Occupational Safety and Health Administration 202 Harlow Street Room 20900 Bangor, Maine 04401



# Citation and Notification of Penalty

To: Inspection Number: 1632965

DG Retail LLC, dba Dollar General Inspection Date(s): 11/04/2022 - 11/04/2022

and its successors Issuance Date: 05/02/2023
10 Hammet Road

Enfield, ME 04493

Inspection Site:The violation(s) described in this Citation and10 Hammett RoadNotification of Penalty is (are) alleged to have

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 (207) 941-8177. 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 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. <u>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.</u>

**Penalty Payment** – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to "DOL-OSHA". Please indicate the Inspection Number on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the pay.gov 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 must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

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

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

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

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

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



# NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

informal conference
. Employees and/or representatives of employees have a right to attend an
Harlow Street, Room 20900, Bangor, Maine 04401 on at
05/02/2023. The conference will be held by telephone or at the OSHA office located at 202
An informal conference has been scheduled with OSHA to discuss the citation(s) issued on

#### CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

**Inspection Number: 1632965** 

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

Issuance Date: 05/02/2023

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, 202 Harlow Street, Room 20900, Bangor, Maine 04401.

By (Method of Abatement):	_ was corrected on
Citation Number and Item Number By (Method of Abatement):	_ was corrected on
Citation Number and Item Number By (Method of Abatement):	_ was corrected on
Citation Number and Item Number By (Method of Abatement):	_ was corrected on
Citation Number and Item Number By (Method of Abatement):	_ was corrected on
Citation Number and Item Number By (Method of Abatement):	_ was corrected on
	ocument is accurate and that the affected employees and their
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

Occupational Safety and Health Administration

**Inspection Number**: 1632965

**Inspection Date(s)**: 11/04/2022 - 11/04/2022

**Issuance Date**: 05/02/2023



#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

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

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

Places of employment were not kept clean, orderly, and sanitary when receiving shipments of product and unloading metal rolling carts ("Roll-tainers") of product which created a tripping hazard as described in the following instances:

- a) Bath, Body, and Container Aisle On or about November 4, 2022, roll-tainers, boxes of product, and loose product were stored on both sides of the aisle in an unorganized condition on the floor which created a tripping hazard while the employee alternated between stocking shelves and assisting customers.
- b) Auto Aisle On or about November 4, 2022, roll-tainers and boxes of product containing batteries and other product were stored on the west side of the aisle in an unorganized condition on the floor which created a tripping hazard while the employee alternated between stocking shelves and assisting customers.
- c) Drinks and Cleaning Aisle On or about November 4, 2022, roll-tainers containing food and pet products were stored on both sides of the aisle in an unorganized condition which created a tripping hazard while the employee alternated between stocking shelves and assisting customers.

DG Retail, LLC was previously cited for a Repeat Serious violation of the Occupational Safety and Health standard 29 CFR 1910.22(a)(1), which was contained in OSHA inspection number 1439273, citation number 2, item number 1, and was affirmed as a final order on 04/01/2020, with respect to the workplace located at 354 E. Main Street, Galeburg, IL 61401.

DG Retail, LLC was previously cited for a Repeat Serious violation of the Occupational Safety and Health standard 29 CFR 1910.22(a)(1), which was contained in OSHA inspection number 1436276, citation number 1, item number 1, and was affirmed as a final order on 04/01/2020 with respect to the workplace located at 905 4th Street West, Milan, IL 61264.

Dollar General was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.22(a)(1), which was contained in OSHA inspection number 1283802, citation number 1, item number 1, and was affirmed as a final order on 01/23/2018, with respect to a workplace located at 2222 Texoma Parkway, Sherman, Texas 75090.

Occupational Safety and Health Administration

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#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

Dollar General was previously cited for a Repeat Other violation of this Occupational Safety and Health Standard 1910.22(a)(1), which was contained in OSHA inspection number 1376785, citation number 2, item number 1, group a, and was affirmed as a final order on 07/29/2019, with respect to a workplace located at 7025 US-231, Panama City, FL 32405.

Dolgencorp, LLC was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.22(a)(1), which was contained in OSHA inspection number 1550484, citation number 1, item number 1, and was affirmed as a final order on 03/18/2022, with respect to a workplace located at 2912 N Mcvay Dr., Mobile, AL 36606.

Dolgencorp, LLC was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.22(a)(1), which was contained in OSHA inspection number 1550619, citation number 1, item number 1, and was affirmed as a final order on 03/18/2022, with respect to a workplace located at 2381 Dawes Road, Store 6556, Mobile, AL 36695.

Dollar General was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.22(a)(1), which was contained in OSHA inspection number 1498759, citation number 1, item number 1, group a, and was affirmed as a final order on 03/09/2021, with respect to a workplace located at 960 Rt 196, Tobyhanna, PA 18466.

Dollar General was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.22(a)(1), which was contained in OSHA inspection number 1492446, citation number 1, item number 1, and was affirmed as a final order on 03/09/2021, with respect to a workplace located at 655 Interchange Road, Kresgeville, PA 18333.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

Proposed Penalty:

May 10, 2023

\$73,656.00

Occupational Safety and Health Administration

**Inspection Number**: 1632965

**Inspection Date(s)**: 11/04/2022 - 11/04/2022

**Issuance Date**: 05/02/2023



#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

<u>Citation 1 Item 2</u> Type of Violation: **Repeat - Serious** 

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

Exit routes were not clear and unobstructed when receiving shipments of product and unloading metal rolling carts ("roll-tainers"), in the following instances:

- a) Rear Aisle Exit Route leading from store to West Exit Door, and leading from store to Receiving Room Door On or about November 4, 2022, the rear aisle was lined on the west side of the aisle with roll-tainers and part way to the east side of the aisle was completely blocked with roll-tainers where no measurable opening was available. The roll-tainers contained boxes of food product and were positioned length-wise across the entirety of the aisle path blocking passage between the end of the aisle shelving and the shelving against the wall.
- b) Middle Aisle Exit Route leading from store to Front Entrance/Exit On or about November 4, 2022, the middle aisle had roll-tainers, containing boxes of soaps, decoration, and bathroom items, that were stored in the aisle. The roll-tainers were positioned parallel with the aisle shelving and still reduced the walking path to 27" wide.
- c) Toys Aisle On or about November 4, 2022, the toy aisle and egress path were reduced by roll-tainers, boxes of product, and loose product. The space between a roll-tainer on the west side of the aisle and an open box of toys on the east side of the aisle was measured at 9", and between another roll-tainer on the west side of the aisle and box of toys on the east side of the aisle was measured at 15.5".
- d) Rug Aisle On or about November 4, 2022, roll-tainers containing cleaning and sanitary products were stored on the west side, parallel with the aisle shelf which reduced the path width to 16" and 24" wide.
- e) Detergent Aisle On or about November 4, 2022, roll-tainers containing boxes of food product and canned goods were stored parallel to the shelving in the aisle and reduced the path width to 22" wide.
- f) Exit route from Receiving Room to East Exit Double Door On or about November 4, 2022, roll-tainers containing cases of drinks, loose boxes containing bath tissue and other product, and loose bags of dog food completely blocked the exit doors so no measurable opening was available.

Dollar General Corporation was previously cited for a Repeat Serious violation of this occupational safety and health standard 29 CFR 1910.37(a)(3), which was contained in OSHA inspection number 1565322, citation number 2, item number 1, group a and was affirmed as a final order on 06/30/2022, with respect to a workplace located at 10757 U.S. 11, Adams, NY 13605.

Occupational Safety and Health Administration

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**Inspection Date(s)**: 11/04/2022 - 11/04/2022

**Issuance Date**: 05/02/2023



#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

Dollar General was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.37(a)(3), which was contained in OSHA inspection number 1517332, citation number 1, item number 1, and was affirmed as a final order on 06/22/2021, with respect to a workplace located at 73 E Hollis St, Nashua, NH 03060.

Dollar General was previously cited Repeat Serious for a violation of this occupational safety and health standard or its equivalent standard 1910.37(a)(3), which was contained in OSHA inspection number 1483184 citation number 1 item number 1 and was affirmed as a final order on 9/16/2020, with respect to a workplace located at 11 River Rd #35, North Arlington, NJ.

Dollar General Corporation was previously cited for a Repeat Serious violation of this occupational safety and health standard 29 CFR 1910.37(a)(3), which was contained in OSHA inspection number 1461290, citation number 1, item number 1 and was affirmed as a final order on 08/31/2020, with respect to a workplace located at 1415 Ellis Avenue, Jackson, MS 39212.

Dollar General Corporation was previously cited for a Repeat Serious violation of this occupational safety and health standard 29 CFR 1910.37(a)(3), which was contained in OSHA inspection number 1459326, citation number 1, item number 1 and was affirmed as a final order on 05/12/2020, with respect to a workplace located at 6 Highway 533, Soso, MS 39480.

Dollar General was previously cited for a Repeat Serious violation of this occupational safety and health standard 29 CFR 1910.37(a)(3), which was contained in OSHA inspection number 1422645, Citation 2, Item 1, and was affirmed as a final order on 09/25/2019 with respect to a workplace located at 110 W. Highway 162, Clarkton, MO 63837.

Dollar General was previously cited for a Repeat Serious violation of this occupational safety and health standard 29 CFR 1910.37(a)(3), which was contained in OSHA inspection number 1352167, Citation 1, Item 1, and was affirmed as a final order on 03/25/2019 with respect to a workplace located at 1640 Glen Carrie Rd. Hull, GA 30646.

Dolgencorp, LLC was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.37(a)(3), which was contained in OSHA inspection number 1566292, citation number 1, item number 2 and was affirmed as a final order on 06/20/2022, with respect to a workplace located at 880 Spruce Street, Baldwin, WI 54002.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: Proposed Penalty:

May 10, 2023 \$98,219.00

Occupational Safety and Health Administration

**Inspection Number**: 1632965

**Inspection Date(s)**: 11/04/2022 - 11/04/2022

**Issuance Date**: 05/02/2023



#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

# <u>Citation 1 Item 3</u> Type of Violation: **Repeat - Serious**

29 CFR 1910.157(c)(1): Portable fire extinguishers were not mounted, located and identified so that they were readily accessible without subjecting the employees to injuries:

Portable fire extinguishers were not readily accessible without subjecting employees to injuries if they tried to move items to access the fire extinguishers, as described in the following instances:

- a) Receiving Room, Entrance Doors On or about November 4, 2022, portable fire extinguisher access was obstructed by metal rolling carts ("roll-tainers") which contained boxes of pet food, dining utensils, popped corn, and laundry detergent at approximately 6 feet tall which could subject employees to injuries if they were to attempt to access the fire extinguisher.
- b) Receiving Room, Exit Doors On or about November 4, 2022, portable fire extinguisher access was obstructed by a line of boxes of cereal, drink, and pet product, a waste can, and brooms which could result in injury to employees if they were to attempt to access the fire extinguisher.

Dollar General Corporation was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.157(c)(1), which was contained in OSHA inspection number 1620874, citation number 1, item number 2, and was affirmed as a final order on 03/23/2023, with respect to a workplace located at 896 Marion Oaks Manor, Ocala, FL 34473.

Dollar General Corporation was previously cited for a Repeat Serious violation of this occupational safety and health standard 29 CFR 1910.157(c)(1), which was contained in OSHA inspection number 1461290, citation number 1, item number 1 and was affirmed as a final order on 08/31/2020, with respect to a workplace located at 1415 Ellis Avenue, Jackson, MS 39212.

Dollar General was previously cited for a Repeat Other violation of this occupational safety and health standard 29 CFR 1910.157(c)(1), which was contained in OSHA inspection number 1450479, citation number 1, item number 2 and was affirmed as a final order on 04/08/2020, with respect to a workplace located at 1111 N Cole St. Bushnell, IL 61422.

Dolgencorp, LLC was previously cited for a Repeat Other violation of this Occupational Safety and Health Standard 1910.157(c)(1), which was contained in OSHA inspection number 1263006, citation number 1, item number 2 and was affirmed as a final order on 02/16/2018, with respect to a workplace located at 19055 US Highway 31, Vinemont, Alabama 35179.

Occupational Safety and Health Administration

**Inspection Number**: 1632965

**Inspection Date(s)**: 11/04/2022 - 11/04/2022

**Issuance Date**: 05/02/2023



#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

Dolgencorp, LLC was previously cited for an Other Than Serious violation of this Occupational Safety and Health Standard 1910.157(c)(1), which was contained in OSHA inspection number 1594459, citation number 2, item number 2, and was affirmed as a final order on 08/26/2022, with respect to a workplace located at 9455 AL Highway 75, Douglas, AL 35964.

DG Retail, LLC was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.157(c)(1), which was contained in OSHA inspection number 1468409, citation number 2, item number 3, and was affirmed as a final order on 09/08/2020, with respect to a workplace located at 450 Nashua Road, Dracut, MA 01826.

Dolgencorp, LLC was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.157(c)(1), which was contained in OSHA inspection number 1566292, citation number 1, item number 3, group a, and was affirmed as a final order on 06/20/2022, with respect to a workplace located at 880 Spruce Street, Baldwin, WI 54002.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: May 10, 2023 Proposed Penalty: \$73,656.00

Occupational Safety and Health Administration

**Inspection Number**: 1632965

**Inspection Date(s)**: 11/04/2022 - 11/04/2022

**Issuance Date**: 05/02/2023



#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

# <u>Citation 1 Item 4</u> Type of Violation: **Repeat - Serious**

29 CFR 1910.303(g)(1)(ii): The required working space about electric equipment rated 600 volts, nominal, or less to ground, was used for storage:

Receiving Room, North Wall - On or about November 4, 2022, the required space around and in front of the electrical panel was used for the storage of metal rolling carts ("roll-tainers") which contained boxes of food product, Christmas trees, pet food, and other store goods and was stacked to approximately 6 feet tall with no additional space to store the roll-tainers.

Dollar General was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.303(g)(1)(ii), which was contained in OSHA inspection number 1572077 Citation 1, Item 1, and was affirmed as a final order on 06/10/2022 with respect to a workplace located at 2134 E. Washington Street, Fredonia, KS 66736.

Dolgencorp, LLC was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.303(g)(1)(ii), which was contained in OSHA inspection number 1535419, citation number 1, item number 2, and was affirmed as a final order on 03/18/2022, with respect to a workplace located at 5129 Cottage Hill Rd, Store 7196, Mobile, AL 36609.

Dollar General Corporation was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.303(g)(1)(ii), which was contained in OSHA inspection number 1500289, citation number 1, item number 1, group b, and was affirmed as a final order on 05/10/2021, with respect to the workplace located at 514 North Antrim Way, Greencastle, PA 17225.

Dollar General was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.303(g)(1)(ii), which was contained in OSHA inspection number 1483184, citation number 1, item number 1, and was affirmed as a final order on 09/16/2020, with respect to a workplace located at 11 River Rd. #35, North Arlington, NJ 07031.

Dollar General Corporation was previously cited for a Repeat Serious violation of this Occupational Safety and Health Standard 1910.303(g)(1)(ii), which was contained in OSHA inspection number 1301615, citation number 1, item number 2, and was affirmed as a final order on 08/23/2018, with respect to a workplace located at 17 East State Street, Quarryville, PA 17566.

Occupational Safety and Health Administration

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#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

Dollar General Corporation was previously cited for an Other Than Serious violation of this Occupational Safety and Health Standard 1910.303(g)(1)(ii), which was contained in OSHA inspection number 1611042, citation number 1, item number 2, and was affirmed as a final order on 01/30/2023, with respect to a workplace located at 13970 State Highway 8, Wattsburg, PA 16442.

Dollar General Corporation was previously cited for a Willful Serious violation of this Occupational Safety and Health Standard 1910.303(g)(1)(ii), which was contained in OSHA inspection number 1550619, citation number 1, item number 2, and was affirmed as a final order on 03/18/2022, with respect to a workplace located at 2381 Dawes Road, Store 6556, Mobile, AL 36695.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

Proposed Penalty:

May 10, 2023

\$73,656.00

Occupational Safety and Health Administration

**Inspection Number**: 1632965

**Inspection Date(s)**: 11/04/2022 - 11/04/2022

**Issuance Date**: 05/02/2023



#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

<u>Citation 2 Item 1</u> Type of Violation: **Repeat - Other** 

29 CFR 1910.157(e)(2): Portable fire extinguishers were not visually inspected at least monthly:

Portable fire extinguishers were not visually inspected monthly for the entirety of 2022, in the following instances:

- a) Northwest Corner, Exit Door On or about November 4, 2022, the portable fire extinguisher was not visually inspected at least monthly.
- b) Southeast Corner, Receiving Room Exit On or about November 4, 2022, the portable fire extinguisher was not visually inspected at least monthly.
- c) South Wall, Restrooms On or about November 4, 2022, the portable fire extinguisher was not visually inspected at least monthly.

DG Retail, LLC was previously cited for a Repeat Other violation of the Occupational Safety and Health standard 29 CFR 1910.157(e)(2), which was contained in OSHA inspection number 1595364, citation number 1, item number 2, and was affirmed as a final order on 09/06/2022, with respect to the workplace located at 872 Hudson Road, Glenburn, ME 04401.

Dolgencorp LLC was previously cited for a Repeat Other violation of the Occupational Safety and Health standard 29 CFR 1910.157(e)(2), which was contained in OSHA inspection number 1594459, citation number 1, item number 1, and was affirmed as a final order on 08/04/2022, with respect to the workplace located at 9455 AL Highway 75, Douglas, AL 35964.

DG retail, LLC was previously cited for an Other Than Serious violation of this Occupational Safety and Health Standard 29 CFR 1910.157(e)(2), which was contained in OSHA inspection number 1555839, citation number 2, item number 2, and was affirmed as a final order on 02/11/2022, with respect to a workplace located at 1748 US Route 1, Sullivan, ME 04664.

Occupational Safety and Health Administration

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#### **Citation and Notification of Penalty**

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

Dolgencorp, LLC was previously cited for an Other Than Serious violation of this Occupational Safety and Health Standard 29 CFR 1910.157(e)(2), which was contained in OSHA inspection number 1332824, citation number 1, item number 1 and was affirmed as a final order on 08/30/2018, with respect to a workplace located at 2205 West State Street, New Castle, PA.

#### ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: Proposed Penalty:		June 20, 202. \$2,232.0
	David McGuan Area Director	

Occupational Safety and Health Administration 202 Harlow Street Room 20900 Bangor, Maine 04401



# INVOICE / DEBT COLLECTION NOTICE

Company Name: DG Retail LLC, dba Dollar General Inspection Site: 10 Hammett Road, Enfield, ME 04493

**Issuance Date: 05/02/2023** 

Summary of Penalties for Inspection Number: 1632965

Citation 1 Item 1, Repeat - Serious	\$73,656.00
Citation 1 Item 2, Repeat - Serious	\$98,219.00
Citation 1 Item 3, Repeat - Serious	\$73,656.00
Citation 1 Item 4, Repeat - Serious	\$73,656.00
Citation 2 Item 1, Repeat - Other	\$2,232.00

#### TOTAL PROPOSED PENALTIES: \$321,419.00

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. At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the OSHA Penalty Payment Form search result, select Continue. The direct link is: <a href="https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334">https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334</a>. 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 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 full 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.

<u>Interest</u>: 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.

<u>Delinquent Charges</u>: 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.

<u>Administrative Costs</u>: 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.

David McGuan	Date	
Area Director		