

U.S. Department of Labor Occupational Safety and Health Administration
7 North Wilkes-Barre Blvd.
Suite 410, The Stegmaier Building,
Wilkes Barre, PA 18702



09/07/2023

Custom Container Solutions, LLC
and its successors
201 North Industrial Park Road
Milton, PA 17847

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (570) 826-6538.

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. If you have any dispute with the accuracy of the information displayed, please contact this office.

Sincerely,

MARY

REYNOLDS

Mary Reynolds
Area Director

Digitally signed
by MARY
REYNOLDS

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
7 North Wilkes-Barre Blvd.
Suite 410, The Stegmaier Building,
Wilkes Barre, PA 18702



Citation and Notification of Penalty

To:

Custom Container Solutions, LLC
and its successors
201 North Industrial Park Road
Milton, PA 17847

Inspection Number: 1658301**Inspection Date(s):** 03/22/2023 - 09/05/2023**Issuance Date:** 09/07/2023**Inspection Site:**

201 North Industrial Park Road
Milton, PA 17847

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 (570) 826-6538. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 09/07/2023. The conference will be held by telephone or at the OSHA office located at 7 North Wilkes-Barre Blvd., Suite 410, The Stegmaier Building,, Wilkes Barre, PA 18702 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1658301

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847
Issuance Date: 09/07/2023

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, 7 North Wilkes-Barre Blvd., Suite 410, The Stegmaier Building, Wilkes Barre, PA 18702.**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

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

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

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

Inspection Number: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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 1 a Type of Violation: **Serious**

29 CFR 1910.134(c)(1): A written respiratory protection program that included the provisions in 29 CFR 1910.134(c)(1)(i) - (ix) with worksite-specific procedures was not established and implemented for required respirator use:

a) Spray booths- Painters were required to wear respirators when painting and the employer did not establish a written respiratory protection program, on or about March 22, 2023.

Abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 25, 2023
\$8,929.00

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: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.134(d)(3)(iii)(B)(2): The employer did not implement a change schedule for respirators not equipped with an End of Service Life Indicator that would ensure cartridges were changed before the end of their service life:

a) Paint Department- Employees were required to wear respirators when painting and the employer did not implement a change schedule for cartridges, on or about March 22, 2023.

Abatement certification required.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 25, 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: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employee's ability to use a respirator before the employee was fit tested or required to use the respirator in the workplace:

a) Painting Department- Employees required to wear respirators while working in the spray booth were not provided with medical evaluations, on or about March 22, 2023.

Abatement certification and documentation required.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 25, 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: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.134(f)(2): The employer did not ensure that an employee using a tight-fitting respirator was fit tested prior to initial use of the respirator, whenever a different respirator facepiece was used, and at least annually thereafter:

a) Paint Department- The employer did not ensure fit testing was conducted prior to initial use for employees required to wear respirators, on or about March 22, 2023.

Abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 25, 2023
\$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: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.134(h)(1): Respirators were not cleaned and disinfected using the procedures in Appendix B-2 of 29 CFR 1910.134 or equivalent procedures recommended by the respirator manufacturer:

a) Paint Department- Employees were required to wear respirators and the respirators were not cleaned and disinfected in accordance with the manufacturer, on or about March 22, 2023.

Abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$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: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.134(h)(2)(i): Respirators were not stored to protect them from damage, contamination, dust, sunlight, extreme temperatures, excessive moisture, and damaging chemicals or were not packed or stored to prevent deformation of the facepiece and exhalation valve:

a) Painting Department- Employees were required to wear a half-mask respirator and the respirators were not stored to protect the facepiece and exhalation valve, on or about March 22, 2023.

Abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$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: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.134(k): The employer did not provide comprehensive, understandable training which did not occur annually and/or more often if necessary:

a) Paint Department: Employees were required to wear respirators when painting and the employer did not provide training on their use, on or about March 22, 2023.

Abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 25, 2023
\$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: 1658301
Inspection Date(s): 03/22/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

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

a) Production Area- Employees worked with hazardous chemicals, including, but not limited to, iron oxide and acetone, and the employer did not ensure training was provided at initial assignment or when a new hazard was introduced, on or about March 22, 2023.

Abatement certification required.

The employer, Custom Container Solutions, LLC, was previously cited for a violation of an equivalent Occupational Safety and Health Standard, 1910.1200(h)(3)(iv), which was contained in OSHA inspection number 1331956, citation number 02, item number 1, and was affirmed as a final order on August 30, 2018, with respect to a workplace location at 391 Wolfland Road, Lewisburg, Pennsylvania.

Date By Which Violation Must be Abated:

October 02, 2023

Proposed Penalty:

\$6,696.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.95(d)(1): When information indicated that any employee's exposure equaled or exceed the 8-hour time-weighted average of 85 decibels, the employer did not develop and implement a monitoring program:

- a) Welding Area- The employer did not establish a monitoring program for employees exposed to noise levels of 90.4 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- b) Welding Area- The employer did not establish a monitoring program for employees exposed to noise levels of 93.1 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- c) Welding Area- The employer did not establish a monitoring program for employees exposed to noise levels of 92.9 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- d) Welding Area- The employer did not establish a monitoring program for employees exposed to noise levels of 91.9 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.

Corrected during inspection.

The employer, Custom Container Solutions, LLC, was previously cited for a violation of this Occupational Safety and Health Standard, which was contained in OSHA inspection number 1456546, citation number 1, item number 1b, and was affirmed as a final order on April 30, 2020.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$22,324.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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 2 a Type of Violation: **Repeat - Serious**

29 CFR 1910.95(g)(5)(i): The employer did not establish, within 6 months of an employee's first exposure at or above the action level, a valid baseline audiogram against which subsequent audiograms can be compared:

- a) Welding Area- The employer did not establish baseline audiograms for employees exposed to noise levels of 90.4 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- b) Welding Area- The employer did not establish baseline audiograms for employees exposed to noise levels of 93.1 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- c) Welding Area- The employer did not establish baseline audiograms for employees exposed to noise levels of 92.9 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- d) Welding Area- The employer did not establish baseline audiograms for employees exposed to noise levels of 91.9 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.

Abatement certification and documentation required.

The employer, Custom Container Solutions, LLC, was previously cited for a violation of an equivalent Occupational Safety and Health Standard, 1910.95(g)(1), which was contained in OSHA inspection number 1456546, citation number 01, item number 1b, and was affirmed as a final order on April 30, 2020, with respect to a workplace location at 391 Wolfland Road, Lewisburg, Pennsylvania.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: **October 25, 2023**
Proposed Penalty: **\$22,324.00**

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.95(g)(6): At least annually after obtaining the baseline audiogram, the employer did not obtain a new audiogram for each employee exposed at or above an 8-hour time-weighted average of 85 decibels:

- a) Welding Area- The employer did not conduct annual audiograms for employees exposed to noise levels of 90.4 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- b) Welding Area- The employer did not conduct annual audiograms for employees exposed to noise levels of 93.1 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.
- c) Welding Area- The employer did not conduct annual audiograms for employees exposed to noise levels of 92.9 decibels on the A-weighted scale (dBA) as an eight-hour time-weighted average, on or about March 22, 2023.

Abatement certification and documentation required.

The employer, Custom Container Solutions, LLC, was previously cited for a violation of an equivalent Occupational Safety and Health Standard, 1910.95(g)(1), which was contained in OSHA inspection number 1456546, citation number 01, item number 1b, and was affirmed as a final order on April 30, 2020, with respect to a workplace location at 391 Wolfland Road, Lewisburg, Pennsylvania.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 25, 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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

- a) Welding Area- While welding and using tools, employees were exposed to noise levels greater than 85 dBA and were not provided training annually for noise, on or about March 22, 2023.

Abatement certification and documentation required.

The employer, Custom Container Solutions, LLC, was previously cited for a violation of an equivalent Occupational Safety and Health Standard, 1910.95(k)(1), which was contained in OSHA inspection number 1456546, citation number 01, item number 1c, and was affirmed as a final order on April 30, 2020, with respect to a workplace location at 391 Wolfland Road, Lewisburg, Pennsylvania.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 25, 2023
Proposed Penalty:	\$22,324.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.95(k)(3): The employer did not ensure that each employee exposed to noise at or above an 8-hour time weighted average of 85 decibels was trained and informed of the information included in sections k(3)(i) through k(3)(iii):

a) Welding Area- While welding and using tools, employees were exposed to noise levels greater than 85 dBA and were not provided training on the effects of noise, use and care of hearing protection, and purpose of audiometric testing.

Abatement certification and documentation required.

The employer, Custom Container Solutions, LLC, was previously cited for a violation of an equivalent Occupational Safety and Health Standard, 1910.95(k)(1), which was contained in OSHA inspection number 1456546, citation number 01, item number 1c, and was affirmed as a final order on April 30, 2020, with respect to a workplace location at 391 Wolfland Road, Lewisburg, Pennsylvania.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 25, 2023
Proposed Penalty:	\$0.00



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.134(d)(1)(iii): The employer did not identify and evaluate the respiratory hazard(s) in the workplace; including a reasonable estimate of employee exposures to respiratory hazards and identification of the contaminant's chemical state and physical form:

a) Production Area- Employees were exposed to inhalation hazards from various metals and paints including, but not limited to, iron oxide and acetone, and the employer did not evaluate the respiratory hazard, on or about March 22, 2023.

Abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 12, 2023
\$0.00

MARY
REYNOLDS

Digitally signed
by MARY
REYNOLDS

Mary Reynolds
Area Director

U.S. Department of Labor
 Occupational Safety and Health Administration
 7 North Wilkes-Barre Blvd.
 Suite 410, The Stegmaier Building,
 Wilkes Barre, PA 18702



**INVOICE /
 DEBT COLLECTION NOTICE**

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847
Issuance Date: 09/07/2023

Summary of Penalties for Inspection Number: 1658301

Citation 1 Item 1a, Serious	\$8,929.00
Citation 1 Item 1b, Serious	\$0.00
Citation 1 Item 1c, Serious	\$0.00
Citation 1 Item 1d, Serious	\$0.00
Citation 1 Item 1e, Serious	\$0.00
Citation 1 Item 1f, Serious	\$0.00
Citation 1 Item 1g, Serious	\$0.00
Citation 1 Item 2, Serious	\$6,696.00
Citation 2 Item 1, Repeat - Serious	\$22,324.00
Citation 2 Item 2a, Repeat - Serious	\$22,324.00
Citation 2 Item 2b, Repeat - Serious	\$0.00
Citation 2 Item 3a, Repeat - Serious	\$22,324.00
Citation 2 Item 3b, Repeat - Serious	\$0.00
Citation 3 Item 1, Other-than-Serious	\$0.00

TOTAL PROPOSED PENALTIES: **\$82,597.00**

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: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

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

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

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

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

MARY
REYNOLDS



Digitally signed by
MARY REYNOLDS

9/7/23

Mary Reynolds

Date

Area Director

U.S. Department of Labor Occupational Safety and Health Administration
7 North Wilkes-Barre Blvd.
Suite 410, The Stegmaier Building,
Wilkes Barre, PA 18702



09/07/2023

Custom Container Solutions, LLC
and its successors
201 North Industrial Park Road
Milton, PA 17847

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (570) 826-6538.

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. If you have any dispute with the accuracy of the information displayed, please contact this office.

Sincerely,

MARY

REYNOLDS

Mary Reynolds
Area Director

Digitally signed
by MARY
REYNOLDS

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
7 North Wilkes-Barre Blvd.
Suite 410, The Stegmaier Building,
Wilkes Barre, PA 18702



Citation and Notification of Penalty

To:

Custom Container Solutions, LLC
and its successors
201 North Industrial Park Road
Milton, PA 17847

Inspection Number: 1655395**Inspection Date(s):** 03/08/2023 - 09/05/2023**Issuance Date:** 09/07/2023**Inspection Site:**

201 North Industrial Park Road
Milton, PA 17847

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 (570) 826-6538. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 09/07/2023. The conference will be held by telephone or at the OSHA office located at 7 North Wilkes-Barre Blvd., Suite 410, The Stegmaier Building,, Wilkes Barre, PA 18702 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1655395

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847
Issuance Date: 09/07/2023

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, 7 North Wilkes-Barre Blvd., Suite 410, The Stegmaier Building, Wilkes Barre, PA 18702.**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

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

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

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

Inspection Number: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.106(d)(4)(i): Openings into inside storage rooms were not provided with a noncombustible liquid-tight raised sill or ramp at least 4 inches in height, the floor was not at least 4 inches below the surrounding floor, nor was there an open-grated trench inside of the room which drained to a safe location:

a) Mixing Room: The room used for storage of flammable liquids, including but not limited to acetone and various paints, was not equipped with a liquid tight raised sill of at least four (4) inches or an open grated trench, exposing employees mixing paint to a fire hazard, on or about March 22, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

October 03, 2023
\$11,162.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.106(e)(2)(ii)(b)(2): The quantity of Category 2, 3, or 4 flammable liquid located outside of an inside storage room or storage cabinet in a building or in any one fire area of a building exceeded 120 gallons:

- a) Main Production Area: Approximately 1,100 gallons of category 3 flammable paint in 55-gallon drums, including Commercial Performance Coatings (ALK-300), Bright Orange 3.3 VOC, acrylic enamel, and acetone, that are each labeled as flammable liquids were stored in the production area, and not in an approved storage room, which exposed employees to the potential for serious burns or death from a fire, on or about March 13, 2023.
- b) Inside the Outside Paint Booth Building: Approximately 1,100 gallons of category 3 flammable paint in 55-gallon drums, including Commercial Performance Coatings (ALK-300), Bright Orange 3.3 VOC, acrylic enamel, and acetone, were stored near the paint booth, and not in an approved storage room, which exposed employees to the potential for serious burns or death from a fire, on or about March 28, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$15,625.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.107(b)(5)(ii): Discarded filter pads and filter rolls were not immediately removed to a safe, well-detached location, or placed in a water-filled metal container and disposed of at the close of the day's operation when not maintained completely in water:

a) Production Area: Discarded filter pads that had been used for spraying with flammable liquids were not immediately removed to a safe, well-detached location, or placed in a water-filled metal container, which exposed employees to serious injury from a fire, on or about March 22, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$8,929.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.107(f)(3): Sprinklers protecting spraying areas were not kept as free from deposits as practical:

a) Small Can Spray Booths: The sprinkler heads in the spray booth were covered in material, including paint overspray, which exposed employees to a fire and explosion hazard, on or about March 28, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$15,625.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.107(g)(2): All spraying areas were not kept as free from the accumulation of deposits of combustible residues as practical:

- a) Small Can Paint Booth: The floor and walls of the paint booth were covered in overspray of combustible residue, exposing employees to a fire hazard, on or about March 22, 2023.
- b) Line 1 Paint Booth: The floor and walls of the paint booth were covered in overspray of combustible residue, exposing employees to a fire hazard, on or about March 22, 2023.
- c) Outside Paint Booth: The floor and walls of the spray booth were covered in overspray of combustible residue, exposing employees to a fire and explosion hazard, on or about March 28, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$15,625.00



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.132(d)(1): The employer did not assess the workplace to determine if hazards are present, or are likely to be present, which necessitate the use of personal protective equipment (PPE):

- a) 201 N. Industrial Park Drive, Milton, PA: The employer did not conduct an adequate assessment of the workplace to determine the hazards that were present that necessitated the use of personal protective equipment (e.g., welding goggles and welding helmets) for employees exposed to eye and face injury while performing plasma cutting operations, on or about March 8, 2023.
- b) 201 N. Industrial Park Drive, Milton, PA: The employer did not conduct an adequate assessment of the workplace to determine the hazards that were present that necessitated the use of personal protective equipment (e.g., gloves) for employees exposed to hand injury while handling metal with sharp edges, on or about March 8, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated: September 19, 2023
Proposed Penalty: \$13,394.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.147(c)(1): The employer did not establish a program consisting of an energy control procedure, employee training, and periodic inspections to ensure that, before employees performed servicing or maintenance on a machine or equipment where the unexpected energizing, startup or release of stored energy, could occur and cause injury, the machine or equipment was isolated from the energy source and rendered inoperative:

a) 201 N. Industrial Park Road, Milton, PA: An energy control program that included written machine specific lockout procedures, authorized employee training, and periodic inspections, had not been developed and implemented for employees who performed service and maintenance on press brakes, saws, shears, and other industrial machinery, which resulted in employee exposure to amputation and electrical shock or electrocution hazards, on or about March 8, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

October 03, 2023
\$11,162.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.160(b)(6): Fixed extinguishing systems were not inspected annually by a person knowledgeable in the design and function of the system to assure that the system is maintained in good operating condition:

a) Outside Paint Booth Building: The fire extinguishing system for the paint booth, in which flammable liquids were sprayed, had not been inspected since October of 2020, which resulted in employee exposure to fire and explosion hazards, on or about March 28, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: September 19, 2023
Proposed Penalty: \$11,162.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.178(c)(2)(iii): Power-operated industrial trucks, other than those approved and designated as EX, were used in atmospheres containing any of the chemicals referenced in this section, which includes acetone, in quantities sufficient to produce explosive or ignitable mixtures either continuously, intermittently, or periodically under normal operating conditions:

- a) Small Container Paint Booth: An employee operated a non-EX rated Hyster propane forklift in a paint booth where flammable liquids, including but not limited to acetone, were sprayed intermittently throughout the work shift, exposing employees to a fire and explosion hazard, on or about March 8, 2023.
- b) Outside Paint Booth Building: Employees operated a non-EX rated Clark propane forklift and a non-EX rated Hyster diesel fueled forklift in a paint booth where flammable liquids, including but not limited to acetone, were sprayed intermittently throughout the work week in quantities sufficient enough to produce explosive or ignitable mixtures, on or about March 28, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$15,625.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.179(b)(5): The rated load of crane(s) was not plainly marked on each side of the crane:

- a) Line #2 Door Station: A Pittsburg hoist that was mounted to an overhead structure and used as an overhead crane was not marked to indicate its maximum load capacity, exposing employees to crushing hazards, on or about March 28, 2023.
- b) Overhead Crane #7: The Harrington bridge crane in the back of the production area was not marked to indicate its maximum load capacity, exposing employees to crushing hazards, on or about May 2, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

October 03, 2023
\$8,929.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 11 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 the point of operation, ingoing nip points, rotating parts, flying chips and sparks:

- a) Production Area: The Hyd-Mech S-20A horizontal band saw, serial number 8B0216814T, employees were exposed to an unguarded portion of the blade not used for cutting, which could result in an amputation injury, on or about March 8, 2023.
- b) Production Area: The Hyd-Mech S-20A horizontal band saw, serial number 8B0711218, employees were exposed to an unguarded portion of the blade not used for cutting, which could result in an amputation injury, on or about March 8, 2023.
- c) Production Area: The Hyd-Mech S-23A horizontal band saw, serial number XA1103263, employees were exposed to an unguarded portion of the blade not used for cutting, which could result in an amputation injury, on or about March 8, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$11,162.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s):

- a) Fabrication Area: Employees were exposed to an amputation hazard while operating the Pacific hydraulic press brake, model 400, serial number 3972, which was not equipped with point of operation guarding, on or about March 8, 2023.
- b) Fabrication Area: An employee was exposed to an amputation hazard while operating the green Pacific hydraulic press brake, model J90, which was not equipped with point of operation guarding, on or about March 8, 2023.
- c) Fabrication Area: An employee was exposed to an amputation hazard while operating the white Pacific hydraulic press brake, model J90, which was not equipped with point of operation guarding, on or about March 8, 2023.
- d) Fabrication Area: Employees were exposed to a crushing and amputation hazard while operating the Cincinnati shear, model 500 (white), which was not equipped with adequate point of operation guarding for the blade and hold down clamps, on or about March 8, 2023.
- e) Fabrication Area: Employees were exposed to a crushing and amputation hazard while operating the Cincinnati shear, model 1812G (green), which was not equipped with adequate point of operation guarding for the blade and hold down clamps, on or about March 8, 2023.
- f) Fabrication Area: Employees were exposed to a crushing and amputation hazard while operating the Accu-Shear machine, which was not equipped with adequate point of operation guarding for the blade and hold down clamps, on or about March 8, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: October 03, 2023
Proposed Penalty: \$15,625.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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 13 a Type of Violation: **Serious**

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

- a) Production Area: Unguarded pulleys on a fan motor for the small can paint booth ventilation system, that are located behind the paint booth control panel, exposed employees to caught in hazards, on or about March 22, 2023.
- b) Production Area: Unguarded pulleys on a fan motor for the small can paint booth ventilation system, that were located adjacent to the main aisleway between line 1 and the small can line, exposed employees to caught in hazards, on or about March 22, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$8,929.00

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

Inspection Number: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.242(b): Compressed air used for cleaning purposes was not reduced to less than 30 psi:

a) Line #2 Finish Area: Employees were exposed to puncture and injection hazards while using compressed air discharged from a trigger actuated air nozzle (gun) that was not reduced to less than 30 psi, on or about March 22, 2023.

b) Small Can Finish Area: Employees were exposed to puncture and injection hazards while using compressed air discharged from a trigger actuated air nozzle (gun) that was not reduced to less than 30 psi, on or about March 22, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$8,929.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 15 Type of Violation: **Serious**

29 CFR 1910.252(b)(2)(i)(B): Goggles or other suitable eye protection were not used during all gas welding or oxygen cutting operations:

a) Fabrication Department: Appropriate eye and face protection was not used during CNC plasma cutting operations, which exposed employees to eye and face injuries, on or about March 22, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$13,394.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 16 Type of Violation: **Serious**

29 CFR 1910.252(b)(2)(iii): Workers and other persons adjacent to the welding area were not protected from the welding rays by noncombustible or flameproof screens or shields or were not required to wear appropriate goggles, to protect them from the rays:

a) Welding Areas: Employees performing work in and adjacent to the welding areas, were not protected from UV hazards associated with welding arcs by use of screens or appropriate eye protection on or about March 8, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

October 03, 2023
\$13,394.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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 18 a Type of Violation: **Serious**

29 CFR 1910.303(b)(1): Electrical equipment was not free from recognized hazards that were likely to cause death or serious physical harm to employees:

a) Outside Paint Booth Building: A broken wire on a light fixture along the outside of the paint booth exposed employees to an electric shock hazard, on or about March 28, 2023.

CORRECTED DURING INSPECTION

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$11,162.00

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

Inspection Number: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 18 b Type of Violation: **Serious**

29 CFR 1910.305(b)(1)(i): Conductors entering cutout boxes, cabinets, or fittings were not protected from abrasions:

a) Outside Paint Booth Building: The conductors for a light fixture mounted on the outside of the paint booth had been pulled from the junction box and were not protected from abrasion, which exposed employees to an electric shock hazard, on or about March 28, 2023.

CORRECTED DURING INSPECTION

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 19 Type of Violation: **Serious**

29 CFR 1910.303(b)(7)(i): Unused openings in boxes, raceways, auxiliary gutters, cabinets, equipment cases, or housings were not effectively closed to afford protection substantially equivalent to the wall of the equipment:

a) Production Area: An unused opening in a 480-volt AC control panel for the conveyor on the white Cincinnati shear exposed employees to an electric shock hazard, on or about March 8, 2023.

CORRECTED DURING INSPECTION

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$11,162.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 20 Type of Violation: **Serious**

29 CFR 1910.303(g)(1)(i)(A): For electric equipment operating at 600 volts, nominal, or less to ground, and likely to require examination, adjustment, servicing, or maintenance while energized, the depth of the working space in the direction of access to live parts (as measured from the live parts where they were exposed or from the enclosure front or opening where they were enclosed) was less than indicated in Table S-1 of Subpart S of Part 1910:

a) Production Area: A 480-volt electrical panel box containing over current protection devices (circuit breakers) was blocked by several unfinished metal containers, which prevented safe and timely access, exposing employees to electrical shock hazards, on or about March 28, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$6,696.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

Citation 1 Item 21 Type of Violation: **Serious**

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and/or cables were used as a substitute for the fixed wiring of a structure:

- a) Line 1 Welding Stations: Extension cords were improperly used to provide power to multiple permanently installed cord reels attached overhead to moveable arms, which exposed employees to an electric shock hazard, on or about March 22, 2023.
- b) Line 2 Welding Stations: Extension cords were improperly used to provide power to multiple permanently installed cord reels attached overhead to moveable arms, which exposed employees to an electric shock hazard, on or about March 22, 2023.
- c) Line 2 Door Station Crane/Hoist: Extension cords were improperly used to provide power to a permanently installed Pittsburgh Automotive electric hoist, which exposed employees to an electric shock hazard, on or about March 28, 2023.
- d) Small Can Welding Stations: Extension cords were improperly used to provide power to multiple permanently installed cord reels attached overhead to moveable arms, which exposed employees to an electric shock hazard, on or about March 22, 2023.
- e) Small Can Scale Area: An extension cord was improperly used to provide power to the 4x4 pallet scale installed just outside the small can paint booth, which exposed employees to an electric shock hazard, on or about March 22, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$11,162.00

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: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.252(b)(2)(i)(A): Helmets or hand shields were not used during all arc welding or arc cutting operations:

- a) Tack Station: Employees performed welding operations, including tacking of mild steel with a MIG welder, without proper eye protection and face protection, which exposed the employees to eye and face burn injuries, on or about March 22, 2023.
- b) Line 1: Employees performed welding operations, including tacking of mild steel with a MIG welder, without proper eye protection and face protection, which exposed the employees to eye and face burn injuries, on or about March 22, 2023.
- c) Line 2: An employee performed welding operations, including tacking of mild steel with a MIG welder, without proper eye protection and face protection, which exposed the employee to eye and face burn injuries, on or about March 22, 2023.
- d) Production Area: Multiple employees were observed performing welding operations, including tacking of mild steel with a MIG welder, without proper eye and face protection, which exposed the employees eye and face burn injuries, on or about May 2, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTATION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$133,932.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1910.132(h)(1): The employer did not provide the protective equipment, including personal protective equipment (PPE), used to comply with this part, at no cost to employees:

a) 201 N. Industrial Park Road, Milton, PA: The employer required employees to provide their own welding helmets or purchase one from the company, on or about March 8, 2023.

ABATEMENT CERTIFICATION AND DOCUMENTION REQUIRED

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 19, 2023
Proposed Penalty:	\$11,162.00

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: 1655395
Inspection Date(s): 03/08/2023 - 09/05/2023
Issuance Date: 09/07/2023



Citation and Notification of Penalty

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847

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

29 CFR 1904.29(b)(1): A Log of all recordable work-related injuries and illnesses (OSHA Form 300 or equivalent), was not completed in the detail as required by the regulation:

a) Milton, PA: The employer did not list the injury or parts of the body effected in column F for each employee listed on the 300 log for 2023. The last documented injury occurred on or about March 13, 2023.

ABATEMENT CERTIFICATION REQUIRED

Date By Which Violation Must be Abated:
Proposed Penalty:

September 19, 2023
\$2,232.00

MARY
REYNOLDS Digitally signed
by MARY
REYNOLDS

Mary Reynolds
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
7 North Wilkes-Barre Blvd.
Suite 410, The Stegmaier Building,
Wilkes Barre, PA 18702



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Custom Container Solutions, LLC
Inspection Site: 201 North Industrial Park Road, Milton, PA 17847
Issuance Date: 09/07/2023

Summary of Penalties for Inspection Number: 1655395

Citation 1 Item 1, Serious	\$11,162.00
Citation 1 Item 2, Serious	\$15,625.00
Citation 1 Item 3, Serious	\$8,929.00
Citation 1 Item 4, Serious	\$15,625.00
Citation 1 Item 5, Serious	\$15,625.00
Citation 1 Item 6, Serious	\$13,394.00
Citation 1 Item 7, Serious	\$11,162.00
Citation 1 Item 8, Serious	\$11,162.00
Citation 1 Item 9, Serious	\$15,625.00
Citation 1 Item 10, Serious	\$8,929.00
Citation 1 Item 11, Serious	\$11,162.00
Citation 1 Item 12, Serious	\$15,625.00
Citation 1 Item 13a, Serious	\$8,929.00
Citation 1 Item 13b, Serious	\$0.00
Citation 1 Item 14, Serious	\$8,929.00
Citation 1 Item 15, Serious	\$13,394.00
Citation 1 Item 16, Serious	\$13,394.00
Citation 1 Item 17a, Serious	\$15,625.00
Citation 1 Item 17b, Serious	\$0.00
Citation 1 Item 18a, Serious	\$11,162.00
Citation 1 Item 18b, Serious	\$0.00
Citation 1 Item 19, Serious	\$11,162.00
Citation 1 Item 20, Serious	\$6,696.00
Citation 1 Item 21, Serious	\$11,162.00
Citation 2 Item 1, Willful - Serious	\$133,932.00
Citation 2 Item 2, Willful - Other	\$11,162.00
Citation 3 Item 1, Other-than-Serious	\$2,232.00

TOTAL PROPOSED PENALTIES: **\$401,804.00**

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: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

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

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

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

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

MARY
REYNOLDS

Digitally signed by
MARY REYNOLDS

9/7/23

Mary Reynolds

Date

Area Director