

**U.S. Department of Labor** Occupational Safety and Health Administration  
5104 N Francis Avenue, Suite 200  
Oklahoma City, OK 73118



02/21/2024

LMI Finishing, Inc., dba Sonaca North America  
and its successors  
2104 N 170th E Ave  
Tulsa, OK 74116

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 (405) 608-4160.

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

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

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

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Steven A. Kirby". The signature is stylized and written in cursive.

**Steven A. Kirby**  
Area Director

Enclosures

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
5104 N Francis Avenue, Suite 200  
Oklahoma City, OK 73118



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## Citation and Notification of Penalty

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**To:**  
LMI Finishing, Inc., dba Sonaca North America  
and its successors  
2104 N 170th E Ave  
Tulsa, OK 74116

**Inspection Number:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024

**Inspection Site:**  
16900 Tiger Switch Rd  
Catoosa, OK 74015

*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 (405) 608-4160. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

**Employer Discrimination Unlawful** – The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that

he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

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

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

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



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 02/21/2024. The conference will be held by telephone or at the OSHA office located at 5104 N Francis Avenue, Suite 200, Oklahoma City, OK 73118 on \_\_\_\_\_ at \_\_\_\_\_.

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1694134**

Company Name: LMI Finishing, Inc., dba Sonaca North America  
Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015  
Issuance Date: 02/21/2024

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, 5104 N Francis Avenue, Suite 200, Oklahoma City, OK 73118.**

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.28(b)(3)(ii): The employer did not ensure that each employee be protected from tripping into or stepping into or through any hole that is less than 4 feet (1.2 m) above a lower level by covers or guardrail systems.

On or about August 23, 2023 and at times prior thereto, there were holes located in the grated walking-working surface by the dip tanks. This exposed the employees to a fall hazard.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 18, 2024  
\$9,218.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.28(b)(3)(v)(A): A hinged floor-hole cover that meets the criteria in § 1910.29 and a fixed guardrail system that leaves only one exposed side. When the hole is not in use, the employer must ensure the cover is closed or a removable guardrail system is provided on the exposed sides;

On or about August 23, 2023, and at times prior thereto, the hatchways used to access the pit did not have a guardrail system or other fall protection that complied with A - C of this standard. This exposed the employees to a fall hazard.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	March 18, 2024
Proposed Penalty:	\$9,218.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

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

- a.) On or about August 23, 2023, in the equipment storage area adjacent to the dry oven area in the facility, an exit was blocked by barrels of chemicals and other stored material. This exposed employees to safety hazards.
- b.) On or about August 23, 2023, in the boiler room, the pathway leading to an exit was obstructed with fixed pipes and an elevated concrete step. This exposed employees to safety hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 18, 2024  
\$9,218.00

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:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.107(b)(9): A clear space of not less than 3 feet on all sides was not kept free from storage or combustible construction.

- a.) On or about August 23, 2023, and at times prior thereto, barrels of chemicals were stored within three (3) feet around spray booth 1. This exposed the employees to a fire hazard.
- b.) On or about August 23, 2023, and at times prior thereto, containers of flammable chemicals and combustibles were stored within three (3) feet around the DOT spray booth. This exposed the employees to a fire hazard.
- c.) On or about August 23, 2023, and at times prior thereto, hazardous waste drums and combustibles were stored within three (3) feet around spray booth 2. This exposed the employees to a fire hazard.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	March 18, 2024
Proposed Penalty:	\$11,524.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.124(f): Employees were not knowledgeable of the proper first-aid procedures appropriate to the dipping or coating hazards to which they were exposed.

On or about August 23, 2023, and at times prior thereto, the employer did not ensure employees were knowledgeable of proper first-aid procedures for exposure to sodium hydroxide, hydrofluoric acid, and nitric acid. This exposed employees to health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

April 08, 2024  
\$11,524.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.124(h)(3): Employees working with liquids that could burn, irritate, or otherwise harm their skin were not provided with appropriate first-aid supplies that were located near dipping or coating operations.

On or about August 23, 2023, and at times prior thereto, the employer did not provide proper first aid supplies to employees working with sodium hydroxide, hydrofluoric acid, and nitric acid. This exposed the employees to health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

April 08, 2024  
\$11,524.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.124(h)(4): Employees working with chromic acid were not provided with periodic examinations of their exposed body parts, especially their nostrils.

On or about August 23, 2023, and at times prior thereto, the employer did not provide periodic exams to employees working with chromic acid. This exposed employees to health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

April 08, 2024  
\$11,524.00

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:** 1694134  
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**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

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

- a.) On or about August 23, 2023, at Chem Mil and Chem Film, protective clothing was not required to be worn by employees who made additions or transfers of corrosive or caustic materials to tanks.
- b.) On or about August 23, 2023, at Chem Mil and Chem Film, protective clothing was not required to be worn by employees who added racked parts by crane to dip tanks that contained corrosive or caustic solutions.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	March 18, 2024
Proposed Penalty:	\$11,524.00

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: 1694134  
Inspection Date(s): 08/23/2023 - 12/18/2023  
Issuance Date: 02/21/2024



### Citation and Notification of Penalty

Company Name: LMI Finishing, Inc., dba Sonaca North America  
Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.133(a)(1): The employer did not ensure that each affected employee uses appropriate eye or face protection when exposed to eye or face hazards from flying particles, molten metal, liquid chemicals, acids or caustic liquids, chemical gases or vapors, or potentially injurious light radiation.

- a.) On or about August 23, 2023, at Chem Mil and Chem Film, a face shield was not required to be worn by employees who made additions or transfers of corrosive or caustic materials to tanks.
- b.) On or about August 23, 2023, at Chem Mill and Chem Film, a face shield was not required to be worn by employees who added racked parts by crane to dip tanks that contained corrosive or caustic solutions.

#### **ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	March 18, 2024
Proposed Penalty:	\$11,524.00

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

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**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.138(a):The employer did not select and require employee(s) to use appropriate hand protection when employees' hands were exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasion; punctures; chemical burns; thermal burns; and harmful temperature extremes.

a.) On or about August 23, 2023, at Chem Mil and Chem Film, employees were not required to wear hand protection when working at dip tanks that contained corrosive or caustic solutions.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 18, 2024  
\$11,524.00

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:** 1694134  
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**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1910.146(c)(2): The employer did not inform exposed employees, by posting danger signs or by any other equally effective means, of the existence and location of and the danger posed by permit spaces.

On or about October 13, 2023 and at times prior thereto, permit required confined spaces in building #2 were not identified. This exposed employees to safety and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 18, 2024  
\$16,131.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.146(d)(2): Under the permit-required confined space program required by 29 CFR 1910.146(c)(4), the employer did not identify and evaluate the hazards of permit spaces before employees entered:

- a.) On or about August 23, 2023, and at times prior thereto, the employer did not assess for safety and health hazards prior to employees entering a confined space in building #1.
- b.) On or about October 13, 2023, and at times prior thereto, the employer did not assess for safety and health hazards prior to employees entering a confined space in building #2.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 11, 2024  
\$16,131.00

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

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**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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**Citation 1 Item 13** Type of Violation: **Serious**

29 CFR 1910.146(d)(3)(iii): Under the permit-required confined space program required by 29 CFR 1910.146(c)(4), the employer did not develop and implement the means, procedures, and practices necessary for safe permit space entry operations, including isolating the permit space.

a.) On or about August 23, 2023 and at times prior thereto, where employees were required to enter a confined space in building #1. This exposed employees to safety and health hazards when working in permit required confined spaces.

b.) On or about October 13, 2023 and at times prior thereto, where employees were required to enter a confined space in building #2. This exposed employees to safety and health hazards when working in permit required confined spaces.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

March 11, 2024

Proposed Penalty:

\$16,131.00

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**  
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**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.146(d)(6): Under the permit-required confined space program required by 29 CFR 1910.146(c)(4), the employer did not provide at least one attendant outside the permit space into which entry was authorized for the duration of entry operations.

On or about September 28, 2023, in building #2 dip tank pit area, employees enter to perform work activities and an attendant is not provided outside the permit space for the entire duration of the entry. This exposed employees safety and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 18, 2024  
\$16,131.00

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

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**Citation and Notification of Penalty**

**Company Name: LMI Finishing, Inc., dba Sonaca North America**  
**Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015**

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

29 CFR 1910.146(d)(9): The employer did not develop and implement procedures for summoning rescue and emergency services, for rescuing entrants from permit spaces, for providing necessary emergency services to rescued employees, and/or for preventing unauthorized entry.

a.) On or about August 23, 2023 and at times prior thereto, in building #1 dip tank pit area, employees entered and worked in the confined spaces. This exposed the employees to drowning, entrapment, and hazardous chemical atmospheres.

b.) On or about September 28, 2023 and at times prior thereto, in building #2 dip tank pit area, employees entered and worked in the confined spaces. This exposed employees safety and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

April 08, 2024  
\$16,131.00

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: 1694134  
Inspection Date(s): 08/23/2023 - 12/18/2023  
Issuance Date: 02/21/2024



**Citation and Notification of Penalty**

**Company Name: LMI Finishing, Inc., dba Sonaca North America**  
**Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015**

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

29 CFR 1910.146(e)(1): Before entry was authorized, the employer did not document the completion of measures required by 29 CFR 1910.146(d)(3) by preparing an entry permit.

a.) On or about August 23, 2023 and at times prior thereto, the requirements of generating a confined space entry permit were not complete prior to entering a confined space in building #1. This exposed employees to safety and health hazards.

b.) On or about October 13, 2023 and at times prior thereto, the requirements of generating a confined space entry permit were not complete prior to entering a confined space in building #2. This exposed employees safety and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 11, 2024  
\$16,131.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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Citation 1 Item 17 Type of Violation: **Serious**

29 CFR 1910.146(g)(1): The employer did not provide training so that all employees whose work was regulated by 29 CFR 1910.146 (permit required confined spaces) acquired the understanding, knowledge, and skills necessary for the safe performance of the duties assigned under 29 CFR 1910.146.

On or about August 23, 2023, at the facility, employees entering and working in the dip tank pit confined spaces were not provided the required training. This exposed employees to safety and health hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

April 08, 2024  
\$16,131.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.184(e)(2)(i): Hooks, rings, oblong links, pear shaped links, welds, or mechanical coupling links or other attachments did not have a rated capacity at least equal to that of the alloy steel chain with which they are used.

On or about August 23, 2023, an employee was using a lifting attachment in tank C-1 that did not illustrate its safe lifting capacity. This exposed the employee to a struck-by hazard.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 11, 2024  
\$9,218.00

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: LMI Finishing, Inc., dba Sonaca North America**  
**Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015**

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

29 CFR 1910.303(b)(2): Listed or labeled equipment was not used or installed in accordance with any instructions included in the listing or labeling.

- a.) On or about August 23, 2023, and at times prior thereto, a relocatable power tap was zip-tied to a yellow beam in front of dip tanks in the shop. This exposed employees to electrical hazards.
- b.) On or about August 23, 2023, and at times prior thereto, a relocatable power tap was zip-tied to a grey metal pole next to a desk in the shop across from tank A-10. This exposed employees to electrical hazards.
- c.) On or about August 23, 2023, and at times prior thereto, a relocatable power tap was secured to the wall next to a desk in the shop across from tank A-10. This exposed employees to electrical hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 11, 2024  
\$9,218.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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

29 CFR 1910.305(b)(1)(i): Openings through which conductors entered cutout boxes, cabinets, or fittings were not effectively closed.

a.) On or about August 23, 2023, and at times prior thereto, at the facility, the base plate of a metal electrical fitting was severely corroded, leaving a large opening in the bottom of the electrical enclosure. This exposes employees to electrical hazards.

b.) On or about August 23, 2023, and at times prior thereto, at the facility, an electrical pendent box was observed broken and not effectively closed. This exposes employees to electrical hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 11, 2024  
\$13,828.00

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: LMI Finishing, Inc., dba Sonaca North America**  
**Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015**

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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.

Extension cords (flex wiring) are used as a substitute for fixed wiring, exposing employees to electrical hazards.

a.) On or about August 23, 2023 and at times prior thereto, in the equipment storage area adjacent to the dry oven area in the facility, an extension cord was wrapped around parts of the facility structure and was used as a substitute for fixed wiring. This exposes employees to an electrical hazard.

b.) On or about August 23, 2023 and at times prior there to, in boiler room of the facility, an extension cord was wrapped around parts of the facility structure and was used as a substitute for fixed wiring. This exposes employees to an electrical hazard.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

March 11, 2024

Proposed Penalty:

\$9,218.00

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: 1694134  
Inspection Date(s): 08/23/2023 - 12/18/2023  
Issuance Date: 02/21/2024



**Citation and Notification of Penalty**

**Company Name: LMI Finishing, Inc., dba Sonaca North America**  
**Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015**

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Citation 1 Item 22 Type of Violation: **Serious**

29 CFR 1910.1026(h)(1): A hazard was present or was likely to be present from skin or eye contact with chromium (VI); however, the employer did not provide appropriate personal protective clothing and equipment at no cost to employees, and/or did not ensure that employees used such clothing and equipment.

a.) On or about August 23, 2023, at Chem Mil and Chem Film, employees who made additions or transfers of chromic acid into tanks did not use effective protective equipment, exposing them to the hazards of chromium (VI).

b.) On or about August 23, 2023, at Chem Mil and Chem Film, employees who added racked parts by crane to dip tanks that contained chromic acid did not use effective protective equipment, exposing them to the hazards of chromium (VI).

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

March 18, 2024  
\$11,524.00

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:** 1694134  
**Inspection Date(s):** 08/23/2023 - 12/18/2023  
**Issuance Date:** 02/21/2024



**Citation and Notification of Penalty**

**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015

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Citation 1 Item 23 Type of Violation: **Serious**

29 CFR 1910.1200(f)(6): The employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the information specified under paragraphs (f)(6)(i) through (ii) of this section.

On or about August 23, 2023, behind the paint booths, 55-gallon barrels of chemicals were not properly labeled. This exposes the employees to chemical hazards.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	March 18, 2024
Proposed Penalty:	\$9,218.00

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: LMI Finishing, Inc., dba Sonaca North America**  
**Inspection Site: 16900 Tiger Switch Rd, Catoosa, OK 74015**

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**Citation 2 Item 1** Type of Violation: **Other-than-Serious**

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

- a.) On or about August 23, 2023, the path leading to a fire extinguisher was not readily accessible in the shop. The fire extinguisher was located on a corner isle wall in the middle of the facility. This exposed employees to a fire hazard.
- b.) On or about August 23, 2023, a fire extinguisher was mounted but did not have marking indicating the location of the fire extinguisher. The fire extinguisher was in the breakroom by the administrative offices. This exposed employees to a fire hazard.
- c.) On or about August 23, 2023, a fire extinguisher was not mounted (on the floor). The fire extinguisher was located next to the main door leading into the facility. This exposed employees to a fire hazard.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated: March 11, 2024  
Proposed Penalty: \$1,500.00

  
Steven A. Kirby  
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  
5104 N Francis Avenue, Suite 200  
Oklahoma City, OK 73118




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**INVOICE /  
DEBT COLLECTION NOTICE**

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**Company Name:** LMI Finishing, Inc., dba Sonaca North America  
**Inspection Site:** 16900 Tiger Switch Rd, Catoosa, OK 74015  
**Issuance Date:** 02/21/2024

Summary of Penalties for Inspection Number: 1694134

Citation 1 Item 1, Serious	\$9,218.00
Citation 1 Item 2, Serious	\$9,218.00
Citation 1 Item 3, Serious	\$9,218.00
Citation 1 Item 4, Serious	\$11,524.00
Citation 1 Item 5, Serious	\$11,524.00
Citation 1 Item 6, Serious	\$11,524.00
Citation 1 Item 7, Serious	\$11,524.00
Citation 1 Item 8, Serious	\$11,524.00
Citation 1 Item 9, Serious	\$11,524.00
Citation 1 Item 10, Serious	\$11,524.00
Citation 1 Item 11, Serious	\$16,131.00
Citation 1 Item 12, Serious	\$16,131.00
Citation 1 Item 13, Serious	\$16,131.00
Citation 1 Item 14, Serious	\$16,131.00
Citation 1 Item 15, Serious	\$16,131.00
Citation 1 Item 16, Serious	\$16,131.00
Citation 1 Item 17, Serious	\$16,131.00
Citation 1 Item 18, Serious	\$9,218.00
Citation 1 Item 19, Serious	\$9,218.00
Citation 1 Item 20, Serious	\$13,828.00
Citation 1 Item 21, Serious	\$9,218.00
Citation 1 Item 22, Serious	\$11,524.00
Citation 1 Item 23, Serious	\$9,218.00
Citation 2 Item 1, Other-than-Serious	\$1,500.00

**TOTAL PROPOSED PENALTIES:** **\$284,963.00**

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment

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

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

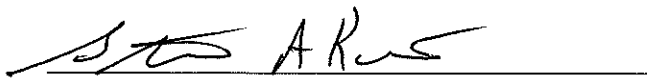
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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

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

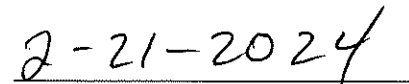
**Interest:** Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent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

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

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



Steven A. Kirby  
Area Director



Date