prevent silicosis and lung cancer. Sampling was performed for 428 minutes. Zero exposure was assumed for the unsampled time of 52 minutes;

(c) On or about January 13, 2022, and times prior thereto, a finisher employee was performing hand grinding operations and was exposed to respirable crystalline silica at an eight-hour time-weighted average of 116 micrograms per cubic meter of air, approximately 2.32 times 50 micrograms per cubic meter of air. This limit is established to prevent silicosis and lung cancer. Sampling was performed for 464 minutes. Zero exposure was assumed for the unsampled time of 16 minutes.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

December 28, 2022

Proposed Penalty:

\$13,052.00

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

Inspection Number: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.1053(i)(1)(i): The employer did not make medical surveillance available at no cost to each employee, and at a reasonable time and place, for each employee who has been occupationally exposed to respirable crystalline silica at or above the action level for 30 or more days per year:

(a) On or about January 13, 2022, and times prior thereto; the employer did not institute a medical surveillance program for all employee(s) who were exposed respirable crystalline silica at or above the action level for 30 days per year. Personal air monitoring indicated that four employees were exposed to airborne respirable crystalline silica concentrations which exceeded the Permissible Exposure Limit (PEL). This limit is established to prevent silicosis and lung cancer. Employees were assigned duties such as but not limited to operating portable hand grinders and performing rock crushing and pouring concrete aggregate into hopper activities.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 27, 2022
\$13,052.00

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: 1571422
Inspection Date(s): 01/06/2022 - 03/02/2022
Issuance Date: 06/30/2022



Citation and Notification of Penalty

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.1053(j)(1): The employer did not include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (29 CFR 1910.1200):

(a) On or about January 13, 2022, and times prior thereto, the employer did not assure that employee(s) with airborne exposures to respirable crystalline silica in excess of the OSHA Permissible Exposure Limit (PEL) received trained in accordance to the requirements listed in sections 1910.1053(j)(3)(i)(A) -(E). Employees were assigned duties such as but not limited to operating hand grinders and pouring industrial sand into hopper operations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

July 27, 2022

Proposed Penalty:

\$9,324.00

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: Armorock, LLC

Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482

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

29 CFR 1910.1053(c): The employer did not ensure that no employee was exposed to an airborne concentration of respirable crystalline silica in excess of 50 ug/m³, calculated as an 8-hour TWA:

(a) On or about January 13, 2022, and times prior thereto, a material handler employee was pouring concrete aggregate materials and was exposed to respirable crystalline silica at an eight-hour time-weighted average of 87.9 micrograms per cubic meter of air, approximately 1.75 times 50 micrograms per cubic meter of air. This limit is established to prevent silicosis and lung cancer. Sampling was performed for 449 minutes. Zero exposure was assumed for the unsampled time of 31 minutes;

(b) On or about January 13, 2022, and times prior thereto, a material handler employee was pouring concrete aggregate materials and exposed to respirable crystalline silica at an eight-hour time-weighted average of 570.6 micrograms per cubic meter of air, approximately 11.4 times 50 micrograms per cubic meter of air. This limit is established to prevent silicosis and lung cancer. Sampling was performed for 428 minutes. Zero exposure was assumed for the unsampled time of 52 minutes;

(c) On or about January 13, 2022, and times prior thereto, a finisher employee was performing hand grinding operations and was exposed to respirable crystalline silica at an eight-hour time-weighted average of 116 micrograms per cubic meter of air, approximately 2.32 times 50 micrograms per cubic meter of air. This limit is established to prevent silicosis and lung cancer. Sampling was performed for 464 minutes. Zero exposure was assumed for the unsampled time of 16 minutes.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

December 28, 2022

Proposed Penalty:

\$130,524.00


Basil Singh
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1100 East Campbell Road, Suite 250
Richardson, TX 75081



INVOICE / DEBT COLLECTION NOTICE

Company Name: Armorock, LLC
Inspection Site: 207 Heritage Court, Sulphur Springs, TX 75482
Issuance Date: 06/30/2022

Summary of Penalties for Inspection Number: 1571422

Citation 1 Item 1a, Serious	\$9,324.00
Citation 1 Item 1b, Serious	\$0.00
Citation 1 Item 1c, Serious	\$0.00
Citation 1 Item 1d, Serious	\$0.00
Citation 1 Item 2, Serious	\$7,458.00
Citation 1 Item 3, Serious	\$13,052.00
Citation 1 Item 4a, Serious	\$13,052.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5, Serious	\$13,052.00
Citation 1 Item 6, Serious	\$13,052.00
Citation 1 Item 7, Serious	\$9,324.00
Citation 2 Item 1, Willful - Serious	\$130,524.00

TOTAL PROPOSED PENALTIES: **\$208,838.00**

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 at www.pay.gov. At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. 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 two 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.



Basil Singh

Area Director

06-30-2022
Date