

**U.S. Department of Labor** Occupational Safety and Health Administration  
6393 Oak Tree Blvd  
Suite 203  
Independence, OH 44131



08/16/2018

Artiflex Manufacturing  
1425 East Bowman Street  
Wooster, OH 44691

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) revised 2015, 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 216-447-4194.

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 6 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.

1

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,



**Howard B Eberts**  
Area Director

Enclosures

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
6393 Oak Tree Blvd  
Suite 203  
Independence, OH 44131



## Citation and Notification of Penalty

**To:**  
Artiflex Manufacturing  
and its successors  
1425 East Bowman Street  
Wooster, OH 44691

**Inspection Number:** 1305486  
**Inspection Date(s):** 03/29/2018 - 03/29/2018  
**Issuance Date:** 08/16/2018

**Inspection Site:**  
1425 East Bowman Street  
Wooster, OH 44691

*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 216-447-4194. 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 on [www.pay.gov](http://www.pay.gov). On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on OSHA Penalty Payment Form. 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 08/16/2018. The conference will be held by telephone or at the OSHA office located at 6393 Oak Tree Blvd, Suite 203, Independence, OH 44131 on \_\_\_\_\_ at

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1305486**

Company Name: Artiflex Manufacturing  
Inspection Site: 1425 East Bowman Street, Wooster, OH 44691  
Issuance Date: 08/16/2018

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, 6393 Oak Tree Blvd, Suite 203, Independence, OH 44131**

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:** Artiflex Manufacturing  
**Inspection Site:** 1425 East Bowman Street, Wooster, OH 44691

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

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

- a) On or about March 29, 2018, the employer failed to ensure that effective guarding was in place to protect employees from the in-going nip point of the mobile conveyors. The hazard areas where the belt meets the pulley were not guarded on the conveyors between presses B10 and B20. Employees remove parts from the conveyors prior to placing them in the presses and at the final exit off the line.
- b) On or about March 29, 2018, the employer failed to ensure that effective guarding was in place to protect employees from the in-going nip point of the mobile conveyors. The hazard areas where the belt meets the pulley were not guarded on the conveyors between presses B20 and B30. Employees remove parts from the conveyors prior to placing them in the presses and at the final exit off the line.
- c) On or about March 29, 2018, the employer failed to ensure that effective guarding was in place to protect employees from the in-going nip point of the mobile conveyors. The hazard areas where the belt meets the pulley were not guarded on the conveyors between presses B30 and B40. Employees remove parts from the conveyors prior to placing them in the presses and at the final exit off the line.
- d) On or about March 29, 2018, the employer failed to ensure that effective guarding was in place to protect employees from the in-going nip point of the mobile conveyors. The hazard areas where the belt meets the pulley were not guarded on the conveyors between presses B40 and B50. Employees remove parts from the conveyors prior to placing them in the presses and at the final exit off the line.
- e) On or about March 29, 2018, the employer failed to ensure that effective guarding was in place to protect employees from the in-going nip point of the mobile conveyors. The hazard areas where the belt meets the pulley were not guarded on the conveyors on the exit side of B50. Employees remove parts from the conveyors prior to placing them in the presses and at the final exit off the line.

Artiflex Manufacturing was previously cited for a violation of this occupational safety and health



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

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**Citation and Notification of Penalty**

**Company Name:** Artiflex Manufacturing  
**Inspection Site:** 1425 East Bowman Street, Wooster, OH 44691

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standard or its equivalent standard 29 CFR 1910.212(a)(1), which was contained in OSHA inspection number 1067041, citation number 1, item number 1 and was affirmed as a final order on September 15, 2015 with respect to a workplace located at 1425 East Bowman Street, Wooster, OH 44691.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/05/2018
Proposed Penalty:	\$71137.00

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:** Artiflex Manufacturing  
**Inspection Site:** 1425 East Bowman Street, Wooster, OH 44691

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

29 CFR 1910.217(c)(1)(i): The employer did not provide and insure the usage of "point of operation guards" or properly applied and adjusted point of operation devices on every operation performed on a mechanical power press.

- a) On or about March 29, 2018, the employer failed to ensure that effective point of operation guarding was in place on the operator side of press C50. Final finishing employees were working on the operator side of the press removing and checking parts without effective guarding in place.
- b) On or about March 29, 2018, the employer failed to ensure that effective point of operation guarding was in place on the exit side of press B40. No barrier guarding or other devices were present on the backside of the press to prevent employees from reaching into the hazard areas.
- c) On or about March 29, 2018, the employer failed to ensure that effective point of operation guarding was in place on the exit side of press B50. No barrier guarding or other devices were present on the backside of the press to prevent employees from reaching into the hazard areas.
- d) On or about March 22, 2018, the employer failed to ensure that effective point of operation devices were properly applied on press B30. Two hand control devices in use on B30 were not properly applied for all operations including the cam movement following a full cycle of the press. The employee was able to reach into the press at the time when the part was being moved by a cam.

Artiflex Manufacturing was previously cited for a violation of this occupational safety and health standard 29 CFR 1910.217(c)(1)(i), which was contained in OSHA inspection number 1092093, citation number 1, item number 2, and was affirmed as a final order on February 25, 2016 with respect to a workplace located at 1425 East Bowman St., Wooster, OH 44691.

**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

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:** Artiflex Manufacturing  
**Inspection Site:** 1425 East Bowman Street, Wooster, OH 44691

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Date By Which Violation Must be Abated:	09/05/2018
Proposed Penalty:	\$71137.00

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:** Artiflex Manufacturing  
**Inspection Site:** 1425 East Bowman Street, Wooster, OH 44691

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#### Citation 1 Item 3 Type of Violation: **Repeat**

29 CFR 1910.217(c)(3)(vii)(d): Two-hand controls used for mechanical power press(es) were not fixed in position so that only a supervisor or safety engineer was capable of relocating the controls;

a) On or about March 29, 2018 the employer failed to ensure that two hand control devices utilized by employees for the operation of mechanical power press B20 were fixed into position and not moveable by operators. Press B20 contained two operators with designated two hand control pedestals. Neither pedestals were affixed.

b) On or about March 29, 2018 the employer failed to ensure that two hand control devices utilized by employees for the operation of mechanical power press B30 were fixed into position and not moveable by operators. Press B30 contained four operators with designated two hand control pedestals. All four pedestals were not affixed.

c) On or about March 29, 2018 the employer failed to ensure that two hand control devices utilized by employees for the operation of mechanical power press B40 were fixed into position and not moveable by operators. Press B40 contained two operators with designated two hand control pedestals. Neither pedestals were affixed.

d) On or about March 29, 2018 the employer failed to ensure that two hand control devices utilized by employees for the operation of mechanical power press B50 were fixed into position and not moveable by operators. Press B50 contained four operators with designated two hand control pedestals. Three of the four pedestals were not affixed.

Artiflex was previously cited for a violation of this occupational safety and health standard 29 CFR 1910.217(c)(3)(vii)(d), which was contained in OSHA inspection number 1119285, citation number 1, item number 4 and was affirmed as a final order on February 25, 2016 with respect to a workplace located at 1425 Bowman Street, Wooster, OH 44691.

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

**Inspection Number:** 1305486  
**Inspection Date(s):** 03/29/2018 - 03/29/2018  
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**Citation and Notification of Penalty**

**Company Name:** Artiflex Manufacturing  
**Inspection Site:** 1425 East Bowman Street, Wooster, OH 44691

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**ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM**

Date By Which Violation Must be Abated:	09/05/2018
Proposed Penalty:	\$71137.00

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: 1305486  
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**Citation and Notification of Penalty**

**Company Name:** Artiflex Manufacturing  
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**Citation 2 Item 1** Type of Violation: **Other-than-Serious**

29 CFR 1910.303(g)(2)(i): Live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by approved cabinets or other forms of approved enclosures, or other means listed under this provision:

On or about March 29, 2018 the employer failed to ensure that electrical wiring of the B50 mechanical power press was covered to prohibit contact. A conduit line on the control panel side of the press was missing a section or in need of repair to effectively cover the wiring.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$0.00

A handwritten signature in blue ink, appearing to read "H. Eberts", is written over a horizontal line.

**Howard B Eberts**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
6393 Oak Tree Blvd  
Suite 203  
Independence, OH 44131



## INVOICE / DEBT COLLECTION NOTICE

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**Company Name:** Artiflex Manufacturing  
**Inspection Site:** 1425 East Bowman Street, Wooster, OH 44691  
**Issuance Date:** 08/16/2018

<b>Summary of Penalties for Inspection Number</b>	<b>1305486</b>
<b>Citation 1, Repeat</b>	<b>\$213411.00</b>
<b>Citation 2, Other-than-Serious</b>	<b>\$0.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	<b>\$213411.00</b>

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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 on [www.pay.gov](http://www.pay.gov). On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. 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 2 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.



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Howard B. Eberts

Area Director

8/16/2018

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Date