

U.S. Department of Labor Occupational Safety and Health Administration
1835 Market Street
Mailstop OSHA-AO/21
Philadelphia, PA 19103



10/20/2022

Max Contractors Inc.
and its successors
7710 Castor Avenue
Philadelphia, PA 19152

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. The OSHA publication “Employer Rights and Responsibilities Following an OSHA Inspection”, is available by scanning the QR code below with your smartphone or barcode scanner.

English – OSHA 3000 Rev 2018



[OSHA 3000](#)

Spanish – OSHA 3195 Rev 2019



[OSHA 3195](#)

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 (215) 597-4955.

You will note 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.

You may also 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 total time of this contest period is not interrupted by having an informal conference.

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

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

Sincerely,

A handwritten signature in black ink, appearing to read 'T.D.', with a stylized flourish at the end.

Theresa Downs
Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
1835 Market Street
Mailstop OSHA-AO/21
Philadelphia, PA 19103



Citation and Notification of Penalty

To:

Max Contractors Inc.
and its successors
7710 Castor Avenue
Philadelphia, PA 19152

Inspection Number: 1590958**Inspection Date(s):** 04/21/2022 - 04/21/2022**Issuance Date:** 10/20/2022**Inspection Site:**

330 Carson St
Philadelphia, PA 19128

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. 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.

Employer Rights and Responsibilities – The OSHA publication “Employer Rights and Responsibilities Following an OSHA Inspection”, is available by scanning the QR code below with your smartphone or barcode scanner. You may also access the document by clicking on the link or typing it into your browser to take you directly to OSHA's webpage.

English – OSHA 3000 Rev 2018



[OSHA 3000](#)

Spanish – OSHA 3195 Rev 2019



[OSHA 3195](#)

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 (215) 597-4955. 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. The QR codes on the previous page link to the OSHA publication “Employer Rights and Responsibilities Following an OSHA Inspection”. Additional information concerning the Debt Collection Act of 1982 can be found in the Debt Collection Notice (the last two pages of this document). Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance.

You may also make your payment electronically. Scan the QR code below with your smartphone or barcode scanner to be directed to the pay.gov website. You may also go to the pay.gov website by clicking on the link.



[Pay.gov - OSHA Payments](#)

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. For an electronic copy of the sample abatement certification letter, or to submit abatement electronically, scan the QR code below with your smartphone or barcode scanner to be taken to the OSHA abatement website.



[Certification of Abatement](#)

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.

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.

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 10/20/2022. The conference will be held by telephone or at the OSHA office located at 1835 Market Street, Mailstop OSHA-AO/21, Philadelphia, PA 19103 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET



Certification of Abatement

Inspection Number: 1590958

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128
Issuance Date: 10/20/2022

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, 1835 Market Street, Mailstop OSHA-AO/21, Philadelphia, PA 19103.**

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

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

29 CFR 1926.21(b)(2): The employer shall instruct each employee in the recognition and avoidance of unsafe conditions and the regulations applicable to his work environment to control or eliminate any hazards or other exposure to illness or injury:

a) Jobsite located at 330 Carson St., Philadelphia, PA - The employer did not instruct employees on identifying working conditions that expose employees to struck by hazards while utilizing air powered nail guns without eye protection.

Condition observed on or about April 21, 2022.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records. .

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: December 08, 2022
Proposed Penalty: \$11,167.00

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



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

Inspection Number: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

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

29 CFR 1926.1053(b)(13):The top or top step of a stepladder was used as a step:

- a) Jobsite located at - 330 Carson St., Philadelphia, PA, 3rd Floor -Employees used the top step of a self-supporting ladder while in a closed position to access the upper areas of the wall near the edge of the 3rd floor and were exposed to falls of approximately 22 feet.
- b) Jobsite located at - 330 Carson St., Philadelphia, PA - 2nd Floor - Employees used the top step of a self-supporting ladder to access the wood platform mounted on the wall of the 2nd floor and were exposed to falls of approximately 12 feet.

Observed on or about April 21, 2022

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

November 01, 2022
\$11,167.00

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



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

Inspection Number: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

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

29 CFR 1926.1060(a): The employer did not provide a training program for each employee using ladders and stairways, as necessary, which would enable each employee to recognize hazards related to ladders and stairways and train each employee in the procedures to be followed to minimize these hazards:

a) Jobsite located at - 330 Carson St., Philadelphia, PA, - The employer did not ensure that employees were provided training on the use of ladders. Employees utilized self-supporting ladder during framing operations.

Observed on or about April 21, 2022

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

November 01, 2022
\$11,167.00

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



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

Inspection Number: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

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

29 CFR 1926.20(b)(2): Such programs shall provide for frequent and regular inspections of the job sites, materials, and equipment to be made by competent persons designated by the employers.

a) Jobsite located at - 330 Carson St., Philadelphia, PA - The employer did not initiate a program to conduct frequent and regular inspections of the jobsite, to identify hazards and/or stop the work in the event workers were placed in a hazardous condition. As such, the workers were performing framing and other related work at the jobsite without the use of fall protection, personal protective equipment, and improperly using ladders.

Observed on or about April 21, 2022.

The Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.20(b)(2), which was contained in OSHA inspection number 1497468, citation number 1, item number 1 and was affirmed as a final order on April 22, 2021, with respect to a workplace located at 60 Bridge Boulevard, Block 700.06, Lot 16, EASTAMPTON, NJ 08060

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: December 08, 2022
Proposed Penalty: \$22,333.00

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

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

29 CFR 1926.102(a)(1): The employer shall ensure that each affected employee uses appropriate eye or face protection when exposed to eye or face hazards from flying particles:

a) Jobsite located at - 330 Carson St., Philadelphia, PA - The employer did not ensure that employees utilized eye protection at the jobsite while performing framing activities with compressed air pneumatic powered nailer, thus exposing them to struck-by hazards.

Observed on or about April 22, 2022.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.102(a)(1), which was contained in OSHA inspection number 1539720, citation number 1, item number 1 and was affirmed as a final order on January 6, 2022, with respect to a workplace located at 14 Coliseum Drive, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.102(a)(1), which was contained in OSHA inspection number 1535640, citation number 2, item number 1 and was affirmed as a final order on January 6, 2022, with respect to a workplace located at 127 Bridge Boulevard, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.102(a)(1), which was contained in OSHA inspection number 1497468, citation number 1, item number 2 and was affirmed as a final order on April 22, 2021, with respect to a workplace located at 60 Bridge Boulevard, Block 700.06, Lot 16, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.102(a)(1), which was contained in OSHA inspection number 1556570, citation number 1, item number 1 and was affirmed as a final order on December 8, 2021, with respect to a workplace located at 73 Metro Dr, MONROE TOWNSHIP, NJ 08831.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

equivalent standard 1926.102(a)(1), which was contained in OSHA inspection number 1556570, citation number 1, item number 1 and was affirmed as a final order on December 8, 2021, with respect to a workplace located at 73 Metro Dr, MONROE TOWNSHIP, NJ 08831.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: November 01, 2022
Proposed Penalty: \$55,833.00

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

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

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

29 CFR 1926.501(b)(13): Each employee(s) engaged in residential construction activities 6 feet (1.8 m) or more above lower levels were not protected by guardrail systems, safety net system, or personal fall arrest system, nor were employee(s) provided with an alternative fall protection measure under another provision of paragraph 1926.501 (b):

Jobsite located at 330 Carson St., Philadelphia, PA - 3rd Floor: The employer did not ensure that employees utilized fall protection.

- a) Employees conducting framing activities on the third story of a new residential building while adjacent to an unguarded floor hole, were exposed to fall hazards of approximately 10 feet to the next lower level.
- b) Employees conducting framing activities on the second story of a new residential building while adjacent to an unguarded floor hole, were exposed to fall hazards of approximately 12 feet to the next lower level.
- c) Employees conducting framing activities on the third story of a new residential building in close proximity to the edge without proper fall protection, were exposed to fall hazards of approximately 10-22 feet.

Observed on or about April 21, 2022.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1535634, citation number 2, item number 1 and was affirmed as a final order on January 6, 2022, with respect to a workplace located at 15 Coliseum Drive, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1535640, citation number 2, item number 2 and was affirmed as a final order on (date), with respect to a workplace located at 14

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

Coliseum Drive, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1539720, citation number 1, item number 2 and was affirmed as a final order on (date), with respect to a workplace located at 127 Bridge Boulevard, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1497468, citation number 1, item number 3 and was affirmed as a final order on April 22, 2021, with respect to a workplace located at 60 Bridge Boulevard, Block 700.06, Lot 16, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1516215, citation number 1, item number 3 and was affirmed as a final order on September 13, 2021, with respect to a workplace located at 16 Landmark, Block 700.09, Lot 13, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1547048, citation number 1, item number 1 and was affirmed as a final order on November 8, 2021, with respect to a workplace located at Building 1900, Medford Walk, MEDFORD LAKES, NJ 08055

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1556570, citation number 1, item number 2 and was affirmed as a final order on December 8, 2021, with respect to a workplace located at 73 Metro Dr, MONROE TOWNSHIP, NJ 08831.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.501(b)(13), which was contained in OSHA inspection number 1542892, citation number 1, item number 3 and was affirmed as a final order on January 7, 2022, with respect to a workplace located at 8 Coliseum Drive, EASTAMPTON, NJ 08060.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	November 01, 2022
Proposed Penalty:	\$79,761.00

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

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

29 CFR 1926.503(a)(1): The employer did not provide a training program for each employee potentially exposed to fall hazards to enable each employee to recognize the hazards of falling and the procedures to be followed in order to minimize these hazards:

a) Jobsite located at - 330 Carson St., Philadelphia, PA - The employer did not provide fall protection training to employees engaged in framing activities on a residential building and exposed to falls of approximately 10-22 feet above the ground level. The employees were not trained on how to recognize, evaluate, and mitigate fall hazards.

Observed on or about April 21, 2022.

The Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.503(a)(1), which was contained in OSHA inspection number 1497468, citation number 1, item number 4 and was affirmed as a final order on April 22, 2021, with respect to a workplace located at 60 Bridge Boulevard, Block 700.06, Lot 16, EASTAMPTON, NJ 08060.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other 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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	December 08, 2022
Proposed Penalty:	\$0.00

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



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

Inspection Number: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

Citation 2 Item 4 Type of Violation: **Repeat - Serious**

29 CFR 1926.1051(a): A stairway or ladder shall be provided at all personnel points of access where there is a break in elevation of 19 inches (48 cm) or more, and no ramp, runway, sloped embankment, or personnel hoist is provided:

a) Jobsite located at - 330 Carson St., Philadelphia, PA -The employer did not ensure that employees were provided a safe means to access and egress the 2nd and 3rd floors. The employees utilized the top step of 6 ft. self-supporting ladder to step on a wood platform that was attached to the wall to gain access to the 3rd floor.

Condition observed on or about April 21, 2022.

The Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1926.1051(a), which was contained in OSHA inspection number 1542892, citation number 1, item number 4 and was affirmed as a final order on January 7, 2022, with respect to a workplace located at 8 Coliseum Drive, EASTAMPTON, NJ 08060.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: November 01, 2022
Proposed Penalty: \$22,333.00

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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

Citation 2 Item 5 Type of Violation: **Repeat - Serious**

29 CFR 1926.1053(b)(1): Portable ladders were used for access to an upper landing surface and the ladder side rails did not extend at least 3 feet (.9m) above the upper landing surface to which the ladder was used to gain access:

a) Jobsite located at - 330 Carson St., Philadelphia, PA - The employer did not ensure that the ladder side rails extended at least three feet above the landing surface. Workers were exposed to fall hazards in excess of 12 feet to the ground level, when using an aluminum extension ladder with side rails not extend at least 3 feet above the surface landing.

Observed on or about April 21, 2022.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1926.1053(b)(1), which was contained in OSHA inspection number 1535634, citation number 1, item number 2 and was affirmed as a final order on January 6, 2022, with respect to a workplace located at 15 Coliseum Drive, EASTAMPTON, NJ 08060.

Max Contractors Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1926.1053(b)(1), which was contained in OSHA inspection number 1535640, citation number 1, item number 1 and was affirmed as a final order on January 6, 2022, with respect to a workplace located at 14 Coliseum Drive, EASTAMPTON, NJ 08060.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other 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: 1590958
Inspection Date(s): 04/21/2022 - 04/21/2022
Issuance Date: 10/20/2022

Citation and Notification of Penalty

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

November 01, 2022
\$55,833.00

A handwritten signature in black ink, appearing to read "T.D.", is positioned above a horizontal line.

Theresa Downs
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
1835 Market Street
Mailstop OSHA-AO/21
Philadelphia, PA 19103



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Max Contractors Inc.
Inspection Site: 330 Carson St, Philadelphia, PA 19128
Issuance Date: 10/20/2022

Summary of Penalties for Inspection Number: 1590958

Citation 1 Item 1, Serious	\$11,167.00
Citation 1 Item 2, Serious	\$11,167.00
Citation 1 Item 3, Serious	\$11,167.00
Citation 2 Item 1, Repeat - Serious	\$22,333.00
Citation 2 Item 2, Repeat - Serious	\$55,833.00
Citation 2 Item 3a, Repeat - Serious	\$79,761.00
Citation 2 Item 3b, Repeat - Serious	\$0.00
Citation 2 Item 4, Repeat - Serious	\$22,333.00
Citation 2 Item 5, Repeat - Serious	\$55,833.00

TOTAL PROPOSED PENALTIES: \$269,594.00

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 may also make your payment electronically. Scan the QR code below with your smartphone or barcode scanner to be directed to the pay.gov website. You may also go to the pay.gov website by clicking on the link.



[Pay.gov - OSHA Payments](https://www.pay.gov)

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.



Theresa Downs

Area Director

10-20-22

Date