

**U.S. Department of Labor** Occupational Safety and Health Administration  
100 Tri County Parkway, 3rd Floor North  
Cincinnati, OH 45246



04/10/2024

Faurecia Emissions Control Systems NA, LLC  
and its successors  
2301 Commerce Center Drive  
Franklin, OH 45005

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 (513) 841-4132.

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 blue ink, appearing to read 'Ken E. Montgomery', is written over the typed name and title.

**Ken E. Montgomery**  
Area Director

Enclosures

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
100 Tri County Parkway, 3rd Floor North  
Cincinnati, OH 45246



## Citation and Notification of Penalty

**To:**  
Faurecia Emissions Control Systems NA, LLC  
and its successors  
2301 Commerce Center Drive  
Franklin, OH 45005

**Inspection Number:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024

**Inspection Site:**  
2301 Commerce Center Dr.  
Franklin, OH 45005

*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 (513) 841-4132. 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.

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



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 04/10/2024. The conference will be held by telephone or at the OSHA office located at 100 Tri County Parkway, 3rd Floor North, Cincinnati, OH 45246 on \_\_\_\_\_ at \_\_\_\_\_ . Employees and/or representatives of employees have a right to attend an informal conference.

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1703343**

Company Name: Faurecia Emissions Control Systems NA, LLC  
Inspection Site: 2301 Commerce Center Dr., Franklin, OH 45005  
Issuance Date: 04/10/2024

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, 100 Tri County Parkway, 3rd Floor North, Cincinnati, OH 45246.**

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

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

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

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

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

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

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Title

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

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



**Citation and Notification of Penalty**

**Company Name: Faurecia Emissions Control Systems NA, LLC**  
**Inspection Site: 2301 Commerce Center Dr., Franklin, OH 45005**

---

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

29 CFR 1910.147(c)(6)(i): The employer shall conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirements of this standard are being followed.

(A) The periodic inspection shall be performed by an authorized employee other than the ones(s) utilizing the energy control procedure being inspected.

(B) The periodic inspection shall be conducted to correct any deviations or inadequacies identified.

(C) Where lockout is used for energy control, the periodic inspection shall include a review, between the inspector and each authorized employee, of that employee's responsibilities under the energy control procedure being inspected.

a) On or about October 14, 2023, the employer did not conduct periodic inspections for each energy control procedures at least annually for equipment such as benders, sizers, and presses.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 2024  
\$16,131.00





**Citation and Notification of Penalty**

**Company Name: Faurecia Emissions Control Systems NA, LLC**  
**Inspection Site: 2301 Commerce Center Dr., Franklin, OH 45005**

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 13, 2023, Set-up technician #11 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic for equipment including benders and sizers prior to performing servicing and maintenance tasks such as but not limited to changing wipers on benders, changing blades on benders, changing mandrel cables benders, tooling changeovers on benders, and adjustments on sizers.

On October 26, 2023, Set-up Technician #11 was performing a changeover on Bender 26 and only isolated the electrical power to the machine leaving pneumatic source pressurized thereby not following the energy control procedure for safe control of hazardous energy.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:

May 06, 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.



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 12, 2023, Set-up technician #24 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic energy sources for equipment including but not limited to benders, sizers, and cut offs prior to performing servicing or maintenance activities such as but not limited to setting up collets blocks (guides on benders), changing wipers on benders, changing blades on benders, changing mandrel cables on and performing bender tooling changeovers on benders.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 2024  
\$16,131.00



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 12, 2023, Set-up technician #25 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic energy sources for equipment including but not limited to benders, sizers, and cut offs prior to performing servicing or maintenance activities such as but not limited to setting up collets blocks (guides on benders), changing wipers on benders, changing blades on benders, changing mandrel cables on and performing bender tooling changeovers on benders.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 2024  
\$16,131.00



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 12, 2023, Set-up technician #21 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic energy sources for equipment including but not limited to benders, sizers, and cut offs prior to performing servicing or maintenance activities such as but not limited to setting up collets blocks (guides on benders), changing wipers on benders, changing blades on benders, changing mandrel cables on and performing bender tooling changeovers on benders.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 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:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 13, 2023, bender operator #3 was not trained as an authorized employee in the recognition of applicable hazardous energy sources, methods and means necessary for energy isolation and control prior to changing wipers, blades and clamps, and TPM servicing and maintenance on equipment to include handfed benders.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 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.



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 13, 2023, bender operator #4 was not trained as an authorized employee in the recognition of applicable hazardous energy sources, methods and means necessary for energy isolation and control prior to changing wipers, blades and clamps, and TPM servicing and maintenance on equipment to include handfed benders.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 2024  
\$16,131.00

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

**Inspection Number:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 13, 2023, Bender Operator #10 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic energy sources for equipment including but not limited to benders prior to performing servicing or maintenance activities such as but not limited to changing wipers on benders, changing blades on benders, and performing daily cleaning of benders.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	May 06, 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**  
Occupational Safety and Health Administration

**Inspection Number:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 13, 2023, Gap Leader #13 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic energy sources for equipment including but not limited to benders prior to performing servicing or maintenance activities such as but not limited to changing wipers on benders, changing blades on benders, and performing daily TPM cleaning and maintenance.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

<b>Date By Which Violation Must be Abated:</b>	<b>May 06, 2024</b>
<b>Proposed Penalty:</b>	<b>\$16,131.00</b>

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: 1703343  
Inspection Date(s): 10/14/2023 - 04/02/2024  
Issuance Date: 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 13, 2023, Gap Leader #7 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic energy sources for equipment including but not limited to benders prior to performing servicing or maintenance activities such as but not limited to changing wipers on benders, changing blades on benders, and performing daily TPM cleaning and maintenance.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 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:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(i)(A): The employer shall provide training to ensure that the purpose and function of the energy control program are understood by employees and that the knowledge and skills required for the safe application, usage, and removal of the energy controls are acquired by employees. The training shall include the following:

(A) Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control.

a) On or about October 13, 2023, Gap Leader #23 was not trained as an authorized employee for the proper use of energy control procedures and how to safely shutdown machines and when to isolate energy sources such as electric, pneumatic and hydraulic energy sources for equipment including but not limited to benders prior to performing servicing or maintenance activities such as but not limited to changing wipers on benders, changing blades on benders, and performing daily TPM cleaning and maintenance.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 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:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(7)(iii)(A): Retraining shall be provided for all authorized and affected employees whenever there is a change in their job assignments, a change in machines, equipment or processes that present a new hazard, or when there is a change in the energy control procedures.

a) On or about October 14, 2023, employees did not receive retraining after maintenance technicians performing service and maintenance tasks deviated from the energy control procedures for benders. Maintenance technicians locked E-stops and interlocked doors for cells versus following the documented machine specific lockout procedures.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 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.



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(d):Application of control. The established procedures for the application of energy control (the lockout or tagout procedures) shall cover the following elements and actions and shall be done in the following sequence:

(d)(1) Preparation for shutdown. Before an authorized or affected employee turns off a machine or equipment, the authorized employee shall have knowledge of the type and magnitude of the energy, the hazards of the energy to be controlled, and the method or means to control the energy.

(d)(2) Machine or equipment shutdown. The machine or equipment shall be turned off or shut down using the procedures established for the machine or equipment. An orderly shutdown must be utilized to avoid any additional or increased hazard(s) to employees as a result of the equipment stoppage.

(d)(3) Machine or equipment isolation. All energy isolating devices that are needed to control the energy to the machine or equipment shall be physically located and operated in such a manner as to isolate the machine or equipment from the energy source(s).

(d)(4) Lockout or tagout device application.

(d)(4)(i) Lockout or tagout devices shall be affixed to each energy isolating device by authorized employees.

(d)(4)(ii) Lockout devices, where used, shall be affixed in a manner to that will hold the energy isolating devices in a "safe" or "off" position.

(d)(5) Stored energy.

(d)(5)(i) Following the application of lockout or tagout devices to energy isolating devices, all potentially hazardous stored or residual energy shall be relieved, disconnected, restrained, and otherwise rendered safe.

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:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

(d)(5)(ii) If there is a possibility of reaccumulation of stored energy to a hazardous level, verification of isolation shall be continued until the servicing or maintenance is completed, or until the possibility of such accumulation no longer exists.

(d)(6) Verification of isolation. Prior to starting work on machines or equipment that have been locked out or tagged out, the authorized employee shall verify that isolation and deenergization of the machine or equipment have been accomplished.

a) On or about October 12, 2023, employees were exposed to machine hazards associated with moving parts during changeovers, wiper die changes, clamp changes, blade changes, TPMs, and the cleaning of benders. The employer did not ensure employees implemented energy control application steps (d)(1) through (d)(6) prior to conducting servicing and maintenance on equipment.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 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.



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.212(a)(1): Types of guarding. One or more methods of machine guarding shall be provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks. Examples of guarding methods are-barrier guards, two-hand tripping devices, electronic safety devices, etc.

- a) On or about October 14, 2023, located in the Bending Area, employees operated an Addition Manufacturing handfed Bender #31 that was not guarded to protect the employees from moving parts of the bender exposing the employees to caught-between and struck-by hazards. On October 14, 2023, Employee #1 was placing cardboard on the floor under Bender #31 which was an area that was not being detected by a Keyence Safety Laser Scanner. The bender was restarted by another employee causing the bend arm to close on Employee #1 resulting in death.
- b) On or about October 14, 2023, located in the Bending Area, employees operated an Addition Manufacturing handfed Bender #16 that was not guarded to protect the employee from moving parts of the bender exposing the employees to caught-between and struck-by hazards.
- c) On or about October 14, 2023, located in the Bending Area, employees operated an Addition Manufacturing handfed Bender #23 that was not guarded to protect the employees from moving parts of the bender exposing the employees to caught-between and struck-by hazards.
- d) On or about October 14, 2023, located in the Bending Area, employees operated an Addition Manufacturing handfed Bender #24 that was not guarded to protect the employees from moving parts of the bender exposing the employees to caught-between and struck-by hazards.

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:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

e) On or about October 14, 2023, located in the Bending Area, employees operated an Addition Manufacturing handfed Bender #28 that was not guarded to protect the employees from moving parts of the bender exposing the employees to caught-between and struck-by hazards.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 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.



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

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

29 CFR 1910.147(c)(4)(ii): The procedures shall clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance including, but not limited to, the following:

- (A) A specific statement of the intended use of the procedure;
- (B) Specific procedural steps for shutting down, isolating, blocking and securing machines or equipment to control hazardous energy;
- (C) Specific procedural steps for the placement, removal and transfer of lockout devices or tagout devices and the responsibility for them; and
- (D) Specific requirements for testing a machine or equipment to determine and verify the effectiveness of lockout devices, tagout devices, and other energy control measures.

a) On or about October 13, 2023, the employer did not ensure that machine specific energy control procedures for benders included the rules for the application of the procedure, the magnitude of hydraulic and pneumatic energy sources, a specific statement of the intended use for each procedure, specific procedural steps for the safe shutdown, specific procedural steps for removal and transfer of locks, and the means to enforce compliance as required by paragraphs (A through D).



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

**Inspection Number:** 1703343  
**Inspection Date(s):** 10/14/2023 - 04/02/2024  
**Issuance Date:** 04/10/2024



**Citation and Notification of Penalty**

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005

---

Faurecia Emissions Control Systems NA, LLC was previously cited for a violation of its equivalent Occupational Safety and Health standard 1910.147(c)(4)(ii)(B), which was contained in OSHA inspection number 1554291, citation number 1, item number 2 and was affirmed as a final order on January 26, 2022, with respect to a workplace located at 2301 Commerce Center Drive Franklin, OH 45005.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

<b>Date By Which Violation Must be Abated:</b>	<b>May 06, 2024</b>
<b>Proposed Penalty:</b>	<b>\$88,721.00</b>

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: Faurecia Emissions Control Systems NA, LLC**  
**Inspection Site: 2301 Commerce Center Dr., Franklin, OH 45005**

---

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

29 CFR 1910.147(c)(6)(ii): The employer shall certify that the periodic inspections have been performed. The certification shall identify the machine or equipment on which the energy control procedure was being utilized, the date of the inspection, the employees included in the inspection, and the person performing the inspection.

a) On and before October 14, 2023, the employer did not ensure that the periodic inspections being certified were conducted correctly in that only bender machines in the facility were inspected. The periodic inspections conducted by maintenance employees did not include the energy control procedures being utilized, the dates of was properly certified correctly in that maintenance employees did not conduct the periodic inspection utilizing the energy control procedures for benders, The periodic inspections being conducted did not list what equipment on of all energy control procedures were conducted, and did not certify that the procedures that were completed by authorized employees identified the machine or equipment being inspected.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence, or written records .

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:  
Proposed Penalty:

May 06, 2024  
\$0.00

A handwritten signature in blue ink, appearing to read "Ken E. Montgomery", written over a horizontal line.

**Ken E. Montgomery**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
100 Tri County Parkway, 3rd Floor North  
Cincinnati, OH 45246



---

**INVOICE /  
DEBT COLLECTION NOTICE**

---

**Company Name:** Faurecia Emissions Control Systems NA, LLC  
**Inspection Site:** 2301 Commerce Center Dr., Franklin, OH 45005  
**Issuance Date:** 04/10/2024

Summary of Penalties for Inspection Number: 1703343

Citation 1 Item 1, Serious	\$16,131.00
Citation 1 Item 2, Serious	\$16,131.00
Citation 1 Item 3, Serious	\$16,131.00
Citation 1 Item 4, Serious	\$16,131.00
Citation 1 Item 5, Serious	\$16,131.00
Citation 1 Item 6, Serious	\$16,131.00
Citation 1 Item 7, Serious	\$16,131.00
Citation 1 Item 8, Serious	\$16,131.00
Citation 1 Item 9, Serious	\$16,131.00
Citation 1 Item 10, Serious	\$16,131.00
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 2 Item 1, Repeat - Serious	\$88,721.00
Citation 3 Item 1, Other-than-Serious	\$0.00

**TOTAL PROPOSED PENALTIES:** **\$314,555.00**

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.

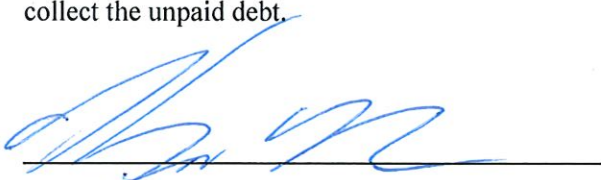
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 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.

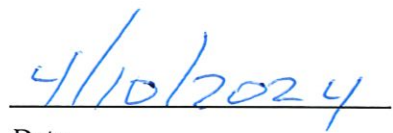
**Delinquent Charges:** A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%)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



**Ken E. Montgomery**

Area Director



Date