

**U.S. Department of Labor** Occupational Safety and Health Administration  
100 N. Summit Street  
Suite 100  
Toledo, OH 43604



08/01/2022

General Aluminum Mfg. Company  
and its successors  
13663 Short Rd.  
Wapakoneta, OH 45895

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 (419) 259-7542.

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 blue ink that reads "Todd Jensen". The signature is written in a cursive style.

**Todd Jensen**  
Area Director

Enclosures

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
100 N. Summit Street  
Suite 100  
Toledo, OH 43604



## Citation and Notification of Penalty

**To:**  
General Aluminum Mfg. Company  
and its successors  
13663 Short Rd.  
Wapakoneta, OH 45895

**Inspection Number:** 1577047  
**Inspection Date(s):** 02/08/2022 - 07/07/2022  
**Issuance Date:** 08/01/2022

**Inspection Site:**  
13663 Short Rd.  
Wapakoneta, OH 45895

*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 (419) 259-7542. 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 08/01/2022. The conference will be held by telephone or at the OSHA office located at 100 N. Summit Street, Suite 100, Toledo, OH 43604 on \_\_\_\_\_ at \_\_\_\_\_.

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1577047**

Company Name: General Aluminum Mfg. Company  
Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895  
Issuance Date: 08/01/2022

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, 100 N. Summit Street, Suite 100, Toledo, OH 43604.**

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

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

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

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

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

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

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Title

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

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



**Citation and Notification of Penalty**

**Company Name: General Aluminum Mfg. Company**  
**Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895**

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

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

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, employees were exposed to burn and explosion hazards due to the presence of water at Cast Machine #18. The water lines cooling the molds at the cast machine were leaking, causing water to pool on the floor of the north deck and on the ground at the furnace. Employees who operated the cast machine and who performed pouring tasks at the furnace were exposed to burn injuries in that molten aluminum was poured near the water and debris between the mold halves can cause molten aluminum to leak as the cast machine closes.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

Among other methods, feasible and acceptable means of abatement would be to follow the guidance in ASTM E2349-19 Safety Practice for Safety Requirements In Metal Casting Operations: Sand Preparation, Molding, and Core Making; Melting and Pouring; and Cleaning and Finishing, Section 9.9.4 Permanent Molds: When using water to cool permanent molds, care shall be exercised to avoid a condition that results in molten metal encapsulating water.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 10, 2022  
\$14,502.00

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: General Aluminum Mfg. Company**  
**Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895**

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

29 CFR 1910.23(b)(8): The employer did not ensure that ladders are used only for the purposes for which they were designed.

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 27, 2022, employees were exposed to an approximate 81-inch fall hazard when using a portable step ladder to access the top platen of cast machine 12. The portable step ladder was not used in a way in which it was designed in that it was used to gain access to an upper landing surface.

b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 15, 2022, employees were exposed to an approximate 80-inch fall hazard when using a portable step ladder to access the top platen of cast machine 10. The portable step ladder was not used in a way in which it was designed in that it was used to gain access to an upper landing surface.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 17, 2022  
Proposed Penalty: \$9,116.00

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:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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

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

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, the employer failed to ensure melt department employees were provided with and wore protective equipment that would protect against burns from molten aluminum to torso, arms, and legs. Employees in the melt department who perform tasks such as, but not limited to, tap metal from the furnace to the transfer ladle, pour metal from the transfer ladles, and skim ladles, were exposed to severe thermal burns from molten aluminum splashes.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 12, 2022
Proposed Penalty:	\$11,396.00

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:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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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 4 a: Type of Violation: **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. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, located below the Empire casting machines on the North and South Decks, the employer did not inform exposed employees by posting danger signs or any other equally effective means of the existence and location of and the danger posed under the casting machines, a permit-required confined space, thereby exposing employees to caught-between, burn, and heat-related illness.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

Note: A sign reading "DANGER - PERMIT-REQUIRED CONFINED SPACE, DO NOT ENTER" or using other similar language would satisfy the requirement for a sign.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 18, 2022  
Proposed Penalty: \$14,502.00



## **Citation and Notification of Penalty**

**Company Name: General Aluminum Mfg. Company**  
**Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895**

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

29 CFR 1910.146(c)(4): When the employer decides that its employees would enter permit spaces, the employer shall develop and implement a written permit space entry program that complied with 29 CFR 1910.146:

- a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 12, 2022, the employer had not developed a written permit space program that addressed the required standard elements for full body entry under the Empire casting machines when performing activities for service and maintenance within the space, thereby exposing employees to caught-in and burn hazards. With respect to the spaces located under the casting machines, the company's confined space written procedures lacked the development of items such as, but not limited to, the following:
- i. Specific measures necessary to prevent unauthorized entry into the space under the casting machines as required by 1910.146(d)(1);
  - ii. Specific means, procedures, and practices necessary for specifying acceptable conditions for entry under the casting machines as required by 1910.146(d)(3)(i);
  - iii. Specific means, procedures, and practices necessary for verifying that conditions in the spaces under the casting machines are acceptable for entry throughout the duration of an authorized entry as required by 1910.146(d)(3)(vi);
  - iv. Specific designation of the persons who are to have active roles in operations for entering the space under the casting machines as required by 1910.146(d)(8);
  - v. Specific procedures for summoning rescue and emergency services to the space under the casting machines, for rescuing entrants from the space, for providing necessary emergency services to employees rescued from the space, and for preventing unauthorized personnel from attempting a rescue into the space as required by 1910.146(d)(9);
  - vi. Specific procedures for reviewing entry operations into the space under the casting machines when the employer has reason to believe that the measures taken under the permit space program may not protect employees and revising the program to correct deficiencies found to exist before subsequent entries are authorized as required by 1910.146(d)(13);
  - vii. Specific procedures for reviewing the permit space program's effectiveness for the space under the casting machines using cancelled permits and revising the program as necessary as required by 1910.146(d)(14).

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

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:** 1577047  
**Inspection Date(s):** 02/08/2022 - 07/07/2022  
**Issuance Date:** 08/01/2022



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 18, 2022
Proposed Penalty:	\$0.00

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



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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

29 CFR 1910.146(d)(3)(iii): 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, isolating the permit space:

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 12, 2022, the employer had not developed and implemented the means, procedures, and practices necessary for isolating the space under the Empire casting machines (a permit-required confined space) from multiple hazards prior to allowing employees to fully enter the space to perform stack-up, repairs and preventative maintenance activities, thereby exposing the employees to caught-between, burn, and heat-related illness.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 18, 2022
Proposed Penalty:	\$0.00

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



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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Citation 1 Item 4 d: 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. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 12, 2022, the employer did not prepare an entry permit prior to allowing casting operators to fully enter the space below the Empire casting machines (a permit-required confined space) to perform stack up for service and maintenance, thereby exposing the employees to caught-between hazards from the furnace closing in on an employee while in the space, thermal burns, and heat-related illness hazards.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 18, 2022  
Proposed Penalty: \$0.00

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



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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Citation 1 Item 4 e: 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 this section acquired the understanding, knowledge, and skills necessary for the safe performance of the duties assigned under 29 CFR 1910.146:

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 12, 2022, the employer had not provided casting machine operators with the necessary permit-required confined space training prior to allowing an operator to fully enter the space below the Empire casting machines (a permit-required confined space) to perform stack up for service and maintenance, thereby exposing the employees to caught-between hazards from the furnace closing in on an employee while in the space, thermal burns, and heat-related illness hazards.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 18, 2022  
Proposed Penalty: \$0.00

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



## **Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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

29 CFR 1910.147(c)(7)(i): The employer did not provide adequate training to ensure that the purpose and function of the energy control program was understood by employees:

- a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 8, 2022, the employer did not ensure that employees who service and maintain casting machines such as, but not limited to, Empire cast machine #18, were trained in the skills required for the safe application, usage, and removal of energy controls. Employees who unjammed metal sprues from the die were not trained to isolate and/or render energy sources safe prior to performing servicing tasks.
- b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 27, 2022, the employer did not ensure that employees who service and maintain casting machines such as, but not limited to, Empire cast machine #12, were trained in the skills required for the safe application, usage, and removal of energy controls. Employees who performed preventative maintenance inspections were not trained to isolate and/or render energy sources safe prior to performing the maintenance task.
- c. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about March 18, 2022, the employer did not ensure that employees who service and maintain casting machines such as, but not limited to, Empire cast machine #10, were trained in the skills required for the safe application, usage, and removal of energy controls. Employees who performed die change activities were not trained to isolate and/or render energy sources safe prior to performing the setup task.
- d. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about April 6, 2022, the employer did not ensure that employees who service and maintain casting machines such as, but not limited to, Empire cast machine #6, were trained in the skills required for the safe application, usage, and removal of energy controls. Employees who performed die change activities were not trained to isolate and/or render energy sources safe prior to performing the setup task.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

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:** 1577047  
**Inspection Date(s):** 02/08/2022 - 07/07/2022  
**Issuance Date:** 08/01/2022



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 10, 2022  
\$14,502.00

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: General Aluminum Mfg. Company**  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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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 6 a: Type of Violation: **Serious****

29 CFR 1910.178(a)(4): Modifications and additions which affect capacity and safe operation of powered industrial truck were performed by the employer without the manufacturer's prior written approval:

- a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, the employer did not obtain approval from the forklift manufacturer before adding a transfer ladle attachment to Caterpillar forklift #32184 (model 2EP1100; s/n FN508277). Employees who used the forklift to transport and pour molten aluminum metal were exposed to tip-over and burn injuries in that modifications and additions affect the safe operation of the truck.
- b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 3, 2022, the employer did not obtain approval from the forklift manufacturer before adding a transfer ladle attachment to Caterpillar forklift #32185 (model 2EP1100; s/n FN508276). Employees who used the forklift to transport and pour molten aluminum metal were exposed to tip-over and burn injuries in that modifications and additions affect the safe operation of the truck.
- c. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 2, 2022, the employer did not obtain approval from the forklift manufacturer before modifying the length of the forks to 90-inches on Caterpillar forklift #15 (model 2EC30; s/n A2EC362984). Employees that used the forklift to clean the furnace in the melt department were exposed to tip-over hazards in that modifications and additions affect the safe operation of the truck.
- d. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 2, 2022, the employer did not obtain approval from the forklift manufacturer before adding a 19-foot-long boom front-end attachment to Caterpillar forklift #15 (model 2EC30; s/n A2EC362984). Employees that used the forklift to clean the furnace in the melt department were exposed to tip-over and burn injuries in that modifications and additions affect the safe operation of the truck.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

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:** 1577047  
**Inspection Date(s):** 02/08/2022 - 07/07/2022  
**Issuance Date:** 08/01/2022



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 17, 2022  
\$11,396.00

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:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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

29 CFR 1910.178(a)(5): The powered industrial truck was equipped with front-end attachments other than factory installed attachments, however the employer did not request that the truck be marked to identify the attachments and show the approximate weight of the truck and attachment combination at maximum elevation with load laterally centered:

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, the employer did not ensure that Caterpillar forklift #32184 (model 2EP1100; s/n FN508277) used in the melt department to transport and pour molten aluminum metal, was marked to include the front-end rotator attachment showing the capacity and approximate weight of the truck and attachment combination at maximum elevation with load laterally centered. A potential for the forklift to be tipped over as a result of being overloaded exposed employees to crushing and burn hazards.

b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 3, 2022, the employer did not ensure that Caterpillar forklift #32185 (model 2EP1100; s/n FN508276) used in the melt department to transport and pour molten aluminum metal, was marked to include the front-end rotator attachment showing the capacity and approximate weight of the truck and attachment combination at maximum elevation with load laterally centered. A potential for the forklift to be tipped over as a result of being overloaded exposed employees to crushing and burn hazards.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

August 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.



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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

29 CFR 1910.178(p)(1): Powered industrial truck(s) found to be in need of repair, defective, or in any way unsafe had not been taken out of service until restored to safe operating condition(s):

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, the employer did not ensure Caterpillar forklift #32184 was removed from service during a time in which it was not in safe operating condition. A malfunctioning accelerator pedal resulted in the lift suddenly shutting down, exposing employees to unstable/spilled loads of molten aluminum.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 10, 2022  
\$9,116.00



**Citation and Notification of Penalty**

**Company Name: General Aluminum Mfg. Company**  
**Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895**

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**Citation 1 Item 8: 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. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 8, 2022, the employer did not ensure the quench tank table, located at Cast machine #18, was guarded to protect employees from a pinch point created between the quench tank housing and the rising table.
- b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 22, 2022, the employer did not ensure the moving retriever table, associated with Cast Machine #6, was guarded to protect employees from pinch points hazards. Employees were exposed to injury from pinch points created between the moving table and the cast machine's stationary frame, and between the table and its support frame when the table retracts.
- c. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about April 4, 2022, the employer did not ensure the moving retriever table, associated with Cast Machine #7, was guarded to protect employees from pinch points hazards. Employees were exposed to injury from pinch points created between the moving table and the cast machine's stationary frame, and between the table and its support frame when the table retracts.
- d. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about March 15, 2022, located at the parts conveyor belt exiting Finishing Cell 14, there was a gap of approximately one inch at the end roller of the conveyor exposing employees to caught-in hazards of the ingoing nip point.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

**Date By Which Violation Must be Abated:** August 17, 2022  
**Proposed Penalty:** \$13,674.00

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:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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

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

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about March 11, 2022, the employer did not ensure that access to the 480-volt electrical panel associated with x-ray 21 was maintained. The area in front of the electrical equipment was blocked by the equipment's control station staged directly in front of the panel, hindering/preventing an employee's ability to access the equipment in the event of an emergency or to perform work on the panels as needed.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 12, 2022  
Proposed Penalty: \$9,116.00

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:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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

29 CFR 1910.28(b)(1)(i): 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. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 25, 2022, the employer did not ensure employees who accessed the top of furnaces such as, but not limited to, the Cast Machine 22 furnace, were protected from fall hazards. Employees were exposed to a fall hazard of approximately 77 inches when working on top of the furnace to replace riser tubes.
- b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 17, 2022, the employer did not ensure employees who accessed the top of furnaces such as, but not limited to, the Cast Machine 22 furnace, were protected from fall hazards. Employees were exposed to a fall hazard of approximately 77 inches when working on top of the furnace to replace riser tubes.
- c. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 19, 2022, the employer did not ensure employees who accessed the top of furnaces such as, but not limited to, the Cast Machine 5 furnace, were protected from fall hazards. Employees were exposed to a fall hazard of approximately 60 inches when working on top of the furnace to replace riser tubes.
- d. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, the employer did not ensure employees who accessed the top of furnaces such as, but not limited to, the Cast Machine 19 furnace, were protected from fall hazards. Employees were exposed to a fall of approximately 60 inches when working on top of the furnace to remove the protection and riser tubes in preparation to clean the furnace.
- e. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 17, 2022, the employer did not ensure employees who accessed the top of furnaces such as, but not limited to, the Cast Machine 6 furnace, were protected from fall hazards. Employees were exposed to a fall hazard of approximately 60 inches when working on top of the furnace to do a stack-up.
- f. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 22, 2022, the employer did not ensure that employees were protected from fall hazards of approximately 88 inches when accessing the top of Trim Press 5 to remove a hydraulic pump.

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:** 1577047  
**Inspection Date(s):** 02/08/2022 - 07/07/2022  
**Issuance Date:** 08/01/2022



**Citation and Notification of Penalty**

**Company Name:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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g. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 27, 2022, the employer did not ensure that employees were protected from fall hazards of approximately 81 inches when accessing the top platen of cast machine 12 to perform a quarterly preventative maintenance inspection.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 12, 2022
Proposed Penalty:	\$136,736.00

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: General Aluminum Mfg. Company**  
**Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895**

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

29 CFR 1910.147(d): The established procedure for the application of energy control (the lockout or tagout procedures) did not cover the actions listed in and was not done in sequence as required by 29 CFR 1910.147(d)(1)-(6):

a. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 8, 2022, employees were exposed to crushing injury in that Empire Cast Machine #18 was not locked out prior to entering the hazard area between the machine's platens to unjam metal sprues from the die. The employer did not ensure energy control application steps were implemented to control the machine's hydraulic energy source prior to the servicing tasks - the employer did not:

- Turn off or shut down the equipment.
- Physically operate energy isolating devices to control energy sources and affix lockout device(s).
- Ensure that all potentially hazardous stored or residual energy was relieved, disconnected, and rendered safe.
- Verify that isolation and deenergization of the machine or equipment had been accomplished.

b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 27, 2022, employees were exposed to crushing injury in that Empire Cast Machine #12 was not locked out prior to entering the hazard on top of the machine's upper platen to perform Ram Cylinder Safety preventative maintenance. The employer did not ensure energy control application steps were implemented to control the machine's hydraulic energy source prior to the servicing tasks - the employer did not:

- Turn off or shut down the equipment.
- Physically operate energy isolating devices to control energy sources and affix lockout device(s).
- Ensure that all potentially hazardous stored or residual energy was relieved, disconnected, and rendered safe.
- Verify that isolation and deenergization of the machine or equipment had been accomplished.

c. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about March 18, 2022, employees were exposed to pinch point and crushing injury in that Empire Cast Machine #10 was not locked out prior to performing a mold change. The employer did not ensure energy control application steps were implemented to control the machine's hydraulic energy source prior to the servicing tasks - the employer did not:

- Turn off or shut down the equipment.
- Physically operate energy isolating devices to control energy sources and affix lockout device(s).
- Ensure that all potentially hazardous stored or residual energy was relieved, disconnected, and rendered safe.
- Verify that isolation and deenergization of the machine or equipment had been accomplished.

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:** General Aluminum Mfg. Company  
**Inspection Site:** 13663 Short Rd., Wapakoneta, OH 45895

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d. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about April 6, 2022, employees were exposed to pinch point and crushing injury in that Empire Cast Machine #6 was not locked out prior to performing a mold change. The employer did not ensure energy control application steps were implemented to control the machine's hydraulic energy source prior to the servicing tasks - the employer did not:

- Turn off or shut down the equipment.
- Physically operate energy isolating devices to control energy sources and affix lockout device(s).
- Ensure that all potentially hazardous stored or residual energy was relieved, disconnected, and rendered safe.
- Verify that isolation and deenergization of the machine or equipment had been accomplished.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 10, 2022  
\$145,027.00



**Citation and Notification of Penalty**

**Company Name: General Aluminum Mfg. Company**  
**Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895**

**Citation 3 Item 1: Type of Violation: Repeat - 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. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 8, 2022, the employer did not ensure that employees were protected from amputation injuries while operating the Northfield bandsaw #1. The unused portion of the blade was left unguarded while cutting metal parts.
- b. General Aluminum Mfg. Company - Wapakoneta, Ohio: On or about February 10, 2022, the employer did not ensure that employees were protected from amputation injuries while operating the MBD bandsaw #6 located on the south deck. The unused portion of the blade was left unguarded while cutting metal parts.

General Aluminum Mfg. Company was previously cited for a violation of this Occupational Safety and Health standard 29 CFR 1910.212(a)(1), which was contained in OSHA inspection number 1543333, citation number 1, item number 2 and was affirmed as a final order on October 20, 2021, with respect to a workplace located at 13663 Short Rd., Wapakoneta, Ohio 45895.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 10, 2022  
\$79,761.00

A handwritten signature in blue ink that reads "Todd Jensen".

**Todd Jensen**  
Area Director

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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**U.S. Department of Labor**  
Occupational Safety and Health Administration  
100 N. Summit Street  
Suite 100  
Toledo, OH 43604



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**INVOICE /  
DEBT COLLECTION NOTICE**

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**Company Name: General Aluminum Mfg. Company**  
**Inspection Site: 13663 Short Rd., Wapakoneta, OH 45895**  
**Issuance Date: 08/01/2022**

Summary of Penalties for Inspection Number: 1577047

Citation 1 Item 1, Serious	\$14,502.00
Citation 1 Item 2, Serious	\$9,116.00
Citation 1 Item 3, Serious	\$11,396.00
Citation 1 Item 4a, Serious	\$14,502.00
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 5, Serious	\$14,502.00
Citation 1 Item 6a, Serious	\$11,396.00
Citation 1 Item 6b, Serious	\$0.00
Citation 1 Item 7, Serious	\$9,116.00
Citation 1 Item 8, Serious	\$13,674.00
Citation 1 Item 9, Serious	\$9,116.00
Citation 1 Item 10a, Serious	\$11,396.00
Citation 1 Item 10b, Serious	\$0.00
Citation 2 Item 1, Willful - Serious	\$136,736.00
Citation 2 Item 2, Willful - Serious	\$145,027.00
Citation 3 Item 1, Repeat - Serious	\$79,761.00

**TOTAL PROPOSED PENALTIES: \$480,240.00**

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](http://www.pay.gov) homepage, type “**OSHA**” in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

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

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

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

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



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**Todd Jensen**

Area Director

August 1, 2022

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Date

