

**Este documento es muy importante. Si ud. No habla inglés,  
busque un traductor o llame al (856) 596-5200.**

**U.S. Department of Labor**

Occupational Safety and Health Administration  
701 Route 73 South Building 2, Suite 120  
Marlton, NJ 08053  
Phone: (856) 596-5200 Fax: (856) 596-5201



May 23, 2022

Dear Employer,

On 12/13/2021, an OSHA compliance officer met with you or your representative as part of an inspection at 2 Applegate Drive, Robbinsville, NJ 08691. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,

  
Paula Dixon-Roderick, Area Director

**Your Citation Summary**

CJ TMI Manufacturing America, LLC  
Inspection Number: 1568863 & 1570066

**Total Amount Due: \$366,918.00**  
**Payment Due Date: 15 working days  
after receipt of  
this letter**

*You must correct each violation by the date listed in the Citation and Notification of Penalty. Please see the violations and the correction deadline for each violation starting on page 6.*

**Total Number of Violations : 26**

**Your First Correction Deadline is:  
June 3, 2022**

**Step 1 – Choose a Response  
Option and  
Act within 15 working days**

Respond now before you lose the ability to discuss potential adjustments to penalty amounts and/or due dates. Please choose one option below and complete the steps on the next page.

**Option #1 – Discuss with OSHA**

I would like to discuss the citation with an OSHA representative. This may lead to changes in the penalty amount, due date or correction deadlines (if appropriate).

**Option #2 – Correct and Pay**

I agree with the citation, penalties, and correction deadlines, and do not contest.

**Option #3 – Contest the Citation**

I do not agree with the citation, penalties, and/or correction deadlines, and would like to contest.

**Questions or Concerns?**

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (856) 596-5200.

## Step 2 – Complete One Option Checklist

Please post a copy of the citation at or near the place where each violation occurred, even if you plan to contest. You can use the checklist to the right to help plan your next steps. Please do not send in your checklist.

### Option #1 – Discuss with OSHA

I will complete by:

1. Call: Danielle DiGironimo, Assistant Area Director, at (856) 596-5238 or Marie Lord, Assistant Area Director, at (856) 596-5245 soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. **\*\*This meeting does NOT extend your 15 working day deadline to contest the citation.\*\***
2. Fill in and post the attached "Notice to Employees OSHA Informal Conference" after scheduling meeting.

☐ \_\_\_ / \_\_\_

☐ \_\_\_ / \_\_\_

### Option #2 – Correct Violations and Pay Penalty

I will complete by:

1. Correct violations, then complete and mail the attached "Certification of Corrective Action Worksheet" along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**

☐ \_\_\_ / \_\_\_

2. Pay the **Total Penalty** by using one of the following methods:  
**\*\*Include your Inspection Number (see first page) on the payment.\*\***

☐ \_\_\_ / \_\_\_

*Pay Online:* Search "OSHA" on [www.pay.gov](http://www.pay.gov) and complete the "OSHA Penalty Payment Form." Pay by debit, credit or Automated Clearing House (ACH) **within 15 working days.** Penalties over \$25,000 must be paid by ACH and require a Transaction ID (Call 202-693-2170 to obtain one).

*Pay by Check:* Mail check or money order payable to "DOL-OSHA" for the Total Penalty to the OSHA office listed on the first page **within 15 working days.**

### Option #3 – Contest the Citation

I will complete by:

Mail a letter of intent to legally contest to the OSHA office listed on the first page, postmarked within **15 working days.**

☐ \_\_\_ / \_\_\_

**U.S. Department of Labor** Occupational Safety and Health Administration  
701 Route 73 South  
Building 2, Suite 120  
Marlton, NJ 08053



05/23/2022

CJ TMI Manufacturing America, LLC  
and its successors  
2 Applegate Drive  
Robbinsville, NJ 08691

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (856) 596-5200.

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

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

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

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Paula Dixon-Roderick". The signature is fluid and cursive, with a long horizontal stroke at the end.

**Paula Dixon-Roderick**  
Area Director

Enclosures

## U.S. Department of Labor

Occupational Safety and Health Administration  
701 Route 73 South  
Building 2, Suite 120  
Marlton, NJ 08053



### Citation and Notification of Penalty

**To:**  
CJ TMI Manufacturing America, LLC  
and its successors  
2 Applegate Drive  
Robbinsville, NJ 08691

**Inspection Number:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022

**Inspection Site:**  
2 Applegate Drive  
Robbinsville, NJ 08691

*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 (856) 596-5200. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

**Penalty Payment** – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically at [www.pay.gov](http://www.pay.gov). At the top of the pay.gov homepage, type “OSHA” in the Search field and select Search. From **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

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

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

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

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

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

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

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

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

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



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 05/23/2022. The conference will be held by telephone or at the OSHA office located at 701 Route 73 South, Building 2, Suite 120, Marlton, NJ 08053 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.



## CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

**Inspection Number: 1568863**

Company Name: CJ TMI Manufacturing America, LLC  
Inspection Site: 2 Applegate Drive, Robbinsville, NJ 08691  
Issuance Date: 05/23/2022

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 701 Route 73 South, Building 2, Suite 120, Marlton, NJ 08053.**

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

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

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

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

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

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

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

Signature \_\_\_\_\_

Date \_\_\_\_\_

Typed or Printed Name \_\_\_\_\_

Title \_\_\_\_\_

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

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

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

**Inspection Number:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

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

a) Worksite was located at 2 Applegate Dr, Robbinsville Twp. NJ 08691 - Temporary workers were exposed to smoke inhalation while they were working preparing food as the Emergency Exit in the Ingredient Mix Room (35) was completely blocked by trash cans, bins and pallets during business hours on first shift. Violation was observed on or about December 13, 2021.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$11,167.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.147(c)(2)(ii): The employer's tagout energy control program procedures did not successfully comply with 29 CFR 1910.147(c)(3) and no lockout was provided for employee protection:

a) Worksite was located at 2 Applegate Dr. Robbinsville Twp, NJ 08691 - An employee was exposed to amputation hazards while they were replacing a door interlock switch on the Ilapak Packaging Machinery Horizontal Packaging Machine. serial number 0642220241 as the tagout placard did not identify what the unsafe condition was with the machine. It was capable of locking out & the tagout didn't provide same protection. Violation was observed on or about February 17, 2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$4,786.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.147(d)(4)(i): Lockout devices were not affixed to each energy isolating device by authorized employees:

- a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A mechanic was exposed to amputation hazards while working on a maintenance issue on an energized Wonton machine, Daehan Machinery Co. Ltd Model DHW-32. Violation was observed on or about December 13, 2021.
- b) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - The Engineering Manager was exposed to amputation hazards while investigating a maintenance issue with the W.E. Plemons Machinery Services, Inc. Model #3000800 Serial# 18-09-1809 Boxing Machine as he did not have the machine locked out and an unknowing employees started the machine. Violation occurred on or about January 20, 2022.
- c) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A mechanic was exposed to amputation hazards while working on replacing a door interlock switch as they hung an "Equipment Out Of Service" tag near the local disconnect after shutting it off on the Ilapak Packaging Machinery Serial Number 0642220241 packaging machine. Violation was observed on or about February 17, 2022.
- d) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A mechanic was exposed to amputation hazards while clearing an obstruction while the Daehyun Hi-Tec Ci LTD, Model # DH33EH s/n 2K11712144 was energized. Violation occurred on February 18, 2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$11,167.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

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

a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Employees were exposed to chemical burns while they were working in the Storage Room (21) with caustic chemicals, such as Ecolab Whisper 5, Ecolab Advantis FC and AlphaChemical Alpha Bac 10, as the decontamination shower and eyewash station were obstructed and inaccessible. Violation occurred between December 13, 2021 and January 28, 2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$11,167.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.178(l)(1)(i): The employer did not ensure that each powered industrial truck operator is competent to operate a powered industrial truck safely, as demonstrated by the successful completion of the training and evaluation specified in this paragraph (l):

a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Pedestrian workers were exposed to struck by hazards because untrained employees were operating forklifts they were not trained to operate. Violation occurred on or about February 12, 2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$11,167.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

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

- a) Worksite was located at 2 Applegate Dr. Robbinsville Twp, NJ 08691 - Employees were exposed to second degree burn hazards while they were working on a W. E. Plemons Machinery Services Inc. model number 3000800 packaging machine in the outer boxing room. Employees were grinding the catch holder while they blocked the sparks from flying with a highly combustible sheet of corrugated packaging. Violation occurred on or about January 20, 2022.
- b) Worksite was located at 2 Applegate Dr. Robbinsville Twp, NJ 08691 - Employees were exposed to amputation hazards as the gears of the Taeheung Engineering Co. LTD. Press Roller sheet dough maker was guarded with only shop installed cardboard to protect employees from injury. Violation occurred between January 20, 2022 and February 16, 2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**Date By Which Violation Must be Abated:**  
**Proposed Penalty:**

**June 03, 2022**  
**\$9,572.00**

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

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

a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Workers were exposed to amputation hazards while trying to manually refeed dough through the press rollers, Taehung Engineering TMI-CJ17J02, on the noodle line. Violation occurred on or about February 13, 2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$11,167.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.243(c)(4): The top half of the wheel of portable grinding machine(s) was not enclosed:

a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A Maintenance Senior Supervisor was exposed to laceration hazards as he was grinding on a piece of machinery while the guard was missing from the Keyang electric angle grinding tool. Violation was observed on or about February 1, 2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$9,572.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.252(a)(2)(iii)(B): The employer did not ensure that assigned fire watchers had fire extinguisher equipment readily available and were trained in its use:

a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Welders were exposed to fire hazards as fire extinguisher training had not been provided to all employees including those who would act as fire watch. Violation occurred on and before February 6, 2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$9,572.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

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

a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A Maintenance Senior Supervisor was exposed to electrical shock hazards as he was grinding on a piece of machinery with a Keyang electric angle grinding tool from Korea that required a 220V service. The cord was plugged into a flexible cord temporary outlet installation in lieu of permanent wiring. Violation was observed on or about February 1, 2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$4,786.00

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:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.334(a)(2)(ii): There was a defect or evidence of damage that could have exposed an employee to injury and the defective or damaged item was not removed from service:

- a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Workers were exposed to electrical shock hazards while they were performing maintenance using the red/black Southwire extension cord storage reel that had damaged integral wiring and was missing its ground pin. Violation observed on or about February 1, 2022.
- b) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A worker was exposed to electrical shock hazards as the tig welder that was used in the Machine Repair Shop had a damaged power cord due to a broken strain relief where it connected to the machine. Machine was a Pulse / MMA Inverter - TIG 350T welder. Violation was observed on or about February 1, 2022.
- c) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A worker was exposed to electrical shock hazards as the tig welder that was used in the production areas had a damaged power cord due to a broken strain relief where it connected to the machine. The welder's 220V cable was also badly damaged in the main cable as well as having no strain relief to the plug. Machine was a TIG Handy 300ST welder. Violation was observed on or about February 1, 2022.
- d) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Workers were exposed to electrical shock hazards while they were performing maintenance using the orange Link2Home extension cord storage reel that was missing its ground pin. Violation was observed on or about February 1, 2021.
- e) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Workers were exposed to electrical shock hazards while they were performing maintenance using the large circular fan identified as "Terranos 10481883" that was missing its ground pin. Violation was observed on or about February 1, 2021.

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$6,381.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1926.451(f)(3): Scaffolds and scaffold components were not inspected for visible defects by a competent person before each work shift:

a) Worksite was located at 2 Applegate Dr. Robbinsville Twp, NJ 08691 - Employees of CJ TMI Manufacturing America LLC and subcontractor employees were exposed to 11-15ft fall hazards while they were working from the Genie Model GS-1930, serial number GS30P-194613 scissor lift with an unserviceable snap hook on the platform entry chain. The scissor lift was not inspected prior to it being used. Violation occurred between December 11, 2021 and December 28, 2021.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$11,167.00

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1926.451(g)(1) as referenced in 29 CFR 1910.27(a): Each employee on a scaffold more than 10 feet above a lower level was not protected from falling to that lower level.

a) Worksite was located at 2 Applegate Dr. Robbinsville Twp, NJ 08691 - Third party contract workers were exposed to 11ft fall hazards while they were working from the Genie Model GS-1930, serial number GS30P-194613 scissor lift while not using the platform entry chain that was unserviceable due to a damaged snap hook. Violation occurred on or about December 11, 2021.

b) Worksite was located at 2 Applegate Dr. Robbinsville Twp, NJ 08691 - An employee was exposed to 11ft fall hazards while they were closing an open electrical panel over a walk in freezer entry door from the Genie Model GS-1930, serial number GS30P-194613 scissor lift while not using the platform entry chain that was unserviceable due to a damaged snap hook. Violation occurred on or about December 13, 2021.

c) Worksite was located at 2 Applegate Dr. Robbinsville Twp, NJ 08691 - Third party contract workers were exposed to 15ft fall hazards while they were installing new electrical wiring from the Genie Model GS-1930, serial number GS30P-194613 scissor lift while not using the platform entry chain that was unserviceable due to a damaged snap hook. Violation occurred on or about December 21, 2021.

**Date By Which Violation Must be Abated:**  
**Proposed Penalty:**

**Corrected During Inspection**  
**\$11,167.00**

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:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

- a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Mechanics were exposed to amputation hazards while working on a timing issue on an energized Gyoza Number 4, Daehan Machinery Co. Ltd. Model DHGZ-22, Serial Number 190218-10004 dumpling machine. The written procedure was not utilized and the machine was not shut down/locked out. Violation was observed on or about December 13, 2021.
- b) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A mechanic was exposed to amputation hazards while working on a maintenance issue on an energized Wonton machine, Daehan Machinery Co. Ltd. Model DHW-32. The written procedure was not utilized and the machine was not shut down/locked out. Violation was observed on or about December 13, 2021.
- c) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - An employee was exposed to amputation hazards while they were replacing a door interlock switch on an energized Ilapak Packaging Machinery Horizontal Packaging Machine, serial number 0642220241 as the company lockout / tagout program, revision 4 dated February 17, 2021, did not include any procedures for locking out or tagging out this machine . Violation was observed on or about February 17, 2022.
- d) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - An employee was exposed to amputation hazards while they were cleaning the floor on an energized Leepack RT-108 Rotary Packaging Machine as the company lockout / tagout program, revision 4 dated February 17, 2021, did not develop nor document procedures for locking out or tagging out this machine . Violation was observed on or about February 17, 2022.
- e) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - The Engineering Manager was exposed to amputation hazards while investigating a maintenance issue on the energized W.E. Plemons Machinery Services, Inc. Model #300800 Serial # 18-09-018009 Boxing Machine. The written procedure was not utilized and the machine was not locked out. Violation occurred on or about February 17, 2022.
- f) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A mechanic was exposed to amputation hazards while working on clearing an obstruction the Daehyun Hi-Tec. Co. LTD, Model Number DH33ED, Serial Number 2K11712144. The written procedure was not utilized and the machine was not shut down/locked out. Violation was observed on or about February 18, 2022.

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$127,624.00

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:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

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

- a) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Untrained mechanics were exposed to amputation hazards while working on a timing issue on an energized Gyoza Number 4, Daehan Machinery Co. Ltd. Model DHGZ-22, Serial Number 190218-10004 dumpling machine. Violation was observed on or about December 13, 2021.
- b) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - An untrained mechanic was exposed to amputation hazards while working on a maintenance issue on an energized Wonton machine, Daehan Machinery Co. Ltd. Model DHW-32. Violation was observed on or about December 13, 2021.
- c) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - The untrained Engineering Manager was exposed to caught in hazards while working on a maintenance issue with the W.E. Plemons Machinery Services, Inc. Model # 3000800 Serial # 18-09-01809 Boxing Machine as he did not have the machine locked out or tagged out and an unknowing employee started the machine. Violation was observed on or about January 20, 2022.
- d) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Untrained Mechanics were exposed to amputation hazards while working on a maintenance issue as they had a lock on the machine that was not placed correctly, the key was left in the lock on the W.E. Plemons Machinery Services, Inc. Model # 3000800 Serial # 18-09-01809 Boxing Machine. Violation was observed on or about February 16, 2022.
- e) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - Untrained Mechanics were exposed to amputation hazards while working on replacing a door interlock switch as they hung an "Equipment Out Of Service" tag but did not lock the machine out after shutting it off on the Ilapak Packaging Machinery Serial Number 0642220241 packaging machine. Violation was observed on or about February 17, 2022.
- f) Worksite was located at 2 Applegate Dr, Robbinsville Twp, NJ 08691 - A untrained mechanic was exposed to amputation hazards while working on clearing an obstruction as he did not shut off the main power on the Daehyun Hi-Tec. Co. LTD, Model Number DH33ED, Serial Number 2K11712144. Violation was observed on or about February 18, 2022.

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:** 1568863  
**Inspection Date(s):** 12/13/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

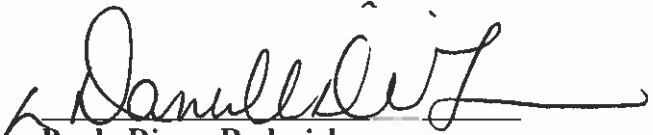
CJ TMI Manufacturing America LLC was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.147(c)(7)(i), which was contained in OSHA inspection number 1405047, citation number 1, item number 2 and was affirmed as a final order on 11/26/2022, with respect to a workplace located at 2 Applegate Drive, Robbinsville, NJ 08691.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 03, 2022  
\$22,333.00

  
**Paula Dixon-Roderick**  
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  
701 Route 73 South  
Building 2, Suite 120  
Marlton, NJ 08053



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## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691  
**Issuance Date:** 05/23/2022

Summary of Penalties for Inspection Number: 1568863

Citation 1 Item 1, Serious	\$11,167.00
Citation 1 Item 2, Serious	\$4,786.00
Citation 1 Item 3, Serious	\$11,167.00
Citation 1 Item 4, Serious	\$11,167.00
Citation 1 Item 5, Serious	\$11,167.00
Citation 1 Item 6, Serious	\$9,572.00
Citation 1 Item 7, Serious	\$11,167.00
Citation 1 Item 8, Serious	\$9,572.00
Citation 1 Item 9, Serious	\$9,572.00
Citation 1 Item 10, Serious	\$4,786.00
Citation 1 Item 11, Serious	\$6,381.00
Citation 1 Item 12, Serious	\$11,167.00
Citation 1 Item 13, Serious	\$11,167.00
Citation 2 Item 1, Willful - Serious	\$127,624.00
Citation 3 Item 1, Repeat - Serious	\$22,333.00

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<b>TOTAL PROPOSED PENALTIES:</b>	<b>\$272,795.00</b>
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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: "DOI.-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at [www.pay.gov](http://www.pay.gov). At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

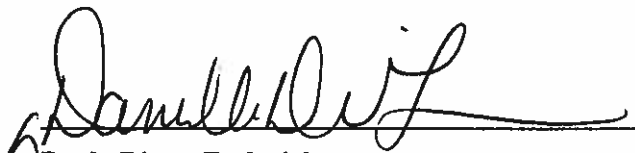
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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

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

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

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

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



**Paula Dixon-Roderick**

Area Director

5/23/2022  
Date

**U.S. Department of Labor** Occupational Safety and Health Administration  
701 Route 73 South  
Building 2, Suite 120  
Marlton, NJ 08053



05/23/2022

CJ TMI Manufacturing America, LLC  
and its successors  
2 Applegate Drive  
Robbinsville, NJ 08691

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (856) 596-5200.

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

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

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

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

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

Sincerely,

  
for **Paula Dixon-Roderick**  
Area Director

Enclosures

## U.S. Department of Labor

Occupational Safety and Health Administration  
701 Route 73 South  
Building 2, Suite 120  
Marlton, NJ 08053



### Citation and Notification of Penalty

**To:**

CJ TMI Manufacturing America, LLC  
and its successors  
2 Applegate Drive  
Robbinsville, NJ 08691

**Inspection Number:** 1570066

**Inspection Date(s):** 12/21/2021 - 05/23/2022

**Issuance Date:** 05/23/2022

**Inspection Site:**

2 Applegate Drive  
Robbinsville, NJ 08691

*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 (856) 596-5200. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).



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

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

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

**Penalty Payment** – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically at [www.pay.gov](http://www.pay.gov). At the top of the [pay.gov](http://www.pay.gov) homepage, type “OSHA” in the Search field and select Search. From **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

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

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

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

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

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

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

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

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

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



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 05/23/2022. The conference will be held by telephone or at the OSHA office located at 701 Route 73 South, Building 2, Suite 120, Marlton, NJ 08053 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.

## CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

**Inspection Number: 1570066**

Company Name: CJ TMI Manufacturing America, LLC  
Inspection Site: 2 Applegate Drive, Robbinsville, NJ 08691  
Issuance Date: 05/23/2022

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 701 Route 73 South, Building 2, Suite 120, Marlton, NJ 08053.**

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

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

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

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

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

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

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Title

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

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.22(a)(1): The employer did not ensure that all places of employment, passageways, storerooms, service rooms, and walking-working surfaces are kept in a clean, orderly, and sanitary condition.

a) CJ TMI Manufacturing America, LLC - Silo Room: An accumulation of explosive flour dust was observed on the pipes, floors, stairs, beams, motors and on the surface of the four silos throughout the 3 floors, on or about 12/23/21.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$11,167.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.25(c)(3): The employer did not ensure that standard stairs had a minimum tread depth of 9.5 inches (24 cm).

(a) CJ TMI Manufacturing America, LLC, Blue Room : The stairways, containing 7 steps on each side, and used to access machines in the blue room, had a tread depth of 7 inches, on or about 2/17/2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$4,786.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.146(c)(1): The employer did not evaluate the workplace to determine if any spaces were permit-required confined spaces:

(a) CJ TMI Manufacturing America, LLC, waste water pit: On or before 11/24/21, employees were required to enter into waste water pit and the employer did not evaluate the space to determine if it was a permit-required confined space.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$11,167.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

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

29 CFR 1910.146(c)(4): When the employer decided that its employees would enter permit spaces, the employer did not develop and implement a written permit space entry program that complied with 29 CFR 1910.146:

(a) CJ TMI Manufacturing America, LLC, waste water pit: Maintenance Mechanics are required to enter a waste water pit to collect water samples and/or fix malfunctioning equipment were potentially exposed to atmospheric, slip, and fall hazards. The employer failed to have a written permit space entry program, on or about 11/24/2021.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$11,167.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.146(d)(2): Under the permit-required confined space program required by 29 CFR 1910.146(c)(4), the employer did not identify and evaluate the hazards of permit spaces before employees entered:

(a) CJ TMI Manufacturing America, LLC, waste water pit: The employer did not identify and evaluate the hazards of the waste water pit prior to employee entry including, but not limited to, atmospheric, slip, and falls, on or about 11/24/2021.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.146(d)(3): Under the permit-required confined space program required by 29 CFR 1910.146(c)(4), the employer did not develop and implement the means, procedures, and practices necessary for safe permit space entry operations, including, but not limited to, items (3)(i) through (3)(vi) of this paragraph:

(a)CJ TMI Manufacturing America, LLC, waste water pit: The employer did not develop and implement the means, procedures and practices necessary for safe entry into the waste water pit including, but not limited to, acceptable air quality parameters, procedures to eliminate slip and fall hazards, determine the frequency of air monitoring when in the waste water pit to determine acceptable atmospheric conditions and for the use of ventilation to control atmospheric hazards within the waste water pit prior to and during entry, on or about 11/24/2021.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

ABATEMENT NOTE: The employers written confined space program shall:

Specify acceptable entry conditions for all permit required confined spaces that are entered:

Provide each authorized entrant or that employee's authorized representative with the opportunity to observe any monitoring or testing of permit spaces;

Methods used to purge, inert, flush, or ventilate the permit space as necessary to eliminate or control atmospheric hazards;

Measures to provide pedestrian, vehicle, or other barriers as necessary to protect entrants from external hazards;

Measures to verify that conditions in the permit space are acceptable for entry throughout the duration of an authorized entry.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

**Date By Which Violation Must be Abated:**

**June 17, 2022**

**Proposed Penalty:**

**\$0.00**

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.146(d)(6): The employer did not provide at least one attendant outside the permit space into which entry was authorized for the duration of entry operations:

(a) CJ TMI Manufacturing America, LLC, waste water pit: The employer did not provide one or more attendants outside the waste water pit, a Permit Required Confined Space, when a Maintenance Mechanic entered to collect a water sample, on or about 11/24/21.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19

To abate this violation, the employer must develop and implement procedures to ensure that an attendant is provided outside of each permit required confined space during entries including, but not limited to the waste water pit.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.146(d)(9): The employer did not develop and implement procedures for summoning rescue and emergency services, for rescuing entrants from permit spaces, for providing necessary emergency services to rescued employees, and/or for preventing unauthorized entry.

(a) CJ TMI Manufacturing America, LLC. waste water pit: The employer did not develop and implement rescue procedures and/or the provision of emergency services for employees that entered the waste water pit. On or about 11/24/2021, a Maintenance Mechanic entered the pit to service the sensor and collect a water sample.

**NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.**

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.146(e)(1): Before entry was authorized, the employer did not document the completion of measures required by 29 CFR 1910.146(d)(3) by preparing an entry permit:

(a) CJ TMI Manufacturing America, LLC, waste water pit: The employer did not prepare an entry permit when employees entered the waste water pit to collect water samples on or about 11/24/2021.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

To abate this violation, the employer must develop and implement a procedure to ensure that an entry permit is prepared prior to entering any permit required confined spaces including, but not limited to, the waste water pit.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.146(g)(1): The employer did not provide training so that all employees whose work was regulated by 29 CFR 1910.146 (permit required confined spaces) acquired the understanding, knowledge, and skills necessary for the safe performance of the duties assigned under 29 CFR 1910.146:

(a) CJ TMI Manufacturing America, LLC, waste water pit: Maintenance Mechanics were directed to enter the waste water pit to collect waste water samples. Maintenance Mechanics were not provided training on the hazards of permit required confined spaces prior to entry, how to eliminate or control the hazards, procedures for rescue and proper completion of entry permits and, on or about 11/24/21.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$7,977.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.252(b)(2)(i)(A):Helmets or hand shields were not used during all arc welding or arc cutting operations;

(a) CJ TMI Manufacturing America, LLC : The employer did not ensure the use of helmets by employees when conducting any arc welding operation, on or before 2/6/2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$9,572.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.252(b)(2)(iii): Workers and other persons adjacent to the welding area were not protected from the rays by noncombustible or flameproof screens or shields:

a) CJ TMI Manufacturing America, LLC: On and before 2/6/2022, welding screens were not available or utilized to protect production employees from ultraviolet rays when welding was performed on equipment in the production areas by the maintenance department.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**Date By Which Violation Must be Abated:**  
**Proposed Penalty:**

**June 17, 2022**  
**\$6,381.00**

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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 1910.252(b)(3): Employees exposed to the hazards created by welding, cutting, or brazing operations were not protected by personal protective equipment in accordance with the requirements of 29 CFR 1910.132:

(a) CJ TMI Manufacturing America, LLC: Maintenance employees were provided 100% polyester lab coats and were not provided fire retardant clothing to be used when welding or cutting on and before 2/6/2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$11,167.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.1026(h)(1): Where a hazard was present or was likely present from skin or eye contact with chromium (VI), the employer did not provide appropriate personal protective clothing and equipment at no cost to employees, and did not ensure that employees used such clothing and equipment.

(a)CJ TMI Manufacturing America, LLC: Maintenance employees welding on stainless steel were not provided with skin and eye protection to protect against the effects of exposure to hexavalent chromium, on and before 2/6/2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.1026(d)(1): The employer who has a workplace or work operation covered by this section did not determine the 8-hour TWA exposure for each employee exposed to chromium (VI) in accordance with either paragraph (d)(2) or paragraph (d)(3) of this section.

(a) CJ TMI Manufacturing America, LLC : Maintenance Mechanics weld on stainless steel and the employer did not determine the 8-hour TWA exposure to hexavalent chromium for each employee, on and before 2/6/2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$11,167.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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 1910.1026(l)(1)(i): Chemical manufacturers, importers, distributors and employers did not comply with all requirements of the Hazard Communication Standard (HCS) (§ 1910.1200) for chromium (VI).

(a) CJ TMI Manufacturing America, LLC : Maintenance Mechanics weld on stainless steel and the employer did not provide initial training on the hazards associated with Cr(VI)-(hexavalent chromium), on and before 2/6/2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$11,167.00

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:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.1026(l)(2)(i)(A): The employer did not provide appropriate information and training for all employees exposed to chromium (VI), in that employees could not demonstrate knowledge of the contents of the Chromium (VI) standard, 29 CFR 1910.1026:

(a) CJ TMI Manufacturing America, LLC : Maintenance Mechanics weld on stainless steel and the employer did not ensure that employees could demonstrate knowledge of the contents of the standard, on and before 2/6/2022.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.1026(l)(2)(ii): The employer did not make a copy of this section readily available without cost to all affected employees.

(a) CJ TMI Manufacturing America, LLC : Maintenance Mechanics weld on stainless steel and the employer did not make a copy of this section available to employees, on 2/6/2022 and before.

NOTE: IN ADDITION TO ABATEMENT CERTIFICATION, THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT DOCUMENTATION FOR THIS ITEM. FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE WITH 29 CFR 1903.19.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

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

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

**Inspection Number:** 1570066  
**Inspection Date(s):** 12/21/2021 - 05/23/2022  
**Issuance Date:** 05/23/2022



**Citation and Notification of Penalty**

**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691

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

29 CFR 1910.1200(f)(6): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the information specified under paragraphs (f)(6)(i) through (ii) of this section:

a) CJ TMI Manufacturing America, LLC Maintenance Shop : The employer did not ensure that bottles containing an unidentified chemical were labeled, tagged or marked with the information required by the standard, on or about 2/17/2022.

NOTE: THE EMPLOYER IS REQUIRED TO SUBMIT ABATEMENT CERTIFICATION FOR THIS ITEM.  
FAILURE TO COMPLY WILL RESULT IN AN ADDITIONAL PENALTY OF \$1000.00 IN ACCORDANCE  
WITH 29 CFR 1903.19.

Date By Which Violation Must be Abated:  
Proposed Penalty:

June 17, 2022  
\$0.00

  
**Paula Dixon-Roderick**  
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  
701 Route 73 South  
Building 2, Suite 120  
Marlton, NJ 08053



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## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** CJ TMI Manufacturing America, LLC  
**Inspection Site:** 2 Applegate Drive, Robbinsville, NJ 08691  
**Issuance Date:** 05/23/2022

Summary of Penalties for Inspection Number: 1570066

Citation 1 Item 1, Serious	\$11,167.00
Citation 1 Item 2, Serious	\$4,786.00
Citation 1 Item 3, Serious	\$11,167.00
Citation 1 Item 4a, Serious	\$11,167.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 4c, Serious	\$0.00
Citation 1 Item 4d, Serious	\$0.00
Citation 1 Item 4e, Serious	\$0.00
Citation 1 Item 4f, Serious	\$0.00
Citation 1 Item 5, Serious	\$7,977.00
Citation 1 Item 6, Serious	\$9,572.00
Citation 1 Item 7, Serious	\$6,381.00
Citation 1 Item 8a, Serious	\$11,167.00
Citation 1 Item 8b, Serious	\$0.00
Citation 1 Item 9, Serious	\$11,167.00
Citation 1 Item 10a, Serious	\$11,167.00
Citation 1 Item 10b, Serious	\$0.00
Citation 1 Item 10c, Serious	\$0.00
Citation 2 Item 1, Other-than-Serious	\$0.00

**TOTAL PROPOSED PENALTIES:** **\$95,718.00**

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at [www.pay.gov](http://www.pay.gov). At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing



House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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


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

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

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

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

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

  
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**Paula Dixon-Roderick**  
Area Director

5/23/22  
\_\_\_\_\_  
Date