

U.S. Department of Labor Occupational Safety and Health Administration
6393 Oak Tree Blvd
Suite 203
Independence, OH 44131



09/20/2019

AMERICAN WIRE & CABLE COMPANY
7951 BRONSON RD
Olmsted Falls, OH 44138

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 a Federal 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 216-447-4194.

You will note on page 2 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,



 **Howard B Eberts**
Area Director

Enclosures

U.S. Department of Labor
Occupational Safety and Health Administration
6393 Oak Tree Blvd
Suite 203
Independence, OH 44131



Citation and Notification of Penalty

To:
AMERICAN WIRE & CABLE COMPANY
and its successors
7951 BRONSON RD
Olmsted Falls, OH 44138

Inspection Number: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019

Inspection Site:
7951 BRONSON RD
Olmsted Falls, OH 44138

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 216-447-4194. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 09/20/2019. The conference will be held by telephone or at the OSHA office located at 6393 Oak Tree Blvd, Suite 203, Independence, OH 44131 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1394989

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138
Issuance Date: 09/20/2019

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, 6393 Oak Tree Blvd, Suite 203, Independence, OH 44131**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.25(b)(3): (3) Stairs have uniform riser heights and tread depths between landings;

Stairs have uniform riser heights and tread depths between landings;

- a). On or about April 12, 2019, the employer did not ensure the stairs used to access and egress from the Extruder Line #1 extruder hopper platform had uniform riser heights between landings (floor to work platform).
- b). On or about April 12, 2019, the employer did not ensure the stairs used to access and egress from the Extruder Line #2 extruder hopper platform had uniform riser heights between landings (floor to work platform).
- c). On or about April 12, 2019, the employer did not ensure the stairs used to access and egress from the Extruder Line #3 extruder hopper platform had uniform riser heights between landings (floor to work platform).

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$6630.00

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

Inspection Number: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

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

29 CFR 1910.28(b)(1)(i): (1) Unprotected sides and edges. (i) Except as provided elsewhere in this section, the employer must 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 following:

On or about April 12, 2019, the employer did not ensure employees working from the Extruder Line #3 extruder hopper platform were protected from falling approximately 4 feet, 6 inches by a guardrail system, safety net system, and/or personal fall arrest system.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$3978.00

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.28(b)(6)(i): (i) Each employee less than 4 feet (1.2 m) above dangerous equipment is protected from falling into or onto the dangerous equipment by a guardrail system or a travel restraint system, unless the equipment is covered or guarded to eliminate the hazard.

a). On or about April 12, 2018, the employer did not ensure employees working from the Extruder Line #1 platform located above the extruder machine were protected from falling onto the moving and rotating shaft ends of extruder machine by a guardrail system, safety net system, and/or personal fall arrest system.

b). On or about April 12, 2018, the employer did not ensure employees working from the Extruder Line #2 platform were protected from falling onto the moving and rotating belts, pulleys, and shaft ends of the extruder machine by a guardrail system, safety net system, and/or personal fall arrest system.

Date By Which Violation Must be Abated:

11/07/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.29(b)(1): (1) The top edge height of top rails, or equivalent guardrail system members, are 42 inches (107 cm), plus or minus 3 inches (8 cm), above the walking-working surface. The top edge height may exceed 45 inches (114 cm), provided the guardrail system meets all other criteria of paragraph (b) of this section (see Figure D-11).

On or about April 12, 2019, the employer did not ensure the work platform located above the Extruder Line #3 extruder machine was equipped with a top rail at a height of 42 inches, plus or minus 3 inches, above the walking-working surface that was approximately 64 inches above the floor.

Date By Which Violation Must be Abated:

11/07/2019

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

Inspection Number: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.29(b)(2): (2) Midrails, screens, mesh, intermediate vertical members, solid panels, or equivalent intermediate members are installed between the walking-working surface and the top edge of the guardrail system as follows when there is not a wall or parapet that is at least 21 inches (53 cm) high:

On or about April 12, 2019, the employer did not ensure the work platform located above the Extruder Line #3 extruder machine was equipped with a midrail, screen, mesh, intermediate vertical members, solid panels, or other equivalent intermediate members between the top of the guardrail and the walking-working surface that was approximately 64 inches above the floor.

Date By Which Violation Must be Abated:

11/07/2019

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 1910.29(f)(1)(iii)(A): (A) The height of the stair rail system is not less than 36 inches (91 cm) and not more than 38 inches (97 cm) as measured at the leading edge of the stair tread to the top surface of the top rail (see Figure D-13); and

- a). On or about April 12, 2019, the employer did not ensure the stair rail used to access and egress from the Extruder Line #1 extruder hopper platform was between 36 inches and 38 inches above the stair tread.
- b). On or about April 12, 2019, the employer did not ensure the stair rail used to access and egress from the Extruder Line #2 extruder hopper platform was between 36 inches and 38 inches above the stair tread.
- c). On or about April 12, 2019, the employer did not ensure the stair rail used to access and egress from the Extruder Line #3 extruder hopper platform was between 36 inches and 38 inches above the stair tread.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$6630.00

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.29(f)(3): (3) Surfaces. Handrails and stair rail systems are smooth-surfaced to protect employees from injury, such as punctures or lacerations, and to prevent catching or snagging of clothing;

On or about April 12, 2019, the employer did not ensure the stair rail on the stairs used to access and egress from the Extruder Line #2 work platform had a smooth surface to protect employees from injuries, such as punctures or lacerations, and to prevent catching or snagging of clothing.

Date By Which Violation Must be Abated:

11/07/2019

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.147(c)(1): Energy control program. The employer shall establish a program consisting of energy control procedures, employee training and periodic inspections to ensure that before any employee performs any servicing or maintenance on a machine or equipment where the unexpected energizing, startup or release of stored energy could occur and cause injury, the machine or equipment shall be isolated from the energy source and rendered inoperative.

On or about April 12, 2019, the employer did not establish an energy control program consisting of energy control procedures, employee training, and periodic inspections to ensure employees performing servicing and maintenance activities on the wire buncher machines, wire drawing machines, extruder lines, wire striping machines, wire braiding machines, and other machines and equipment at the facility were protected from unexpected energizing, startup, or release of stored energy. Machines and equipment used throughout the facility are powered by electric, pneumatic, thermal, and hydraulic power.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/07/2019
Proposed Penalty:	\$9282.00

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

Inspection Number: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.178(l)(1)(ii): Prior to permitting an employee to operate a powered industrial truck (except for training purposes), the employer shall ensure that each operator has successfully completed the training required by this paragraph (l), except as permitted by paragraph (l)(5).

On or about April 12, 2019, the employer did not ensure employees operating powered industrial trucks (forklifts) had successfully completed powered industrial truck safe operation training

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$9282.00

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 1910.179(b)(5): Rated load marking. The rated load of the crane shall be plainly marked on each side of the crane, and if the crane has more than one hoisting unit, each hoist shall have its rated load marked on it or its load block and this marking shall be clearly legible from the ground or floor.

On or about April 12, 2019, the employer did not ensure the rated load of the crane was plainly marked on each side of the three overhead cranes, located at the Henrich and Niehoff wire drawing machines. The cranes are used on a daily basis to removed and place spools of wire from the take up rollers of the wire drawing machines.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$7956.00

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.179(j)(2): Frequent inspection. The following items shall be inspected for defects at intervals as defined in paragraph (j)(1)(ii) of this section or as specifically indicated, including observation during operation for any defects which might appear between regular inspections.

On or about April 12, 2019, the employer did not conduct frequent (daily to monthly) inspections of the three overhead cranes located at the Henrich and Niehoff wire drawing machines. The cranes are used on a daily basis to removed and place spools of wire from the take up rollers of the wire drawing machines.

Date By Which Violation Must be Abated:

11/07/2019

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.179(j)(3): Periodic inspection. Complete inspections of the crane shall be performed at intervals as generally defined in paragraph (j)(1)(ii)(b) of this section, depending upon its activity, severity of service, and environment, or as specifically indicated below. These inspections shall include the requirements of paragraph (j)(2) of this section and in addition, the following items.

On or about April 12, 2019, the employer did not conduct periodic (annual) inspections of the three overhead cranes located at the Henrich and Niehoff wire drawing machines. The cranes are used on a daily basis to removed and place spools of wire from the take up rollers of the wire drawing machines.

Date By Which Violation Must be Abated:

11/07/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.212(a)(1): Types of guarding. One or more methods of machine guarding shall be provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks.

- a). On or about April 12, 2019, the employer did not ensure one or more methods of machine guarding was adequately provided to protect machine operators from caught-in and struck by hazards created by the ingoing nip points and rotating parts of the Kinrei wire buncher machine #5 powered wire flyer payoffs.
- b). On or about April 12, 2019, the employer did not ensure one or more methods of machine guarding was adequately provided to protect machine operators from caught-in and struck by hazards created by the point of operation and rotating parts of the North Hampton wire buncher machine #8 and wire flyer payoffs.
- c). On or about April 12, 2019, the employer did not ensure one or more methods of machine guarding was adequately provided to protect machine operators from caught-in and struck by hazards created by the point of operation and rotating parts of the North Hampton wire buncher machine #10 and wire flyer payoffs.
- d). On or about April 12, 2019, the employer did not ensure one or more methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the point of operation and rotating parts of the Haskell wire buncher machine.
- e). On or about April 12, 2019, the employer did not ensure one or more methods of machine guarding was adequately provided to protect machine operators from caught-in and struck by hazards created by ingoing nip points and rotating parts of the Henrich #1 and #2 wire drawing machines, including but not limited to, the annealer, wire dancer, and spoolers.
- f). On or about April 12, 2019, the employer did not ensure one or more methods of machines guarding was adequately provided to protect machine operators from caught-in and struck by hazards created by the ingoing nip points and rotating parts of the Niehoff #3 wire drawing machine spoolers.

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: AMERICAN WIRE & CABLE COMPANY

Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

g). On or about April 12, 2019, the employer did not ensure one or more methods of machine guarding was adequately provided to protect machine operators from caught in and struck by hazards created by the point of operation, ingoing nip points, and rotating parts of the rod break down wire drawing machine.

h). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the point of operation, ingoing nip points, and rotating parts of the wire striping machine, including but not limited to, wire rollers, paint applicator, and drum winder.

i). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the ingoing nip points and rotating parts of Extruder Line #1, including but not limited to, wire cone flyers, tension rollers, print contact wheels, capstan, spark detector, lump detector, footage counter, take up arms above the take up machine, and drum winder.

j). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the ingoing nip points and rotating parts of Extruder Line #2, including but not limited to, wire cone flyers, tension rollers, print contact wheels, capstan, lump detector, footage counter, spark detector, take up arms above the take up machine, take up machine, and drum winder.

k). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the ingoing nip points and rotating parts of Extruder Line #3, including but not limited to, wire cone flyers, tension rollers, print contact wheels, capstan, lump detector, footage counter, spark detector, take up arms above take up machine and drum winder.

l). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the ingoing nip points and rotating parts of Extruder Line #4, including but not limited to, wire cone flyers, tension rollers, capstans, load cells, print rollers, lump detector, footage counter, spark detector, take up machine, and drum winder.

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

m). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the ingoing nip points and rotating parts of Extruder Line #5, including but not limited to, wire cone flyers, tension rollers, capstans, load cells, print rollers, lump detector, footage counter, spark detector, take up machine, and drum winder.

n). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the point of operation and rotating parts of the approximately 26 braiding machines.

o). On or about April 12, 2019, the employer did not ensure one or methods of machine guarding was adequately provided to protect machine operators from caught-in hazards created by the point of operation, ingoing nip points, and rotating parts of the lacquer machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/07/2019
Proposed Penalty:	\$9282.00

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

Inspection Number: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 8 a Type of Violation: **Serious**

29 CFR 1910.215(a)(2): Guard design. The safety guard shall cover the spindle end, nut, and flange projections. The safety guard shall be mounted so as to maintain proper alignment with the wheel, and the strength of the fastenings shall exceed the strength of the guard, except:

On or about April 12, 2019, the employer did not ensure the Extruder Line #3 bench grinder was equipped with a safety guard that covered the spindle end, nut, and flange projections

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$5304.00

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.215(a)(4): Work rests. On offhand grinding machines, work rests shall be used to support the work. They shall be of rigid construction and designed to be adjustable to compensate for wheel wear. Work rests shall be kept adjusted closely to the wheel with a maximum opening of one-eighth inch to prevent the work from being jammed between the wheel and the rest, which may cause wheel breakage. The work rest shall be securely clamped after each adjustment. The adjustment shall not be made with the wheel in motion.

On or about April 12, 2019, the employer did not ensure the Extruder Line #3 bench grinder was equipped with work rests to support work.

Date By Which Violation Must be Abated:

11/07/2019

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.219(c)(2)(i): All exposed parts of horizontal shafting seven (7) feet or less from floor or working platform, excepting runways used exclusively for oiling, or running adjustments, shall be protected by a stationary casing enclosing shafting completely or by a trough enclosing sides and top or sides and bottom of shafting as location requires.

On or about April 12, 2019, the employer did not ensure the horizontal shafts used to transfer power to the Wardwell braiding machines was protected by a casing enclosing, by a trough enclosing the top and sides and/or other methods of effective machine guarding.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$5304.00

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.219(c)(4)(i): Projecting shaft ends shall present a smooth edge and end and shall not project more than one-half the diameter of the shaft unless guarded by nonrotating caps or safety sleeves.

- a). On or about April 12, 2019, the employer did not ensure a projecting shaft edge on the rear of the Extruder Line #1 extruder machine had a smooth edge or was guarded by a nonrotating cap or safety sleeve.
- b). On or about April 12, 2019, the employer did not ensure a projecting shaft end on the rear of the Extruder Line #2 extruder machine had a smooth end or was guarded by a nonrotating cap or safety sleeve.
- c). On or about April 12, 2019, the employer did not ensure a projecting shaft edge on the rear of the Extruder Line #3 extruder machine had a smooth edge or was guarded by a nonrotating cap or safety sleeve.
- d). On or about April 12, 2019, the employer did not ensure two projecting shaft edges and ends of the lacquer take up machine were guarded by a nonrotating cap or safety sleeve.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$7956.00

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

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

29 CFR 1910.219(d)(1): Guarding. Pulleys, any parts of which are seven (7) feet or less from the floor or working platform, shall be guarded in accordance with the standards specified in paragraphs (m) and (o) of this section. Pulleys serving as balance wheels (e.g., punch presses) on which the point of contact between belt and pulley is more than six feet six inches (6 ft. 6 in.) from the floor or platform may be guarded with a disk covering the spokes.

- a). On or about April 12, 2019, the employer did not ensure the belt and pulley running between the Extruder Line #1 take up machine and drum winder machine was guarded.
- b). On or about April 12, 2019, the employer did not ensure the belt and pulley running between the Extruder Line #2 take up machine and drum winder machine was guarded.
- c). On or about April 12, 2019, the employer did not ensure the belt and pulley running between the Extruder Line #4 take up machine and drum winder machine was guarded.
- d). On or about April 12, 2019, the employer did not ensure the belt and pulley running between the wire stripping machine and the stripping machine drum winder was guarded.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$9282.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.219(e)(3)(i): Vertical and inclined belts shall be enclosed by a guard conforming to standards in paragraphs (m) and (o) of this section.

- a). On or about April 12, 2019, the employer did not ensure the inclined belts of the Extruder Line #1 take up machine were guarded.
- b). On or about April 12, 2019, the employer did not ensure the inclined belts of the Extruder Line #4 take up machine were guarded.
- c). On or about April 12, 2019, the employer did not ensure the inclined belts of the Extruder Line #5 take up machine were guarded.
- d). On or about April 12, 2019, the employer did not ensure the inclined belts of the Extruder Line #2 extruder machine, located under the work platform were guarded.
- e). On or about April 12, 2019, the employer did not ensure the inclined belts of the Lacquer Machine take up machine were guarded.
- f). On or about April 12, 2019, the employer did not ensure the inclined belts of the Wardwell braiding machines were guarded.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/07/2019

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

Inspection Number: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.303(g)(2)(i): Except as elsewhere required or permitted by this standard, live parts of electric equipment operating at 50 volts or more shall be guarded against accidental contact by use of approved cabinets or other forms of approved enclosures or by any of the following means:

- a. On or about April 12, 2019, the employer did not ensure the live 120V electrical conductors located on the Extruder Line #4 take up machine were guarded against accidental contact.
- b. On or about April 12, 2019, the employer did not ensure the live electrical conductors located on the control panel of the North Hampton #9 buncher machine were guarded against accident contact.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$3978.00

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.333(a): "General." Safety-related work practices shall be employed to prevent electric shock or other injuries resulting from either direct or indirect electrical contacts, when work is performed near or on equipment or circuits which are or may be energized. The specific safety-related work practices shall be consistent with the nature and extent of the associated electrical hazards.

On or about April 12, 2019, the employer did not ensure electrical safety-related work practices were employed when work was performed near or on equipment which was or could be energized

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$5304.00

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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.22(c): (c) Access and egress. The employer must provide, and ensure each employee uses, a safe means of access and egress to and from walking-working surfaces.

a). On or about April 12, 2019, the employer did not ensure the walkway over the Extruder Line #4 provided a safe means of access and egress, due to a steam pipe crossing the walkway approximately 24 inches above walking working surface.

b). On or about April 12, 2019, the employer did not ensure the walkway over the Extruder Line #5 provided a safe means of access and egress, due to a steam pipe crossing the walkway approximately 24 inches above the walking working surface.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.303(b)(2): Installation and use. Listed or labeled equipment shall be installed and used in accordance with any instructions included in the listing or labeling.

On or about April 12, 2019, the employer did not ensure the metal receptacle box located on the window sill at or near the Extruder Line #4 extruder machine used to power a water pump was installed in accordance with the listing and labeling instructions of the equipment.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.303(g)(1)(i)(B): The width of working space in front of the electric equipment shall be the width of the equipment or 762 mm (30 in.), whichever is greater. In all cases, the working space shall permit at least a 90-degree opening of equipment doors or hinged panels;

On or about April 12, 2019, the employer did not ensure the width of the working space in front of the electrical equipment panel across of the wire draw machines was at least 30 inches.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/07/2019
\$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: 1394989
Inspection Date(s): 04/19/2019 - 04/19/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138



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

29 CFR 1910.305(b)(1)(i): Conductors entering cutout boxes, cabinets, or fittings shall be protected from abrasion, and openings through which conductors enter shall be effectively closed.

On or about April 12, 2019, the employer did not ensure electrical conductors used to power the Haskell buncher machine entering into a cutout (knock out) of a junction box were protected from abrasion and the openings of the box were effectively closed.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$0.00


 **Howard B Eberts**
Area Director

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

U.S. Department of Labor
Occupational Safety and Health Administration
6393 Oak Tree Blvd
Suite 203
Independence, OH 44131



INVOICE / DEBT COLLECTION NOTICE

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138
Issuance Date: 09/20/2019

Summary of Penalties for Inspection Number	1394989
Citation 1, Serious	\$90168.00
Citation 2, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$90168.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed


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

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.



Howard B Eberts
Area Director

9/20/19
Date

U.S. Department of Labor
Occupational Safety and Health Administration
6393 Oak Tree Blvd
Suite 203
Independence, OH 44131



Citation and Notification of Penalty

To:
AMERICAN WIRE & CABLE COMPANY
and its successors
7951 BRONSON RD
Olmsted Falls, OH 44138

Inspection Number: 1392711
Inspection Date(s): 04/12/2019 - 04/12/2019
Issuance Date: 09/20/2019

Inspection Site:
7951 BRONSON RD
Olmsted Falls, OH 44138

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 216-447-4194. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 09/20/2019. The conference will be held by telephone or at the OSHA office located at 6393 Oak Tree Blvd, Suite 203, Independence, OH 44131 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1392711

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138
Issuance Date: 09/20/2019

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, 6393 Oak Tree Blvd, Suite 203, Independence, OH 44131**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 1910.37(a)(3): Exit route(s) were not kept free and unobstructed:

- a) On and before April 12, 2019, the emergency exit door in the Milling Department located on the North Wall was blocked by shelving.
- b) On and before April 12, 2019, the emergency exit route between the Milling Department and Extruding Department was blocked by several flammable cabinets and materials on the Milling Department side, as well as boxes of coils and stock pile of Acetylene and Oxygen on the Extruding Department side. There were excessive amounts of materials obstructing the exit route.
- c) On and before April 19, 2019, the exit route for the Braiding Department was obstructed by coils.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/30/2019
Proposed Penalty:	\$9282.00

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.106(d)(5)(i): Flammable liquids, including stock for sale, were stored in a location that limited the use of exits, stairways, or areas normally used for the safe egress of people:

- a.) On or about April 19, 2019, the employer was storing and using approximately 220 gallons of flammable liquids including UN1263 Varnish in the exit routes in the Braiding Department. In the situation of a fire the flammable chemicals would prevent the safe evacuation of employees.
- b.) On or about April 19, 2019, the employer was storing and using approximately 66 gallons of flammable liquids including Wire Marking Ink containing Toluene and Cyclohexane in the exit routes in the Braiding and Extruding Department. In the situation of a fire, the flammable chemicals would prevent the safe evacuation of employees.
- c.) On or about April 19, 2019, the employer was storing and using approximately 110 gallons of flammable liquids including UN2920 solution near the exit doors in the Extruding Department. In the situation of a fire, the flammable chemicals would prevent the safe evacuation of employees.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.95(c)(1): The employer did not administer a continuing, effective hearing conservation program as described in 29 CFR 1910.95(c) through (o) whenever employee noise exposures equal or exceed an 8-hour time-weighted average sound level of 85 decibels measured on the A scale, or equivalently a dose of fifty percent:

On April 19, 2019, a Machine Operator in the Extruding Department was exposed to continuous noise levels at 67.2% of the permissible daily exposure (8-hour, time-weighted average sound level of 85 dbA or equivalently, a dose of 50 percent), during the 447 minute sampling period. Exposure calculations included a zero increment for the 33 minutes not sampled.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/10/2019
Proposed Penalty:	\$6630.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.106(e)(2)(ii)(b)(2): The quantity of Category 2, 3 or 4 flammable liquid located outside of an inside storage room or storage cabinet in a building or in any one fire area of a building exceeded 120 gallons:

On or about April 19, 2019, the employer was storing and using approximately 220 gallons of flammable liquids including UN1263 Varnish outside of a storage room or cabinet in the Braiding Department. The employer was storing and using approximately 66 gallons of flammable liquids including Wire Marking Ink containing Toluene and Cyclohexane outside of a storage room or cabinet in the Braiding and Extruding Department. The employer was also storing and using approximately 110 gallons of flammable liquids including UN2920 solution outside of a storage room or cabinet in the Extruding Department.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/30/2019
Proposed Penalty:	\$9282.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.106(e)(2)(iv)(d): Flammable liquids were not drawn from or transferred into vessels, containers, or portable tanks within a building only through a closed piping system, from safety cans, by means of a device drawing through the top, or from a container or portable tanks by gravity through an approved self-closing valve:

On or about April 19, 2019, the employer was storing and using approximately 220 gallons of flammable liquids including UN1263 Varnish in the exit routes in the Braiding Department. The employer did not have a self-closing valve on the 55 gallon drums containing the UN1263 used on the Braiding and Extrusion Lines. The self-closing valve would prevent an accidental spill from occurring.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/30/2019
Proposed Penalty:	\$9282.00

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

Inspection Number: 1392711
Inspection Date(s): 04/12/2019 - 04/12/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY

Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.106(e)(6)(ii): 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:

On or about April 19, 2019, flammable and combustible liquids including, but not limited to; waste drums containing (paint thinner and paint), UN1263 Varnish, and Wire Marking Ink (containing Toluene and Cyclohexane) were transferred without grounding and bonding.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019

Proposed Penalty:

\$9282.00

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: 1392711
Inspection Date(s): 04/12/2019 - 04/12/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY

Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 1910.124(f): Employees were not knowledgeable of the proper first-aid procedures appropriate to the dipping or coating hazards to which they were exposed:

On or about April 19, 2019, in the Plating Department, employees were not trained on the appropriate first aid procedures for the dipping and coating hazards present at their worksite. Those hazards include, but are not limited to; handling chemicals such as hydrochloric acid, sulfuric acid, and sodium hydroxide.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019

Proposed Penalty:

\$7956.00

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.124(h)(3): Employees working with liquids that could burn, irritate, or otherwise harm their skin were not provided with appropriate first-aid supplies that were located near dipping or coating operations:

On or about April 19, 2019, the Plating Department did not have appropriate first aid supplies available for employees working with hydrochloric acid, sulfuric acid, and sodium hydroxide liquids that could burn, irritate, or harm their skin.

First Aid Kit must contain the following:

- Adhesive Bandages
- Adhesive Tape
- Antibiotic Application
- Antiseptic
- Breathing Barrier
- Burn Dressing
- Burn Treatment
- Cold Pack
- Eye Covering
- First Aid Guide
- Hand Sanitizer
- Medical Exam Gloves
- Eye/skin Wash
- Roller Bandage
- Scissors
- Sterile Pads
- Trauma Pads
- Triangular Bandages

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 7 a Type of Violation: **Serious**

29 CFR 1910.124(g)(2): Employees who worked with liquids that could burn, irritate, or otherwise harm their skin were not provided with an emergency shower and eye-wash station close to the dipping and coating operation:

On or about April 19, 2019, the Plating Department did not have an emergency shower and eye-wash station for employees who work with hydrochloric acid, sulfuric acid, and sodium hydroxide liquids that could burn, irritate, or harm their skin or eyes.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/10/2019
Proposed Penalty:	\$7956.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.124(g)(3): Employees who work with liquids that could burn, irritate, or otherwise harm their skin, were not provided with at least one basin with a hot-water faucet for every 10 employees who worked with such liquids:

On or about April 19, 2019, the Plating Department did not have a hot water basin available to employees who work with hydrochloric acid, sulfuric acid, and sodium hydroxide liquids that could burn, irritate, or harm their skin or eyes.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

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

On or about April 19, 2019, the employer did not provide an eye wash station to employees who were exposed to battery acid (sulfuric acid) when adding distilled water to the forklift batteries.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 8 a Type of Violation: **Serious**

29 CFR 1910.132(a): Protective equipment, including personal protective equipment for eyes, face, head, and extremities, protective clothing, respiratory devices, and protective shields and barriers was not provided, used, and/or maintained:

On or about April 19, 2019, the employer did not ensure that employees wore aprons when working with hydrochloric acid, sulfuric acid, and sodium hydroxide in the plating department.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/30/2019
\$7956.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.132(d)(2): The employer did not verify that the required workplace hazard assessment has been performed through a written certification that identifies the workplace evaluated, the person certifying that the evaluation has been performed, the date(s) of the hazard assessment, and, which identifies the document as a certification of hazard assessment:

On or about April 12, 2019, the workplace hazard assessment had not been put in writing and certified with the person conducting the evaluation and the dates the hazard assessment was completed.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/10/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.132(f)(1): The employer did not provide training to each employee required to use Personal Protective Equipment (PPE) that covered when PPE is necessary, what PPE is necessary, how to don, doff, adjust and wear PPE, the limitations of PPE and the proper care, maintenance, useful life and disposal of the PPE:

On or about April 12, 2019, the employees required to wear PPE have not been trained on when PPE is necessary, what PPE is necessary; how to don, doff, adjust and wear PPE; the limitations of PPE; and the proper care, maintenance, useful life and disposal of the PPE. Employees work with sodium hydroxide, sulfuric acid, hydrochloric acid, MEK, acetone, metal working fluid, lubricants, and paints. Employees are to wear safety glasses, gloves, face shields and respirators when performing different job tasks.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/10/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.133(a)(1): The employer did not ensure that each affected employee uses appropriate eye or face protection when exposed to eye or face hazards from flying particles, molten metal, liquid chemicals, acids or caustic liquids, chemical gases or vapors, or potentially injurious light radiation:

On or about April 12, 2019, the employer did not ensure that employees performing work on the drawing line, bunching line and extruding line were using safety glasses when exposed to wires breaking during machining.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.138(a): Appropriate hand protection was not used when employee's hands were exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasions; punctures; chemical burns; thermal burns; and harmful temperature extremes:

On or about April 19, 2019, the employer did not ensure employees used appropriate chemical resistant gloves for handling chemicals such as sulfuric acid when adding distilled water to the forklift batteries.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 9 a Type of Violation: **Serious**

29 CFR 1910.134(c)(1): In any workplace where respirators are necessary to protect employee health or whenever respirators are required by the employer, a written respiratory protection program with worksite specific procedures was not established and implemented:

On or about April 19, 2019, the plater was voluntarily wearing respiratory protection to include a Sperian Model#312000 half face tight fitting respirator supplied by the employer; however, the company had not implemented a written respiratory protection program.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

10/10/2019
\$3978.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

Citation 1 Item 9 b 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:

On or about April 19, 2019, the plater was voluntarily wearing respiratory protection to include a Sperian Model#312000 half face tight fitting respirator supplied by the employer. The employee has not received a medical evaluation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/10/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.134(k)(1): The employer did not provide effective training that covered the required elements in 1910.134(k)(1)(i) through 1910.134(k)(1)(vii):

On or about April 19, 2019, the plater was voluntarily wearing respiratory protection to include a Sperian Model #312000 half face tight fitting respirator provided by the employer. The employee had not received respiratory protection training in accordance with the standard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/10/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

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

29 CFR 1910.157(c)(1): Portable fire extinguisher were blocked and not available for immediate use by employees:

- a) On or about April 12, 2019, the employer had a portable fire extinguisher on the north central wall in the Milling Department blocked by material.
- b) On or about April 12, 2019, the employer had a fire extinguisher that was missing and not available for immediate use by employees on the east outer wall of the lunch room in the Milling Department.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/30/2019
Proposed Penalty:	\$9282.00

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

Inspection Number: 1392711
Inspection Date(s): 04/12/2019 - 04/12/2019
Issuance Date: 09/20/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

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

On or about April 12, 2019, the employer did not provide initial and annual training for portable fire extinguishers when available for employee use.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 10/10/2019

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: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage shall be separated from fuel-gas cylinders or combustible materials (especially oil or grease), a minimum distance of 20 feet (6.1 m) or by a noncombustible barrier at least 5 feet (1.5 m) high having a fire-resistance rating of at least one-half hour:

On or about April 12, 2019, the fuel gas (acetylene) and the oxygen gas bottles in storage next to the man door that connects the Milling Department and Extruding Department, were stored together and not separated as required.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/30/2019
Proposed Penalty:	\$9282.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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 12 a Type of Violation: **Serious**

29 CFR 1910.1200(e)(1): The employer did not develop, implement, and/or maintain at the workplace a written hazard communication program which describes how the criteria specified in 29 CFR 1910.1200(f), (g), and (h) will be met:

On or about April 12, 2019, the company did not implement and maintain a written hazard communication program at the site. Employees are working with hazardous chemicals such as, but not limited to, sodium hydroxide, sulfuric acid, hydrochloric acid, MEK, acetone, metal working fluid, lubricants, paints, wire marking ink, UN1263 varnish, and UN2920.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/10/2019
Proposed Penalty:	\$5304.00



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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

29 CFR 1910.1200(f)(6)(i): Except as provided in 29 CFR 1910.1200(f)(7) and 29 CFR 1910.1200(f)(8), the employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the information required by 29 CFR 1910.1200(f)(1)(i) through 29 CFR 1910.1200(f)(1)(v):

On or about April 12, 2019, the employer did not ensure that the tanks containing the sodium hydroxide, sulfuric acid, hydrochloric acid, were labeled with the identity of the chemical. Unlabeled containers were located in the plating department. The employer also had several coffee cans containing MEK and acetone that were unlabeled on the extruding lines. The employer also had several Gatorade containers filled with paint throughout facility without labels.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/30/2019



Citation and Notification of Penalty

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138

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



29 CFR 1910.1200(h)(3)(iv): Employees had not been provided with GHS 2012 training including an explanation of the labels received on shipped containers and the workplace labeling system to be used by their employer; the safety data sheet, including the order of information, and how employees can obtain and use the appropriate hazard information:

On or about April 12, 2019, the employer did not provide employees with training on the Global Harmonization System. Employees are working with sodium hydroxide, sulfuric acid, hydrochloric acid, MEK, acetone, metal working fluid, lubricants, paints, wire marking ink, UN1263 varnish, and UN2920.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/10/2019


 **Howard B Eberts**
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
6393 Oak Tree Blvd
Suite 203
Independence, OH 44131



INVOICE / DEBT COLLECTION NOTICE

Company Name: AMERICAN WIRE & CABLE COMPANY
Inspection Site: 7951 BRONSON RD, Olmsted Falls, OH 44138
Issuance Date: 09/20/2019

Summary of Penalties for Inspection Number	1392711
Citation 1, Serious	\$95472.00
TOTAL PROPOSED PENALTIES	\$95472.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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


If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.



Howard B Eberts
Area Director

9/20/19

Date