

**Este documento es muy importante. Si ud. No habla inglés,  
busque un traductor o llame al (309) 589-7033.**

**U.S. Department of Labor**

Occupational Safety and Health Administration  
5003 West American Prairie Drive  
Peoria, IL 61615  
Phone: (309) 589-7033 Fax: (309) 589-7326



July 25, 2023

Dear Greg Littlejohn,

On 02/22/2023, an OSHA compliance officer met with you or your representative as part of an inspection at 620 East State Street, Westfield, IL 62474. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,

*for Trish Rankin*  
Edward Marshall, Area Director

**Your Citation Summary**

Littlejohn Grain, Inc.  
Inspection Number: 1652236

**Total Amount Due: \$272,957.00**

**Payment Due Date: 15 working days  
after receipt of  
this letter**

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

**Total Number of Violations: 21**

**Your First Correction Deadline is:  
August 3, 2023**

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

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

**Option #1 – Discuss with OSHA**

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

**Option #2 – Correct and Pay**

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

**Option #3 – Contest the Citation**

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

**Questions or Concerns?**

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (309) 589-7033.

## Step 2 – Complete One Option Checklist

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

### Option #1 – Discuss with OSHA

I will complete by:

1. Call: Edward Marshall, Area Director, at (309) 589-7033 as soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. **\*\*This meeting does NOT extend your 15 working day deadline to contest the citation.\*\***
2. Fill in and post the attached “Notice to Employees OSHA Informal Conference” after scheduling meeting.

\_\_\_ / \_\_\_

\_\_\_ / \_\_\_

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

I will complete by:

1. Correct violations, then complete and mail the attached “Certification of Corrective Action Worksheet” along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**
2. Pay the **Total Penalty** by using one of the following methods:  
**\*\*Include your Inspection Number (see first page) on the payment.\*\***

\_\_\_ / \_\_\_

\_\_\_ / \_\_\_

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

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

### Option #3 – Contest the Citation

I will complete by:

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

\_\_\_ / \_\_\_

**U.S. Department of Labor** Occupational Safety and Health Administration  
5003 West American Prairie Drive  
Peoria, IL 61615



July 25, 2023

Littlejohn Grain, Inc.  
and its successors  
PO Box L  
Martinsville, IL 62442

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 will welcome further discussions in person or by telephone. Please contact me at (309) 589-7033.

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

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

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

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

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

Sincerely,

*for* *Trish Rankin*  
**Edward Marshall**  
Area Director

Enclosures

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
5003 West American Prairie Drive  
Peoria, IL 61615



## Citation and Notification of Penalty

**To:**  
Littlejohn Grain, Inc.  
and its successors  
PO Box L  
Martinsville, IL 62442

**Inspection Number:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023

**Inspection Site:**  
620 East State Street  
Westfield, IL 62474

*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 (309) 589-7033. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID and 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 07/25/2023. The conference will be held by telephone or at the OSHA office located at 5003 West American Prairie Drive, Peoria, IL 61615 on \_\_\_\_\_ at \_\_\_\_\_.

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



**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1652236**

Company Name: Littlejohn Grain, Inc.  
Inspection Site: 620 East State Street, Westfield, IL 62474  
Issuance Date: 07/25/2023

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, 5003 West American Prairie Drive, Peoria, IL 61615.**

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:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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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 were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about April 14, 2023, employees were exposed to fall hazards in excess of 50 feet, while working from a personnel platform lifted by a mobile truck crane, and the employees were not wearing personal fall arrest systems with lanyards attached a specific anchorage point on the personnel platform.

Ensure employees follow and understand the guidance provided in American National Standard for Personnel Lifting Systems, ASME B30.23-2022. Have employees wear and utilize a personal fall arrest system and lanyard, connected to an anchorage point on the personnel platform.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 09, 2023
Proposed Penalty:	\$7,813.00

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

**Inspection Number:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.37(b)(2): Each exit was not clearly visible and marked by a sign reading "Exit":

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 24, 2023, employees were exposed to potential physical hazards while exiting the office in the event of an emergency, and the employer did not have the two exits from the Office/Break Area marked with a sign reading "Exit."

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 03, 2023  
\$4,687.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.38(f)(1): The employer did not review the Emergency Action Plan initially with each new employee and at the beginning of their assignment:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 24, 2023, employees were exposed to potential physical hazards due to emergency conditions, and the employer had not reviewed the emergency action plan with each employee when initially assigned to a job.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 09, 2023
Proposed Penalty:	\$7,813.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 22, 2023, employees were exposed to potential fire hazards at the facility and the employer had not performed monthly visual inspections of the portable fire extinguishers to ensure they were fully charged, undamaged, and ready for immediate employee use.

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 03, 2023  
\$6,250.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.157(g)(1): An educational program was not provided for all employees to familiarize them with the general principles of fire extinguisher use and the hazards involved with incipient stage firefighting:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 22, 2023, an employee was exposed to potential fire hazards and the employer had not provided an educational program to the employee, in order to familiarize the employee with the general principles of fire extinguisher use and the hazards associated with incipient stage firefighting.

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 03, 2023  
\$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:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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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 5 a** Type of Violation: **Serious**

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

Littlejohn Grain, Inc. - Westfield, Illinois: On or about March 29, 2023, April 6, 2023, and April 19, 2023, employees were exposed to injury while operating a forklift without first receiving forklift operator training, consisting of a combination of formal instruction (e.g. lecture, discussion, interactive computer learning, video tape, written material), practical training (demonstrations performed by the trainer and practical exercised performed by the trainee), and evaluation of the operator's performance in the workplace, to cover all the required program training content listed in 1910.178(l).

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 09, 2023  
Proposed Penalty: \$7,813.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.178(q)(7): Industrial trucks were not examined before being placed in service:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about March 29, 2023, April 6, 2023, and April 19, 2023, employees were exposed to injury while operating forklifts, and the employer had not conducted forklift inspections prior to use each day.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 03, 2023  
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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

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

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 21, 2023, employees were exposed to amputation hazards while working around an unguarded rotating screw auger taking soybeans out of Grain Bin #13.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$7,813.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(g)(1)(i): The employer did not issue a permit for entering bins, silos or tanks in the grain handling facility before the employees entered the bins, silos, or tanks:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 21, 2023, employees were exposed to engulfment hazards in Grain Bin #13 at depths ranging from 10-30 feet, and the employer had not issued a permit prior to permitting employees to enter and perform work in Grain Bin #13.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$10,938.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(g)(1)(iv): The employer did not prohibit "walking down grain" and similar practices where the employee walks on grain to make it flow within or out from a grain storage structure, or where an employee is on moving grain:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 21, 2023, employees were exposed to engulfment hazards in Grain Bin #13 at depths ranging from 10-30 feet, and the employer had not prohibited employees from walking down grain to make it flow out of Grain Bin #13.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$10,938.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(g)(2): When entering the grain storage structure from a level at or above the level of the stored grain, employees did not wear a body harness with lifeline, or use a boatswain's chair that met the requirements of Subpart D of this part:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 21, 2023, employees were exposed to engulfment hazards in Grain Bin #13 at depths ranging from 10-30 feet, and the employer had not equipped the employees with a body harness and lifeline, when employees entered Grain Bin #13 from above the level of stored soybeans.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$10,938.00

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:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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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 10 a          Type of Violation: **Serious**

29 CFR 1910.1200(e)(1): The employer did not develop, implement, and/or maintain at the workplace a written hazard communication program which describes how the criteria specified in 29 CFR 1910.1200(f), (g), and (h) will be met:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 22, 2023, employees were exposed chemical hazards including but not limited to: Diesel, Gas, Cool Gard II, Mobil Fleet 15w40, SAE 80W Gear Oil, Re-Lion Cutting and Tapping Fluid, Acetylene, and HY-Bard Transmission Fluid, and the employer had not developed, implemented, and maintained at the workplace a written hazard communication program, which described how the criteria for paragraph (f) labels and other forms of warning, (g) safety data sheets, and (h) employee information and training would be met.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: **August 09, 2023**  
Proposed Penalty: **\$7,813.00**

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:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

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

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 22, 2023, employees were exposed chemical hazards including but not limited to: Diesel, Gas, Cool Gard II, Mobil Fleet 15w40, SAE 80W Gear Oil, Re-Lion Cutting and Tapping Fluid, Acetylene, and HY-Bard Transmission Fluid, and the employer had not developed a list of the hazardous chemicals known to be present using a product identifier referenced on the appropriate safety data sheet.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 09, 2023
Proposed Penalty:	\$0.00



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.1200(f)(6): The employer did not ensure that each container of hazardous chemicals in the workplace were labeled, tagged or marked in accordance with (f)(6)(i) or (f)(6)(ii):

Littlejohn Grain, Inc. - Westfield, Illinois: On or about April 12, 2023, employees were exposed to chemical hazards, and the employees utilized a container of WD-40, which was not labeled, tagged or marked with either:

- a. Information specified with product identifier, signal word, hazard statement, pictograms, and precautionary statement or
- b. Product identifier and words, pictures, symbols, or combination thereof which provides at least general information regarding the hazards of the chemical.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:      August 03, 2023  
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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.1200(g)(1): Employers did not have a safety data sheet in the workplace for each hazardous chemical which they use:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 22, 2023, employees were exposed to chemical hazards including but not limited to: Diesel, Gas, Cool Gard II, Mobil Fleet 15w40, SAE 80W Gear Oil, Re-Lion Cutting and Tapping Fluid, Acetylene, and HY-Bard Transmission Fluid, and the employer did not have a safety data sheet in the workplace for each hazardous chemical used by the employer.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 09, 2023
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:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(g)(1)(ii): Prior to entry, all mechanical, electrical, hydraulic, and pneumatic equipment which presented a danger to employees inside grain storage structures in the grain handling facility were not disconnected, locked out and tagged, blocked-off, or otherwise prevented from operating by other equally effective means or methods:

Littlejohn Grain, Inc. - Westfield, Illinois: The employer does not ensure the hazardous energy sources associated with Grain Bin #13 are deenergized, locked out, blocked out, or prevented from operating. This violation most recently occurred on or about February 21, 2023, when employees were exposed to amputation and engulfment hazards in Grain Bin #13 at depths ranging from 10-30 feet, and the employer did not de-energize and lockout out the screw auger.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 03, 2023  
Proposed Penalty: \$93,755.00

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

**Inspection Number:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(g)(6): Employees at the grain handling facility entered bins, silos, or tanks underneath a bridging condition, or where a buildup of grain products on the side could fall and bury them:

Littlejohn Grain, Inc. - Westfield, Illinois: The employer does not ensure each employee is protected from engulfment hazards prior to permitting work in grain bins. This violation most recently occurred on or about February 21, 2023, when employees were exposed to engulfment hazards in Grain Bin #13 at depths ranging from 10-30 feet, while attempting to unclog the outer sump hole.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$93,755.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(g)(1)(iii): The atmosphere within a bin, silo, or tank in the grain handling facility was not tested for oxygen content prior to employee entry:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 21, 2023, employees performed work in Grain Bin #13, and the employer had not tested for oxygen content prior to entry.

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 03, 2023  
\$877.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(j)(1): The employer did not develop and implement a written housekeeping program that established the frequency and the method(s) determined best to reduce accumulations of fugitive grain dust on ledges, floors, equipment, and other exposed surfaces:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 22, 2023, employees performed work at the grain handling facility in Westfield, Illinois, on a daily basis, and the employer had not developed and implemented a written housekeeping program that established the frequency and methods determined best to reduce the accumulation of fugitive grain dust on ledges, floors, equipment, and other exposed surfaces.

Date By Which Violation Must be Abated:  
Proposed Penalty:

August 09, 2023  
\$877.00

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:** 1652236  
**Inspection Date(s):** 02/22/2023 - 07/13/2023  
**Issuance Date:** 07/25/2023



**Citation and Notification of Penalty**

**Company Name:** Littlejohn Grain, Inc.  
**Inspection Site:** 620 East State Street, Westfield, IL 62474

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

29 CFR 1910.272(m)(1)(i): Preventive maintenance procedures in the grain handling facility were not implemented to provide regularly scheduled inspections of the mechanical and safety control equipment associated with dryers, grain stream processing equipment, dust collection equipment including filter collectors, and bucket elevators:

Littlejohn Grain, Inc. - Westfield, Illinois: On or about February 22, 2023, employees performed work at the grain handling facility in Westfield, Illinois, on a daily basis, and the employer had not conducted regularly scheduled inspections of at least the mechanical and safety control equipment associated with dryers, grain stream processing equipment, dust collection equipment including filter collectors, and bucket elevators.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: August 09, 2023  
Proposed Penalty: \$877.00

*for Trish Rankin*  
\_\_\_\_\_  
**Edward Marshall**  
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  
5003 West American Prairie Drive  
Peoria, IL 61615



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**INVOICE /  
DEBT COLLECTION NOTICE**

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**Company Name: Littlejohn Grain, Inc.**  
**Inspection Site: 620 East State Street, Westfield, IL 62474**  
**Issuance Date: 07/25/2023**

Summary of Penalties for Inspection Number: 1652236

Citation 1 Item 1, Serious	\$7,813.00
Citation 1 Item 2, Serious	\$4,687.00
Citation 1 Item 3, Serious	\$7,813.00
Citation 1 Item 4a, Serious	\$6,250.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$7,813.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 6, Serious	\$7,813.00
Citation 1 Item 7, Serious	\$10,938.00
Citation 1 Item 8, Serious	\$10,938.00
Citation 1 Item 9, Serious	\$10,938.00
Citation 1 Item 10a, Serious	\$7,813.00
Citation 1 Item 10b, Serious	\$0.00

Citation 1 Item 10c, Serious	\$0.00
Citation 1 Item 10d, Serious	\$0.00
Citation 1 Item 10e, Serious	\$0.00
Citation 2 Item 1, Willful - Serious	\$93,755.00
Citation 2 Item 2, Willful - Serious	\$93,755.00
Citation 3 Item 1, Other-than-Serious	\$877.00
Citation 3 Item 2, Other-than-Serious	\$877.00
Citation 3 Item 3, Other-than-Serious	\$877.00

**TOTAL PROPOSED PENALTIES: \$272,957.00**

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 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 to collect the unpaid debt.

*Trish Rankin*

*07.25.2023*

*for*

Edward Marshall

Date

Area Director