

Este documento es muy importante. Si ud. No habla inglés,
busque un traductor o llame al (708) 342-2840.

U.S. Department of Labor Occupational Safety and Health Administration
8505 W. 183rd Street Suite C
Tinley Park, IL 60487
Phone: (708) 342-2840 Fax: (708) 444-0042



July 25, 2018

Dear Joseph Spitzzeri,

On 03/13/2018, an OSHA compliance officer met with you or your representative as part of an inspection at 9405 Corsair Road Frankfort, IL 60423. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,

Alon J. Crnic

For Kathy Webb, Area Director

Your Citation Summary
H.B. Fuller Company
Inspection Number: 1301657

Total Amount Due: \$40652.00
Payment Due Date: 15 working days
after receipt of
this letter

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

Total Number of Violations : 5
Your First Correction Deadline is:
08/20/2018

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

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

Option #1 – Discuss with OSHA

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

Option #2 – Correct and Pay

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

Option #3 – Contest the Citation

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

Questions or Concerns?

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (708) 342-2840.

Step 2 – Complete One Option Checklist

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

Option #1 – Discuss with OSHA

I will complete by:



1. Call: Kathy Webb, Area Director, at (708) 342-2840 as soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. ****This meeting does NOT extend your 15 working day deadline to contest the citation.****

||| __ / __



2. Fill in and post the attached "Notice to Employees OSHA Informal Conference" after scheduling meeting.

||| __ / __

Option #2 – Correct Violations and Pay Penalty

I will complete by:



1. Correct violations, then complete and mail the attached "Certification of Corrective Action Worksheet" along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**

||| __ / __



2. Pay the **Total Penalty** by using one of the following methods:
****Include your Inspection Number (see first page) on the payment.****

||| __ / __

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

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

Option #3 – Contest the Citation

I will complete by:



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

||| __ / __

U.S. Department of Labor
Occupational Safety and Health Administration
8505 W. 183rd Street
Suite C
Tinley Park, IL60487



Citation and Notification of Penalty

To:
H.B. Fuller Company, dba Adhesives Systems, Inc.
and its successors
9411 Corsair Road
Frankfort, IL 60423

Inspection Number: 1301657
Inspection Date(s): 03/13/2018 - 07/25/2018
Issuance Date: 07/25/2018

Inspection Site:
9405 Corsair Road
Frankfort, IL 60423

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 708-342-2840. 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. 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. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/25/2018. The conference will be held by telephone or at the OSHA office located at 8505 W. 183rd Street, Suite C, Tinley Park, IL 60487 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1301657

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 Corsair Road, Frankfort, IL 60423
Issuance Date: 07/25/2018

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, 8505 W. 183rd Street, Suite C, Tinley Park, IL 60487**

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 Corsair Road, Frankfort, IL 60423

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section.

Production Room - On or about May 10, 2018, an energy control procedure was not utilized while employees cleaned and serviced mixers, thereby exposing employees to amputations and struck by hazards.

In accordance with 29CFR 1903.19(d), abatement certification is required for this violation (using CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation 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 of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	08/20/2018
Proposed Penalty:	\$10163.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.147(c)(4)(ii): The energy control procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, including, but not limited to items of this section.

Production Room - On or about May 10, 2018, energy control procedure(s) did not clearly identify the specific techniques to control electrical, pneumatic, and gravity energy sources for the 200, 100, and 50 gallon mixers.

In accordance with 29CFR 1903.19(d), abatement certification is required for this violation (using CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation 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 of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

08/20/2018

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.147(c)(7)(i): The employer did not provide adequate training to ensure that the purpose and function of the energy control program was understood by employees.

Production Room - On or about May 10, 2018, employees cleaning and servicing the mixers were not provided training on lock out and energy control, thereby exposing employees to amputation and moving machine part hazards.

No abatement certification or documentation is required for this item.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10163.00



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.178(a)(6): The employer did not ensure that all nameplates and markings were in place.

Production Room - On or about May 14, 2018, the Crown forklift truck did not have a nameplate which contains important information regarding the forklift such as capacities and appropriate designation. The forklift was used in an environment containing Class I, Division II rated flammable materials being processed including but not limited to methyl methacrylate and acetone exposing employees to explosions and fire hazards.

In accordance with 29CFR 1903.19(d), abatement certification is required for this violation (using CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation 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 of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	08/20/2018
Proposed Penalty:	\$10163.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 Corsair Road, Frankfort, IL 60423

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

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

Production Room: On or about May 14, 2018, an employee operated a crown forklift truck (sit down) without the employer ensuring the employee was competent to do so by successfully completing training and evaluation exposing the employee to struck by and crushing hazards.

In accordance with 29CFR 1903.19(d), abatement certification is required for this violation (using CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation 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 of abatement or other written records.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10163.00

A handwritten signature in cursive script, appearing to read "Kathy Webb", written over a horizontal line.

for **Kathy Webb**
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
8505 W. 183rd Street
Suite C
Tinley Park, IL 60487



INVOICE / DEBT COLLECTION NOTICE

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 Corsair Road, Frankfort, IL 60423
Issuance Date: 07/25/2018

Summary of Penalties for Inspection Number	1301657
Citation 1, Serious	\$40652.00
TOTAL PROPOSED PENALTIES	\$40652.00

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 on 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.

Kathy Webb

Area Director

Date

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busque un traductor o llame al (708) 342-2840.

U.S. Department of Labor Occupational Safety and Health Administration
8505 W. 183rd Street Suite C
Tinley Park, IL 60487
Phone: (708) 342-2840 Fax: (708) 444-0042



July 25, 2018

Dear Joseph Spitzzeri,

On 01/31/2018, an OSHA compliance officer met with you or your representative as part of an inspection at 9405 & 9411 Corsair Road Frankfort, IL 60423. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,

Kathy Webb
Kathy Webb, Area Director

Your Citation Summary
H.B. Fuller Company
Inspection Number: 1291440

Total Amount Due: \$546912.00
Payment Due Date: 15 working days
after receipt of
this letter

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

Total Number of Violations : 20
Your First Correction Deadline is:
08/06/2018

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

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

Option #1 – Discuss with OSHA

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

Option #2 – Correct and Pay

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

Option #3 – Contest the Citation

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

Questions or Concerns?

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (708) 342-2840.

Step 2 – Complete One Option Checklist

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

Option #1 – Discuss with OSHA

I will complete by:



1. Call: Kathy Webb, Area Director, at (708) 342-2840 as soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. ****This meeting does NOT extend your 15 working day deadline to contest the citation.****

 ___ / ___



2. Fill in and post the attached "Notice to Employees OSHA Informal Conference" after scheduling meeting.

 ___ / ___

Option #2 – Correct Violations and Pay Penalty

I will complete by:



1. Correct violations, then complete and mail the attached "Certification of Corrective Action Worksheet" along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**

 ___ / ___



2. Pay the **Total Penalty** by using one of the following methods:
****Include your Inspection Number (see first page) on the payment.****

 ___ / ___

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

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

Option #3 – Contest the Citation

I will complete by:



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

 ___ / ___

U.S. Department of Labor
Occupational Safety and Health Administration
8505 W. 183rd Street
Suite C
Tinley Park, IL60487



Citation and Notification of Penalty

To:
H.B. Fuller Company, dba Adhesives Systems, Inc.
and its successors
9411 Corsair Road
Frankfort, IL 60423

Inspection Number: 1291440
Inspection Date(s): 01/31/2018 - 07/25/2018
Issuance Date: 07/25/2018

Inspection Site:
9405 & 9411 Corsair Road
Frankfort, IL 60423

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.

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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. 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:

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

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

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

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/25/2018. The conference will be held by telephone or at the OSHA office located at 8505 W. 183rd Street, Suite C, Tinley Park, IL 60487 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1291440

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423
Issuance Date: 07/25/2018

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, 8505 W. 183rd Street, Suite C, Tinley Park, IL 60487**

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.106(e)(6)(i): Adequate precautions were not taken to prevent the ignition of flammable vapors:

a. On or about January 31, 2018 through February 16, 2018, in the production room, employees transferred Category 2 flammable liquids, including methyl methacrylate (MMA), at temperatures elevated above the flash point of the materials, without means to prevent the accumulation (and subsequent discharge) of static electric charge from the operators such as through conductive or static dissipative flooring and footwear, personnel-grounding devices, and/or antistatic or conductive clothing.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	08/06/2018
Proposed Penalty:	\$12934.00



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.106(e)(6)(ii): Class I flammable liquid(s) were dispensed into containers without electrically interconnecting the nozzle and the container:

a. On or about January 31, 2018 through February 16, 2018, in the production room, employees transferred Category 2 flammable liquids, including methyl methacrylate (MMA), at temperatures elevated above the flash point of the materials from metal mixing containers and into plastic pails. The flammable liquids were not transferred in a manner during which the two vessels were interconnected due to the non-conductive nature of the plastic pails and subsequent lack of bonding.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

08/06/2018



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.106(e)(7)(i)(a): All electrical wiring and equipment was not installed according to the requirements of Subpart S of this part:

- a. On or about January 31, 2018 through February 16, 2018, in the production room, two Patterson 30 H30B-CS high velocity fans were used where flammable vapors were present and were not intrinsically safe, approved for a Class I hazardous location, or safe for a Class I hazardous location.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

07/31/2018



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.307(c): Equipment, wiring methods, and installations of equipment in hazardous (classified) locations were not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. On or about January 31, 2018 through February 16, 2018, in the production room, two Patterson 30 H30B-CS high velocity fans were used where flammable vapors were present and were not intrinsically safe, approved for a Class I hazardous location, or safe for a Class I hazardous location.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

07/31/2018



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.106(h)(4)(iii)(a): The transfer of large quantities of flammable liquids was not through piping by means of pumps or water displacement. The employer did not ensure that, except as required in process equipment, gravity flow was not used:

a. On or about January 31, 2018 through February 16, 2018, in the production room, employees transferred Category 2 flammable liquids, including methyl methacrylate (MMA), at temperatures elevated above the flash point of the materials, by a gravity flow splash filling method.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

08/06/2018

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.120(q)(1): The employer did not develop and implement an emergency response plan to handle anticipated emergencies prior to commencement of emergency response operations:

a. On or about January 31, 2018, throughout the facility, employees worked in areas with hazardous materials such as, but not limited to, acetone, methyl methacrylate, ethyl-2-cyanoacrylate, and nitromethane. The employer had neither developed an exposure response plan (ERP) in accordance with 1910.120(q)(1) nor developed an emergency action plan (EAP) that was compliant with all elements of 1910.38 and which required all employees to evacuate from a danger area when an emergency occurs.

Employers who will evacuate their employees from the danger area when an emergency occurs, and who do not permit any of their employees to assist in handling the emergency, are exempt from the requirements of 1910.120(q) if they provide an emergency action plan in accordance with 29 CFR 1910.38.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$12934.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

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

a. On or about January 31, 2018, throughout the facility, the employer had not completed personal protective equipment assessments to identify the potential hazards for job tasks that may necessitate the use of personal protective equipment. Employees were exposed to chemicals such as, but not limited to, methylene chloride, methyl methacrylate, ethyl 2-cyanoacrylate, and nitromethane.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$12934.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.132(f)(1): The employer did not provide training to each employee who was required by this section to use personal protective equipment. Each such employee was not trained to know at least the elements outlined in 1910.132(f)(1)(i)-(v):

a. On or about January 31, 2018, throughout the facility, employees were not trained to know at least the following:

1. What PPE is necessary.
2. When PPE is necessary.
3. How to properly don, doff, adjust and wear the PPE.
4. The limitations of PPE.
5. The proper care, maintenance useful life and disposal of the PPE.

Employee chemical exposures included, but were not limited to: acetone, methylene chloride, methyl methacrylate, ethy 2-cyanoacrylate and nitromethane.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/11/2018



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.138(a): The employer did not select and require employees to use appropriate hand protection when employees' hands were exposed to hazards such as those from skin absorption of harmful substances, chemical burns, thermal burns and harmful temperature extremes:

On or about January 31, 2018 through February 16, 2018, throughout the facility, employees were required to work with hazardous chemicals, including but not limited to methylene chloride, methyl methacrylate, ethyl 2-cyanoacrylate and nitromethane. The employer failed to provide and require the use of gloves to ensure adequate protection and durability upon both initial contact and prolonged contact with hazardous chemicals.

I. On or about January 31, 2018 through February 16, 2018, in the production room, employees were required to work with chemicals including, but not limited to methyl methacrylate and were provided with ordinary latex gloves. The latex gloves provided were not rated for chemical resistance against hazardous chemicals used in the production room. The latex gloves were also not rated for use with high temperature materials.

II. On or about January 31, 2018 through February 16, 2018, in the epoxy room, employees were required to work with chemicals including, but not limited to nitromethane and were provided with ordinary latex gloves. The latex gloves provided were not rated for chemical resistance against nitromethane and hazardous chemicals used in the epoxy room.

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

III. On or about January 31, 2018 through February 16, 2018, in the activator room, employees were required to work with chemicals including, but not limited to methylene chloride and were provided with ordinary latex gloves. The latex gloves provided were not rated for chemical resistance against methylene chloride and hazardous chemicals used in the activator room.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

08/20/2018

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.134(c)(1)(i): The written respiratory protection program did not include the applicable provisions of this section relating to procedures for selecting respirators for use in the workplace:

a. On or about January 31, 2018 through February 16, 2018, throughout the facility, employees were required to wear air-purifying respirators during specific tasks involving chemicals such as, but not limited to, methyl methacrylate, ethyl 2-cyanoacrylate, and methyl ethyl ketone. The written respiratory protection program did not include procedures for selecting respirators in the workplace to include such principles as respirator types, respirator limitations, exposure monitoring, assigned protection factors (APFs), maximum use concentrations (MUCs), immediately dangerous to life or health (IDLH) atmospheres, NIOSH certification, service lives, filter selection, working environment, employee workload, etc.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$12934.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

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

29 CFR 1910.134(k)(1): The employer did not ensure that each employee could demonstrate knowledge of at least the required training elements under 1910.134(k)(1)(i) - (vii):

a. On or about January 31, 2018 through February 16, 2018, in the production and packaging rooms, employees were provided with and required to wear full and half face tight fitting air-purifying respirators for exposure to chemicals including organic vapors. The employer did not ensure that each employee could demonstrate knowledge of the required training elements of the standard, including but not limited to why respiratory protection is necessary, factors that compromise protection, proper fit, proper use, limitations and capabilities including in an IDLH atmosphere, change schedules, emergency use, inspection, maintenance and/or storage, general requirements of 29 CFR 1910.134, and how to recognize medical signs and symptoms.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$12934.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.134(k)(3): Training was not provided prior to requiring employees to use a respirator in the workplace:

- a. On or about January 31, 2018 through February 16, 2018, in the production and packaging rooms, employees were provided with and required to wear full and half face tight fitting air-purifying respirators for exposure to chemicals including organic vapors. The employer did not ensure that each employee was provided training on the proper use of respiratory protection prior to requiring employees to use a respirator in the workplace. The employer did not have a procedure in place to ensure that employees required to use respirators in the workplace were provided the necessary training prior to use.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/11/2018



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.141(g)(2): Employees were allowed to consume food or beverage in area(s) exposed to toxic materials:

- a. On or about January 31, 2018, in the packaging room, employees were exposed to hazardous materials including, but not limited to acetone, methyl ethyl ketone, methyl methacrylate, ethyl 2-cyanoacrylate and nitrobenzene. Employees were permitted to eat and drink in the work area where hazardous chemicals were present.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$10163.00



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

29 CFR 1910.1020(g)(1): The employer did not inform current employees upon first entering into employment, and at least annually thereafter, of the elements listed in 1910.1020(g)(1)(i)-(iii):

a. On or about January, 31, 2018 through February 16, 2018, throughout the facility, the employer failed to inform employees of the existence, location and availability of employee medical records and exposure records to toxic substances (including, but not limited to, methyl methacrylate, methyl ethyl ketone, methylene chloride, tetrahydrofuran, acetone, and toluene), the person responsible for maintaining and providing access to the records, and each employees' rights of access to these records. The employer did not have a method to notify employees of this information at least annually and had not provided this information to recently hired employees upon hire.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$12934.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 2 Item 1 a Type of Violation: **Willful**

29 CFR 1910.134(d)(1)(i): The employer did not select and provide an appropriate respirator based on the respiratory hazard(s) to which the worker is exposed and workplace and user factors that affect respirator performance and reliability:

- a. On or about January 31, 2018 through February 16, 2018, employees in the production room were provided with full and half face tight fitting air-purifying respirators for use in operating conditions under which the employer had documented multiple exposures to methyl methacrylate (MMA) at levels exceeding the respirators' maximum use concentrations (MUC's) as well as MMA's established level for an Immediately Dangerous to Life or Health (IDLH) atmosphere.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$129336.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

Citation 2 Item 1 b Type of Violation: **Willful**

29 CFR 1910.134(d)(2)(i): The employer did not provide either a full facepiece pressure demand SCBA certified by NIOSH for a minimum service life of thirty minutes or a combination full facepiece pressure demand supplied-air respirator with auxiliary self contained air supply for employee use in Immediately Dangerous to Life or Health (IDLH) atmospheres:

- a. On or about January 31, 2018 through February 16, 2018, employees in the production room were provided with full and half face tight fitting air-purifying respirators for use in operating conditions under which the employer had documented multiple exposures to methyl methacrylate (MMA) at levels exceeding MMA's established level for an Immediately Dangerous to Life or Health (IDLH) atmosphere. Under these documented conditions, employees were not provided with full facepiece pressure demand supplied-air respirators (SARs) or full facepiece pressure demand SCBA respirators as required by 1910.134(d)(2)(i).

Date By Which Violation Must be Abated:

Corrected During Inspection



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

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

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

- a. On or about January 31, 2018 through February 16, 2018, the employer had not ensured that each employee working in the production room with full and/or half face tight fitting air-purifying respirators had been provided with a medical evaluation.
- b. On or about January 31, 2018, the employer had not ensured that each employee working in the epoxy room with half face tight fitting air-purifying respirators had been provided with a medical evaluation.
- c. On or about January 31, 2018, the employer had not ensured that each employee working in the packaging room with half face tight fitting air-purifying respirators had been provided with a medical evaluation.

H.B. Fuller Company dba Wisdom Adhesives LLC was previously cited for a violation of this Occupational Safety and Health Standard 1910.134(e)(1), which was contained in OSHA Inspection #1214688, Citation #1, Item 3b, and was affirmed as a final order on September 20, 2017, with respect to a workplace located at 1575 Executive Drive, Elgin, Illinois, 60123.

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: 1291440
Inspection Date(s): 01/31/2018 - 07/25/2018
Issuance Date: 07/25/2018



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

H.B. Fuller Construction Products, Inc. was previously cited for a violation of this Occupational Safety and Health Standard 1910.134(e)(1), which was contained in OSHA Inspection #1055771, Citation #1, Item 1, and was affirmed as a final order on October 26, 2015, with respect to a workplace located at 315 S. Hicks Rd., Palatine, Illinois, 60067.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 09/11/2018
Proposed Penalty: \$129336.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

Citation 3 Item 2 Type of Violation: **Repeat**

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

- a. On or about January 31, 2018 through February 16, 2018, the employer had not ensured that each employee working in the production room with full and half face tight fitting air-purifying respirators had been provided with either an initial use fit test(s) or had received annual fit test(s), accordingly.
- b. On or about January 31, 2018, the employer had not ensured that each employee working in the epoxy room with half face tight fitting air-purifying respirators had been provided with either an initial use fit test or had received an annual fit test, accordingly.
- c. On or about January 31, 2018, the employer had not ensured that each employee working in the packaging room with half face tight fitting air-purifying respirators had been provided with either an initial use fit test or had received an annual fit test, accordingly.

H.B. Fuller Company dBA Wisdom Adhesives LLC was previously cited for a violation of an equivalent Occupational Safety and Health Standard 1910.134(f)(1), which was contained in OSHA inspection number 1214688, citation number 1, item number 3c and was affirmed as a final order on September 20, 2017, with respect to a workplace located at 1575 Executive Drive, Elgin, IL 60123.

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: 1291440
Inspection Date(s): 01/31/2018 - 07/25/2018
Issuance Date: 07/25/2018



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

H.B. Fuller Construction Products, Inc. was previously cited for a violation of this Occupational Safety and Health Standard 1910.134(f)(2) which was contained in OSHA Inspection #1055771, Citation #1, Item 2, and was affirmed as a final order on October 26, 2015, with respect to a workplace located at 315 S. Hicks Rd., Palatine, Illinois, 60067.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$129336.00

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

Citation 3 Item 3 Type of Violation: Repeat

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

- a. On or about January 31, 2018, in the production room, all employees had not been trained with effective information on hazardous chemicals in their work areas such as, but not limited to methyl methacrylate, ethyl 2-cyanoacrylate and nitromethane.
- b. On or about January 31, 2018, in the activator department, all employees had not been trained with effective information on hazardous chemicals in their work areas such as, but not limited to methyl methacrylate and ethyl 2-cyanoacrylate.
- c. On or about January 31, 2018, in the epoxy department, all employees had not been trained with effective information on hazardous chemicals in their work areas such as, but not limited to methyl methacrylate and nitromethane.
- d. On or about January 31, 2018, in the packaging room, all employees had not been trained with effective information on hazardous chemicals in their work areas such as, but not limited to methyl methacrylate, ethyl 2-cyanoacrylate and nitromethane.

H.B. Fuller Company dBA Wisdom Adhesives LLC was previously cited for a violation of this Occupational Safety and Health Standard 1910.1200(h)(1), which was contained in OSHA inspection number 1214688, citation number 1, item number 5c and was affirmed as a final order on September 20, 2017, with respect to a workplace located at 1575 Executive Drive, Elgin, IL 60123.

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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

H.B. Fuller Construction Products, Inc. was previously cited for a violation of this Occupational Safety and Health Standard 1910.1200(h)(1), which was contained in OSHA inspection number 1221652, citation number 1, item number 3, and was affirmed as a final order on August 16, 2017, with respect to a workplace located at 1105 s. Frontenac Street, Aurora, IL 60504.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
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: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

Citation 4 Item 1 Type of Violation: **Other-than-Serious**

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

a. On or about January 31, 2018, in the facility, employees manufactured and worked with various chemicals including, but not limited to nitromethane and ethyl 2-cyanoacrylate (CA). The employer failed to evaluate employee exposure to hazardous chemicals including but not limited to nitromethane and CA to ensure that employees were adequately protected.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$0.00



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

Citation 4 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.134(k)(6): The employer did not provide the basic advisory information on respirators, as presented in Appendix D of 29 CFR 1910.134, in written or oral format to employees who wear respirators when such use was not required by the employer:

- a. On or about January 31, 2018, in the facility, the employer provided employees with filtering facepiece respiratory protection for voluntary use. The employer failed to provide employees offered to wear the respiratory protection with the information contained in Appendix D.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/11/2018
Proposed Penalty:	\$0.00



Citation and Notification of Penalty

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423

Citation 4 Item 3 Type of Violation: **Other-than-Serious**

29 CFR 1910.1052(l)(1): The employer did not provide information and training for each affected employee prior to or at the time of initial assignment to a job involving potential exposure to methylene chloride:

a. On or about January, 31, 2018, in the activator department, an employee was potentially exposed to chemicals containing methylene chloride when filling containers. The employee performing this task had not been provided with methylene chloride information and training to include the requirements of 1910.1052, the information available in the appendices of 1910.1052, and how to access or obtain a copy of 1910.1052 and its appendices in the workplace.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/11/2018
\$0.00

A handwritten signature in cursive script, appearing to read "Kathy Webb", written over a horizontal line.

For **Kathy Webb**
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
8505 W. 183rd Street
Suite C
Tinley Park, IL 60487



INVOICE / DEBT COLLECTION NOTICE

Company Name: H.B. Fuller Company, dba Adhesives Systems, Inc.
Inspection Site: 9405 & 9411 Corsair Road, Frankfort, IL 60423
Issuance Date: 07/25/2018

Summary of Penalties for Inspection Number	1291440
Citation 1, Serious	\$87767.00
Citation 2, Willful	\$129336.00
Citation 3, Repeat	\$329809.00
Citation 4, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$546912.00

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 on 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.

For Alan J. Curich
Kathy Webb
Area Director

7/25/2018
Date