

U.S. Department of Labor

Occupational Safety and Health Administration
1995 North Park Place SE
Suite 525
Atlanta, GA 30339



Citation and Notification of Penalty

To:
TAV HOLDINGS, INC.
and its successors
3311 EMPIRE BLVD SW
Atlanta, GA 30354

Inspection Number: 1567218
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022

Inspection Site:
3311 Empire Boulevard SW
Atlanta, GA 30354

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 (678) 903-7301. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/03/2022. The conference will be held by telephone or at the OSHA office located at 1995 North Park Place SE, Suite 525, Atlanta, GA 30339 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1567218

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354
Issuance Date: 06/03/2022

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, 1995 North Park Place SE, Suite 525, Atlanta, GA 30339.**

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

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Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

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

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

a) Dock Pit: On December 6, 2021, and at times prior, the employer exposed employees to fall and drowning hazards, in that the employer did not provide a fall protection system for employees who work around the approximately 6-foot-deep wastewater treatment pits.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$10,256.00

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
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Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 2 Type of Violation: **Serious**

29 CFR 1910.28(b)(11)(ii): The employer did not ensure that each flight of stairs having at least 3 treads and at least 4 risers is equipped with stair rail systems and handrails as described in 29 CFR 1910.28 Table D-2-Stairway Handrail Requirements.

a) Dock Pit: On December 6, 2021, and at times prior, the employer exposed employees to fall hazards of approximately 4.75 feet in height, in that; a section of the top rail of the stairway next to the clarifier was missing as employees used the stairs to reach the top of the tank.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$8,204.00

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Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 3 Type of Violation: **Serious**

29 CFR 1910.29(b)(1): The employer did not ensure that guardrail systems met the requirement that the top edge height of top rails, or equivalent guardrail system members, that are 42 inches (107 cm), plus or minus 3 inches (8 cm), above the walking-working surface. The top edge height may exceed 45 inches (114 cm), provided the guardrail system meets all other criteria of paragraph (b) of this section (see Figure D11 of this section).

a) Processing Area, Exterior: On December 6, 2021, and at times prior, the employer exposed employees to fall hazards of approximately 10 feet in height, in that; a section of the top rail on the guardrail system around the star screen was missing as employees worked on the platform of the machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$10,256.00

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Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1910.29(g)(1): The employer did not ensure that cages and wells installed on fixed ladders are designed, constructed, and maintained to permit easy access to, and egress from, the ladder that they enclose (see Figures D-14 and D-15 of this section).

a) Processing Area, Exterior: On December 6, 2021, and at times prior, the employer exposed employees to fall hazards of approximately 6 feet in height, in that; the cages around the fixed ladders on the star screen had warped and damaged hoops and verticals, impeding easy access and egress as employees used the ladders to access the platforms around the machine.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$6,153.00

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Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

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

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

- a) Warehouse, North Wall: On December 6, 2021, and at times prior, the employer exposed employees to fire and respiratory hazards in that the emergency exit route at the north wall of the warehouse was obstructed as employees work in the area to store and retrieve finished products.
- b) Warehouse, East Wall: On December 6, 2021, and at times prior, the employer exposed employees to fire and respiratory hazards in that the emergency exit route at the south wall of the warehouse was obstructed as employees work in the area to store and retrieve finished products and to fabricate machine components.
- c) Processing Area: On December 6, 2021, and at times prior, the employer exposed employees to fire and struck-by hazards in that an emergency exit route required employees to travel underneath a low configured conveyor belt system to include its casing, of the rotary dryer.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

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June 30, 2022
\$8,204.00

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Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 6 Type of Violation: **Serious**

29 CFR 1910.37(b)(4): Signs were not posted along the exit access indicating the direction of travel to the nearest exit and exit discharge when the direction of travel to the exit or exit discharge was not immediately apparent:

a) Processing Area: On December 6, 2021, and at times prior, the employer exposed employees to fire and respiratory hazards, in that; there were no signs posted along the exit access to indicate the direction of travel to the exits that are obscured by the rotary dryer and the eddy current machines as employees operate the processing equipment in this area.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$8,204.00

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Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

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

29 CFR 1910.37(b)(6): Each exit sign was not illuminated to a surface value of at least five foot-candles (54 lux) by a reliable light source and be distinctive in color:

- a) Warehouse, East Wall: On December 6, 2021, and at times prior, the employer exposed employees to fire and respiratory hazards in that the exit sign over the emergency exit door at the east wall of the warehouse was not illuminated as employees worked in the area.
- b) Processing Area, Emergency Exit Nearest the Star Strainer Machine: On December 6, 2021, and at times prior, the employer exposed employees to fire and respiratory hazards in that the exit sign pointing to the emergency exit door nearest the rotary dryer was not illuminated as employees worked in the area.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	June 30, 2022
Proposed Penalty:	\$8,204.00

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

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

29 CFR 1910.147(c)(4)(ii): The energy control procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, including, but not limited to Items of this section:

a) Processing Area, Interior and Exterior: On December 7, 2021, and at times prior, the employer exposed employees to hazards that could result in amputations, in that; the employer's energy control procedures did not specify how to turn off and isolate energy sources for equipment in the processing area, including the hammer mill, eddy current lines, and ball mills as employees performed maintenance activities on them, including cleaning and applying grease to the inner components and conducting electrical work on them.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$14,357.00

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: 1567218
Inspection Date(s): 12/06/2021 - 05/27/2022
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Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

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

29 CFR 1910.333(b)(2)(i): The employer did not maintain a written copy of the procedures outlined in paragraph (b)(2) of 29 CFR 1910.333 and did not make it available for inspection by the Assistant Secretary of Labor and his or her authorized representatives:

a) Throughout Facility: On December 7, 2021, and at times prior, the employer exposed employees to electrical hazards, in that; the employer did not develop and document energy control procedures as electricians performed rewiring and repair activities on fixed electrical equipment.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	June 30, 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
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Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

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

29 CFR 1910.147(c)(7)(i)(A): Authorized employee(s) did not receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation:

a) Throughout Facility, including the Production Building, Warehouse, and Fabrication Shop: On December 7, 2021, and at times prior, the employer exposed employees to hazards that could result in amputations, in that; the employer did not provide training to authorized employees on the applicable hazardous energy sources on the machinery and electrical equipment that employees perform maintenance activities on, including cleaning and applying grease to inner machine components and conducting electrical work on them.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	June 30, 2022
Proposed Penalty:	\$14,357.00

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: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

Citation 1 Item 10 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) Fabrication Shop: On December 6, 2021, and at times prior, the employer exposed employees to caught in and struck by hazards, in that; the area around the rotating chuck and bit of a Dayton 20" 5PHC4 drill press (serial no. 041200017) was unguarded, as employees used it to fabricate machine parts.
- b) Processing Area, Interior: On March 9, 2022, and at times prior, the employer exposed employees to caught-in hazards via nip points, and rotating parts, in that; tail pulleys of multiple conveyor belt systems on the large and small ball mill lines were unguarded, as employees operate the machines and clean excess scrap product from underneath them.
- c) Processing Area, Interior: On March 9, 2022, and at times prior, the employer exposed employees to caught-in hazards via nip points, and rotating parts, in that; tail pulleys of multiple conveyor belt systems on the water table lines were unguarded, as employees operate the machines and clean excess scrap product from underneath them.
- d) Processing Area, Interior: On March 9, 2022, and at times prior, the employer exposed employees to caught-in hazards via nip points, and rotating parts, in that; tail pulleys of multiple conveyor belt systems on the eddy current lines were unguarded, as employees operate the machines and clean excess scrap product from underneath them.
- e) Processing Area, Interior: On March 9, 2022, and at times prior, the employer exposed employees to caught-in hazards via nip points, and rotating parts, in that; tail pulleys of multiple conveyor belt systems on the rotary dryer line were unguarded, as employees operate the machines and clean excess scrap product from underneath them.
- f) Processing Area, Exterior: On December 16, 2022, and at times prior, the employer exposed employees to caught-in hazards via nip points, and rotating parts, in that; the tail pulley at the feed point for the hammer mill was unguarded as employees cleaned excess scrap product from underneath it.

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

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Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

g) Processing Area, Exterior: On December 6, 2022, and at times prior, the employer exposed employees to caught-in hazards via nip points, and rotating parts, in that; tail pulleys of multiple conveyor belt systems on the trommel were unguarded, as employees operate the machine and clean excess scrap product from underneath it.

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Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

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

29 CFR 1910.212(b):Machine(s) designed for fixed location(s) were not securely anchored to prevent walking or moving:

a) Fabrication Shop: On December 6, 2021, and at times prior, the employer exposed employees to caught in and struck by hazards, in that; the Dayton 20" 5PHC4 drill press (serial no. 041200017) was not securely anchored to the floor to prevent walking or moving, as employees used it to fabricate machine parts.

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\$6,153.00

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Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 12 Type of Violation: **Serious**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o):

a) Dock Pit/Wastewater Treatment Area: On December 6, 2021, and at times prior, the employer exposed employees to hazards that could result in amputations, in that pulleys on the pump motor of the wastewater treatment system were unguarded as employees operated the system.

b) Processing Area, Interior: On March 9, 2022, and at times prior, the employer exposed employees to hazards that could result in amputations, in that pulleys on the eddy current and water table lines were unguarded as employees operate the machines and clean excess scrap product from underneath them.

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Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose, nor located and arranged so the purpose was evident:

- a) CNC Room: On December 6, 2021, and at times prior, the employer exposed employees to electrical hazards in that the circuits of the Siemens electrical panel were unlabeled as employees performed electrical and maintenance work using them.
- b) Fabrication Shop: On December 6, 2021, and at times prior, the employer exposed employees to electrical hazards, in that; the circuits of the electrical panels were unlabeled as employees performed electrical and maintenance work using them.

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Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.303(g)(2)(i): Except as elsewhere required or permitted by Subpart S of Part 1910, live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by use of approved cabinets or other forms of approved enclosures or by any of the means identified in paragraphs (A), (B), (C), and (D) of 29 CFR 1910.303(g)(2)(i):

- a) Dock Pit: On December 6, 2021, and at times prior, the employer exposed employees to electrical hazards of 480 volts, in that; the enclosure of the control panel for the water pump was damaged such that the interior, including conductors, were exposed as employees operated it.
- b) Fabrication Shop: On December 6, 2021, and at times prior, the employer exposed employees to electrical hazards of 480 volts, in that; the front enclosures of the live electrical panels in the fabrication shop were removed or missing, leaving conductors unprotected.
- c) Processing Area: On December 6, 2021, and at times prior, the employer exposed employees to electrical hazards of 480 volts, in that; the front enclosures of the live electrical panels behind the dewatering machine were removed or missing, leaving conductors unprotected.

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Company Name: TAV HOLDINGS, INC.
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Citation 1 Item 15 Type of Violation: **Serious**

29 CFR 1910.305(e)(1): Cabinets, cutout boxes, fittings, boxes, and panelboard enclosures in damp or wet locations were not installed to prevent moisture or water from entering and accumulating within the enclosures:

a) Processing Area: On December 6, 2021, and at times prior, the employer exposed employees to electrical hazards up to 480 volts, in that; the electrical cabinets located behind the dewatering machine were not installed to resist the accumulation of water.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$14,357.00

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: 1567218
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354

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

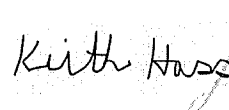
29 CFR 1910.178(l)(4)(iii): An evaluation of each powered industrial truck operator's performance was not being conducted at least once every three years:

a) Fabrication Shop: On December 6, 2021, and at times prior, the employer exposed employees to struck-by hazards in that the employer did not evaluate the performance of forklift operators every three years as they used the vehicles to transport materials and machine parts.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$0.00

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KEITH HASS
Date: 2022.06.03
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Jeffery M. Stawowy
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
1995 North Park Place SE
Suite 525
Atlanta, GA 30339



INVOICE / DEBT COLLECTION NOTICE

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 Empire Boulevard SW, Atlanta, GA 30354
Issuance Date: 06/03/2022
Summary of Penalties for Inspection Number: 1567218

Citation 1 Item 1, Serious	\$10,256.00
Citation 1 Item 2, Serious	\$8,204.00
Citation 1 Item 3, Serious	\$10,256.00
Citation 1 Item 4, Serious	\$6,153.00
Citation 1 Item 5, Serious	\$8,204.00
Citation 1 Item 6, Serious	\$8,204.00
Citation 1 Item 7, Serious	\$8,204.00
Citation 1 Item 8a, Serious	\$14,357.00
Citation 1 Item 8b, Serious	\$0.00
Citation 1 Item 9, Serious	\$14,357.00
Citation 1 Item 10, Serious	\$14,357.00
Citation 1 Item 11, Serious	\$6,153.00
Citation 1 Item 12, Serious	\$8,204.00
Citation 1 Item 13, Serious	\$10,256.00
Citation 1 Item 14, Serious	\$14,357.00
Citation 1 Item 15, Serious	\$14,357.00
Citation 2 Item 1, Other-than-Serious	\$0.00

TOTAL PROPOSED PENALTIES:	\$155,879.00
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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: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

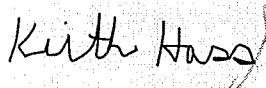
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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

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

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

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

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



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Date: 2022.06.03 15:55:16
-04'00'

Jeffery M. Stawowy

Area Director

Date

U.S. Department of Labor

Occupational Safety and Health Administration
1995 North Park Place SE
Suite 525
Atlanta, GA 30339



Citation and Notification of Penalty

To:
TAV HOLDINGS, INC.
and its successors
3311 EMPIRE BLVD SW
Atlanta, GA 30354

Inspection Number: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022

Inspection Site:
3311 EMPIRE BLVD SW
Atlanta, GA 30354

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 (678) 903-7301. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/03/2022. The conference will be held by telephone or at the OSHA office located at 1995 North Park Place SE, Suite 525, Atlanta, GA 30339 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1567548

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354
Issuance Date: 06/03/2022

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, 1995 North Park Place SE, Suite 525, Atlanta, GA 30339.**

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.22(a)(2): 29 CFR 1910.22(a)(2): The employer did not ensure that the floor of each workroom is maintained in a clean and, to the extent feasible, in a dry condition. The employer did not ensure that when wet processes are used, drainage is be maintained and, to the extent feasible, dry standing places, such as false floors, platforms, and mats are provided.

a) Production area: On or about December 6, 2021 and at times prior, the employer exposed employees to slip hazards, in that the floor of the production area was not maintained in a clean and safe condition for the employees that are working within the production area.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$14,357.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.22(a)(3): 29 CFR 1910.22(a)(3): The employer did not ensure that walking-working surfaces are maintained free of hazards such as sharp or protruding objects, loose boards, corrosion, leaks, spills, snow, and ice.

a) Production area: On or about December 6, 2021 and at times prior, the employer exposed employees to trip hazards, in that the floor of the production area had loose steel plates that were not maintained in a safe condition for the employees that are working within the production area.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$14,357.00

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: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.95(g)(1): The employer did not establish and maintain an audiometric testing program as provided by 29 CFR 1910.95(g) by making audiometric testing available to all employees whose exposures equal or exceed an 8-hour time-weighted average of 85 decibels:

- a) Production area: An employee operating the small ball mill machine was exposed to 111.1% of the action level of 85 dBA (8-hour time weighted average) or an equivalent sound level of 90.7 dBA during the 460 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 20 minutes not sampled. The employer has not provided the employee with audiometric testing.
- b) Production area: An employee operating the eddy current machine was exposed to 79.20% of the action level of 85 dBA (8-hour time weighted average) or an equivalent sound level of 88.3 dBA during the 438 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 42 minutes not sampled. The employer has not provided the employee with audiometric testing.
- c) Production area: An employee operating the trommel machine was exposed to 72.90% of the action level of 85 dBA (8-hour time weighted average) or an equivalent sound level of 87.7 dBA during the 358 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 122 minutes not sampled. The employer has not provided the employee with audiometric testing.
- d) Production area: An employee operating the water table machine was exposed to 97.58% of the action level of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 89.8 dBA during the 569 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 31 minutes not sampled. The employer has not provided the employee with audiometric testing.

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

e) Production area: An employee operating the ball mill machine was exposed to 93.48% of the action level of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 89.5 dBA during the 555 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 45 minutes not sampled. The employer has not provided the employee with audiometric testing.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$10,256.00

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: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.95(i)(3): Employees were not given the opportunity to select their hearing protectors from a variety of suitable hearing protectors provided by the employer:

- a) Production area: An employee operating the small ball mill machine was exposed to 111.1% of the permissible daily exposure of 85 dBA (8-hour time weighted average) or an equivalent sound level of 90.7 dBA during the 460 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 20 minutes not sampled. The employer has not provided the employee with a variety of hearing protection.
- b) Production area: An employee operating the eddy current machine was exposed to 79.20% of the permissible daily exposure of 85 dBA (8-hour time weighted average) or an equivalent sound level of 88.3 dBA during the 438 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 42 minutes not sampled. The employer has not provided the employee with a variety of hearing protection.
- c) Production area: An employee operating the big ball mill machine was exposed to 68.66% of the permissible daily exposure of 85 dBA (8-hour time weighted average) or an equivalent sound level of 87.2 dBA during the 421 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 59 minutes not sampled. The employer has not provided the employee with a variety of hearing protection.
- d) Production area: An employee operating the water table machine was exposed to 97.58% of the permissible daily exposure of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 89.8 dBA during the 569 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 31 minutes not sampled. The employer has not provided the employee with a variety of hearing protection.
- e) Production area: An employee operating the eddy current machine was exposed to 72.99% of the permissible daily exposure of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 87.7 dBA during the 536 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 64 minutes not sampled. The employer has not provided the employee with a variety of hearing protection.

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

f) Production area: An employee operating the ball mill machine was exposed to 93.48% of the permissible daily exposure of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 89.5 dBA during the 555 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 45 minutes not sampled. The employer has not provided the employee with a variety of hearing protection.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$10,256.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

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

29 CFR 1910.95(k)(1): The employer did not train each employee who is exposed to noise at or above an 8-hour time-weighted average of 85 decibels in accordance with the requirements of 29 CFR 1910.95(k). The employer did not institute a training program and ensure employee participation in the program:

- a) Production area: An employee operating the eddy current machine was exposed to 79.20% of the action level of 85 dBA (8-hour time weighted average) or an equivalent sound level of 88.3 dBA during the 438 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 42 minutes not sampled. The employer has not provided the employee training on the hazards associated with high levels of noise.
- b) Production area: An employee operating the big ball mill machine was exposed to 68.66% of the action level of 85 dBA (8-hour time weighted average) or an equivalent sound level of 87.2 dBA during the 421 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 59 minutes not sampled. The employer has not provided the employee training on the hazards associated with high levels of noise.
- c) Production area: An employee operating the ball mill machine was exposed to 93.48% of the action level of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 89.5 dBA during the 555 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 45 minutes not sampled. The employer has not provided the employee training on the hazards associated with high levels of noise.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$10,256.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.95(k)(2): The training program was not repeated annually for each employee included in the hearing conservation program. Information in the training program was not updated to be consistent with changes in protective equipment and work processes:

- a) Production area: An employee operating the small ball mill machine was exposed to 111.1% of the action level of 85 dBA (8-hour time weighted average) or an equivalent sound level of 90.7 dBA during the 460 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 20 minutes not sampled. The employer has not provided the employee training on the hazards associated with high levels of noise.
- b) Production area: An employee operating the trommel machine was exposed to 72.90% of the action level of 85 dBA (8-hour time weighted average) or an equivalent sound level of 87.7 dBA during the 358 minute sampling period on December 15, 2021. The exposure calculation included a zero increment for the 122 minutes not sampled. The employer has not provided the employee training on the hazards associated with high levels of noise.
- c) Production area: An employee operating the water table machine was exposed to 97.58% of the action level of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 89.8 dBA during the 569 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 31 minutes not sampled. The employer has not provided the employee training on the hazards associated with high levels of noise.
- d) Production area: An employee operating the eddy current machine was exposed to 72.99% of the action level of 83.4 dBA (10-hour time weighted average) or an equivalent sound level of 87.7 dBA during the 536 minute sampling period on March 9, 2022. The exposure calculation included a zero increment for the 64 minutes not sampled. The employer has not provided the employee training on the hazards associated with high levels of noise.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.101(b): The in-plant handling, storage, and utilization of all compressed gases in cylinders, portable tanks, rail tankcars, or motor vehicle cargo tanks were not in accordance with Compressed Gas Association Pamphlet P-1-1965, which is incorporated by reference as specified in CFR 1910.6:

- a) Warehouse: On or about December 6, 2021, and at times prior, the employer exposed employees to struck-by hazards, in that compressed gas cylinders were not secured to protect employees working in the area.
- b) Maintenance area: On or about December 6, 2021, and at times prior, the employer exposed employees to struck-by hazards, in that a compressed oxygen cylinder was not secured to protect employees working in the area.
- c) Fabrication shop: On or about December 6, 2021, and at times prior, the employer exposed employees to struck-by hazards, in that compressed gas cylinders were not secured to protect employees working in the area.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$6,153.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.134(f)(2):Employee(s) using a tight-fitting facepiece respirator were not annually fit tested:

a) Throughout the establishment: On or about December 6, 2021, and at times prior, the employer exposed the employees to respiratory hazards, in that an annual fit test was not provided to employees who are mandated to wear a 3M half face respirator while painting or performing quality control tests.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$6,153.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.134(k)(5): Respiratory protection retraining was not conducted annually:

a) Throughout the establishment: On or about December 6, 2021, and at times prior, the employer exposed the employees to respiratory hazards, in that annual training was not provided to employees who are mandated to wear a 3M half face respirator, while painting or performing quality control tests.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$6,153.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.1025(h)(1): All surfaces were not maintained as free as practicable of accumulations of lead:

a) Laboratory: On or about December 6, 2021, and at times prior, the employer exposed employees to lead hazards, in that the employer did not maintain surfaces as free as practicable of the accumulations of lead to prevent ingestion and or transfer to other areas and surfaces in the facility. A wipe sample of a 100 square centimeter area of the laboratory bench near the fume hood yielded 168.54 micrograms of lead.

b) Laboratory: On or about December 6, 2021, and at times prior, the employer exposed employees to lead hazards, in that the employer did not maintain surfaces as free as practicable of the accumulations of lead to prevent ingestion and or transfer to other areas and surfaces in the facility.. A wipe sample of a 100 square centimeter area of the lab bench in the middle of the room yielded 1,160.80 micrograms of lead.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$8,204.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.1025(l)(1)(i): Employee(s) working in an area where there is potential exposure to airborne lead at any level were not informed of the content of Appendices A and B of 29 CFR 1910.1025:

a) Laboratory: On or about December 6, 2021, and at times prior, the employer exposed employees to lead hazards, in that the hazards associated with lead were not provided to employees who are exposed to lead.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$8,204.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.1027(k)(1):Surfaces were not maintained as free as practicable of accumulations of cadmium:

a) Laboratory: On or about December 6, 2021, and at times prior, the employer exposed employees to cadmium hazards, in that the employer did not maintain surfaces as free as practicable of the accumulations of cadmium. A wipe sample of a 100 square centimeter area of the lab bench in the middle of the room yielded 85.63 micrograms of cadmium.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$8,204.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.1027(m)(4)(i): The employer did not institute a training program for all employees who were potentially exposed to cadmium, ensure employee participation in the program, and maintain a record of the contents of such program:

a) Laboratory: On or about December 6, 2021, and at times prior, the employer did not provide cadmium training to employees who are exposed to cadmium while conducting quality control tests.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$8,204.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.1200(f)(6)(ii): Except as provided in 29 CFR 1910.1200(f)(7) and 29 CFR 1910.1200(f)(8), the employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals and which, in conjunction with the other information immediately available to employees under the hazard communication program, would provide employees with the specific information regarding the physical and health hazards of the hazardous chemical

a) Laboratory: On or about December 6, 2021, and at times prior, the employer exposed employees to chemical hazards, in that the employer did not label a hydrochloric acid container used to run quality control tests.

b) Maintenance Shop: On or about December 6, 2021, and at times prior, the employer exposed employees to chemical hazards, in that the employer did not label a mineral spirits container used to clean machine parts.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$10,256.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

Citation 2 Item 1 Type of Violation: **Repeat - Other**

29 CFR 1910.1200(e)(1)(i): The employer did not compile a list of the hazardous chemicals known to be present using a product identifier that was referenced on the appropriate safety data sheet.

a) Throughout the facility: On or about December 6, 2021, and at times prior, the employer exposed employees to chemical hazards, in that the employer did not provide a list of chemicals used by employees, such as, but not limited to, mineral spirits, hydrochloric acid, Vytaflex, Cal Flocc 1516, oxygen, propane, and diesel fuel.

TAV Holdings, Inc. was previously cited for a violation of this occupational safety and health standard, which was contained in OSHA inspection number 1512006, citation number 003, item number 001a and was affirmed as a final order on August 19, 2021, with respect to a workplace located at 56 Jarrell Road, Greenville, Georgia.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$410.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

Citation 2 Item 2 Type of Violation: **Repeat - Other**

29 CFR 1910.1200(g)(8): The employer did not maintain in the workplace copies of the required safety data sheets for each hazardous chemical, and did not ensure that they were readily accessible during each work shift to employees when they were in their work area(s)

a) Throughout the facility: On or about December 6, 2021, and at times prior, the employer exposed employees to chemical hazards, in that the employer did not provide safety data sheets for employees using chemicals, such as, but not limited to, mineral spirits, and Vytaflex.

TAV Holdings, Inc. was previously cited for a violation of this occupational safety and health standard , which was contained in OSHA inspection number 1512006, citation number 003, item number 001b and was affirmed as a final order on August 19, 2021, with respect to a workplace located at 56 Jarrell Road, Greenville, Georgia.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$410.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

Citation 2 Item 3 Type of Violation: **Repeat - Serious**

29 CFR 1910.1200(h)(1): Employees were not provided effective information and training on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazard that the employees had not been previously trained about was introduced into their work area:

a) Throughout the establishment: On or about December 6, 2021, and at times prior, the employer exposed employees to chemical hazards, in that hazard communication training was not provided to employees who are working with chemicals, such as, but not limited to, mineral spirits, hydrochloric acid, Vytaflex, Cal Flocc 1516, oxygen, propane, and diesel fuel.

TAV Holdings, Inc. was previously cited for a violation of this occupational safety and health standard, which was contained in OSHA inspection number 1324667, citation number 002, item number 001 and was affirmed as a final order on January 4, 2019, with respect to a workplace located at 3311 Empire Blvd. SW, Atlanta, Georgia.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$20,513.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

Citation 3 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1904.39(a)(2): The employer did not report within 24-hours a work-related incident resulting in in-patient hospitalization, amputation or the loss of an eye.

a) Throughout the facility: On or about December 7, 2021, the employer did not inform OSHA of the hospitalization of an employee within 24 hours.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10,256.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.132(f)(1):The employer did not provide training to each employee who is required by this section to use personal protective equipment:

a) Throughout the facility: On or about December 6, 2021, and at times prior, the employer did not provide training on the personal protective equipment, such as but not limited to, hard hat, safety vest, steel toed rubber boots and safety glasses to employees while working near the production machinery and/or the large earth moving equipment.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 2022
\$1,151.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

Citation 3 Item 3 a Type of Violation: **Other-than-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) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space of the small ball mill was not evaluated for inclusion in a permit required confined space program.
- b) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space of the large ball mill was not evaluated for inclusion in a permit required confined space program.
- c) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space of the dryer was not evaluated for inclusion in a permit required confined space program.
- d) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space of the eddy current was not evaluated for inclusion in a permit required confined space program.
- e) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space of the trommel was not evaluated for inclusion in a permit required confined space program.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

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

29 CFR 1910.146(c)(2):The employer did not inform exposed employees, by posting danger signs or by any other equally effective means, of the existence and location of and the danger posed by the permit spaces:

- a) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space signs were not posted on the small ball mill to indicate the presence of a confined space.
- b) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space signs were not posted on the large ball mill to indicate the presence of a confined space.
- c) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space signs were not posted on the dryer 1 to indicate the presence of a confined space.
- d) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space signs were not posted on the eddy current to indicate the presence of a confined space.
- e) Production Area: On or about December 6, 2021, and at times prior, the employer exposed employees to hazards associated with permit required confined spaces, in that permit required confined space signs were not posted on the trommel to indicate the presence of a confined space.

Date By Which Violation Must be Abated:
Proposed Penalty:

June 30, 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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

Citation 3 Item 4 Type of Violation: **Other-than-Serious**

29 CFR 1910.1025(d)(2): An initial determination was not made to determine if any employee may be exposed to lead at or above the action level:

a) Throughout the facility: On or about December 6, 2021, the employer exposed employees to lead hazards, in that the employer did not determine the employees' exposure levels with respect to airborne concentrations of lead while working in the production area or performing quality control tests.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$1,151.00

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: 1567548
Inspection Date(s): 12/06/2021 - 05/27/2022
Issuance Date: 06/03/2022



Citation and Notification of Penalty

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354

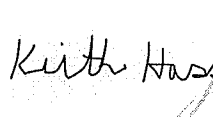
Citation 3 Item 5 Type of Violation: **Other-than-Serious**

29 CFR 1910.1027(d)(1)(i): The employer did not determine whether any employee was exposed to cadmium at or above the action level:

a) Throughout the facility: On or about December 6, 2021, the employer exposed employees to cadmium hazards, in that the employer did not determine the employees' exposure levels with respect to airborne concentrations of cadmium while working in the production area or performing quality control tests.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$1,151.00

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Jeffery M. Stawowy
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
1995 North Park Place SE
Suite 525
Atlanta, GA 30339



INVOICE / DEBT COLLECTION NOTICE

Company Name: TAV HOLDINGS, INC.
Inspection Site: 3311 EMPIRE BLVD SW, Atlanta, GA 30354
Issuance Date: 06/03/2022

Summary of Penalties for Inspection Number: 1567548

Citation 1 Item 1, Serious	\$14,357.00
Citation 1 Item 2, Serious	\$14,357.00
Citation 1 Item 3, Serious	\$10,256.00
Citation 1 Item 4, Serious	\$10,256.00
Citation 1 Item 5a, Serious	\$10,256.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 6, Serious	\$6,153.00
Citation 1 Item 7, Serious	\$6,153.00
Citation 1 Item 8, Serious	\$6,153.00
Citation 1 Item 9, Serious	\$8,204.00
Citation 1 Item 10, Serious	\$8,204.00
Citation 1 Item 11, Serious	\$8,204.00
Citation 1 Item 12, Serious	\$8,204.00
Citation 1 Item 13, Serious	\$10,256.00
Citation 2 Item 1, Repeat - Other	\$410.00
Citation 2 Item 2, Repeat - Other	\$410.00
Citation 2 Item 3, Repeat - Serious	\$20,513.00
Citation 3 Item 1, Other-than-Serious	\$10,256.00
Citation 3 Item 2, Other-than-Serious	\$1,151.00
Citation 3 Item 3a, Other-than-Serious	\$0.00
Citation 3 Item 3b, Other-than-Serious	\$0.00
Citation 3 Item 4, Other-than-Serious	\$1,151.00
Citation 3 Item 5, Other-than-Serious	\$1,151.00

TOTAL PROPOSED PENALTIES:	\$156,055.00
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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: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the pay.gov homepage, type "**OSHA**" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

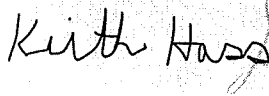
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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

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

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

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

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



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Date: 2022.06.03 16:57:13
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Jeffery M. Stawowy

Area Director

Date