

U.S. Department of Labor
Occupational Safety and Health Administration
2300 Main Street
Suite 168
Kansas City, MO 64108



Citation and Notification of Penalty

To:
MISSOURI COOPERAGE COMPANY LLC
1078 S Jefferson Ave
Lebanon, MO 65536

Inspection Number: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019

Inspection Site:
1078 S Jefferson Ave
Lebanon, MO 65536

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 816-483-9531. 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.

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NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/30/2019. The conference will be held by telephone or at the OSHA office located at 2300 Main Street, Suite 168, Kansas City, MO 64108 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1377997

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536
Issuance Date: 07/30/2019

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, 2300 Main Street, Suite 168, Kansas City, MO 64108**

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.37(a)(3): Exit routes were not free and unobstructed. Materials or equipment were placed, either permanently or temporarily, within the exit route. The exit access went through a room that could be locked, to reach an exit or exit discharge.

The employer is failing to protect employees from fire hazards associated with inadequate egress routes. This was most recently documented on April 16, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Employees were exposed to a smoke and fire hazard due to an inability to escape promptly from the north exit in the Bourbon Barrel Finish Department in the event of an emergency as the exit route was partially obstructed and less than the required 28 inches wide at all points due to permanently mounted electrical equipment.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$6251.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.147(c)(4)(ii)(B): The procedures shall clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance including, but not limited to, the following:(ii)(B): Specific procedural steps for shutting down, isolating, blocking and securing machines or equipment to control hazardous energy.

i. The employer is failing to protect employees from caught-in, struck-by, and amputation hazards associated with performing LOTO using inadequate specific procedures. This was most recently documented on March 14, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. The Employer has employees servicing and maintaining the Head Sander Station #4 in the Wine Barrel Finish department using a specific procedure that references the disconnect and one power source while failing to identify the main power source and its location. Company failed to set forth specific requirements for testing the machine or equipment to determine and verify the effectiveness of lockout devices, tagout devices, and other energy control measures.

ii. The employer is failing to protect employees from caught-in, struck-by, and amputation hazards associated with performing LOTO using inadequate specific procedures. This was most recently documented on March 14, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. The Employer has employees servicing and maintaining the Stank Stave Planer Seral # 1 in the Alternatives department using a specific procedure that references the disconnect and one power source while failing to identify the main power source and its location. Company failed to set forth specific requirements for testing the machine or equipment to determine and verify the effectiveness of lockout devices, tagout devices, and other energy control measures.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/03/2019
Proposed Penalty:	\$13260.00

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.147(c)(5)(ii)(D):

Lockout devices and tagout devices did not indicate the identity of the employee applying the device(s)

The employer is failing to protect employees from caught-in, struck-by, and amputation hazards associated with the application of LOTO as means of isolating hazardous stored energy. This was most recently documented on February 12, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has employees servicing and maintaining equipment with hazardous stored energy using locking devices that fail to identify the person applying the device. Instances include but are not limited to:

- i. The lockout tagout device attached to Moulder 4 in the Heading Department did not have a tag or any identification to show who had applied the lockout tagout device, including but not limited to the Moulder 4 machine.
- ii. The lockout tagout device in the Alternatives Saw Line used to lockout the Band Saw did not have a tag or any identification to show who had applied the lockout tagout device.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$10419.00

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.147(c)(6)(ii):

The employer's certification of periodic inspections did not identify the machine or equipment on which the energy control procedure was being utilized, the date of the inspection, the employees included in the inspection and/ or the person performing the inspection.

The employer is failing to protect employees from caught-in, struck-by, and amputation hazards associated with not conducting annual periodic reviews of the company's written specific procedures in support of the isolation of hazardous stored energy. This was most recently documented on February 12, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has employees perform maintenance and services on equipment with hazardous stored energy requiring the use of written specific procedures as means of assuring the sources are isolated and the company has not reviewed those specific procedures for various processes or machinery identified in the facilities written Lockout-Tagout program within the past 12 months.

Instances include but not limited to the Weing Gruppe Profimat 26 Super known to company as 517 - Moulder # 4 and Band Saw.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$8335.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.147(c)(7)(i)(A):

Each authorized employee had not received training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control:

i. The employer is failing to protect employees from caught-in, struck-by, and amputation hazards associated with servicing and maintaining equipment with hazardous stored energy. This was most recently documented at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. On or before February 12, 2019, employees had not been trained to understand and demonstrate the knowledge and skills required to safely lock and tag out the energy sources for, including but not limited to The Weing Gruppe Profimat 26 Super known to company as 517 - Moulder # 4 machine. An affected employee in the Heading Department was affixing an energy isolating device to the Moulder # 4 machine.

ii. The employer is failing to protect employees from caught-in, struck-by, and amputation hazards associated with servicing and maintaining equipment with hazardous stored energy. This was most recently documented at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri, on or before April 18, 2019, an affected employee in the Alternatives Department was affixing a energy isolating device for including but not limited to the Band Saw.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/16/2019
\$13260.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.147(d)(6):

Prior to starting work on machines or equipment that have been locked out or tagged out, the authorized employee did not verify that isolation and de-energization of the machine or equipment had been accomplished.

The employer is failing to protect employees from caught-in, struck-by, and electric shock hazards associated with servicing and maintaining equipment with hazardous stored energy. This was most recently documented on March 13, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. The employer had employees servicing the Head Sander Station 4 without verifying through attempted re-start that the equipment was de-energized during the isolation procedure.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$12503.00

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

Inspection Number: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.215(a)(4): Grinding machinery was not used with work rest(s) to support offhand grinding work:

The employer is failing to protect employees from struck-by and amputation hazards associated with operating a grinding machine without a work rest. This was most recently documented on April 16, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. An employee in the Knife Room was exposed to serious struck by hazards when operating The Hisey-Wolf Machine Co Grinder in that there was no work rest attached.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$8335.00

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: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.215(b)(9):

The distance between the abrasive wheel periphery(s) and the adjustable tongue or the end of the safety guard peripheral member at the top exceeded one-fourth inch.

The employer is failing to protect employees from caught-in, struck-by, and amputation hazards. This was most recently documented on April 16, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. An employees in the Knife Room was exposed to serious struck by hazards created by the The Hisey-Wolf Machine Co Grinder. which were absent tongue guards.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$12503.00

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: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.219(d)(1):

Guarding. Pulleys, any parts of which are seven (7) feet or less from the floor or working platform, were not guarded in accordance with the standards specified in paragraphs (m) and (o) of this section.

The employer is failing to protect employees from caught-in and amputation hazards. This was most recently documented on February 8, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Employees in the Heading Department were exposed to serious caught in and amputation injuries from the Weing Gruppe Profimat 26 Super 517 Moulder # 4 belt and pulley system, which did not have a guard that fully enclosed the moving parts on all exposed sides.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$13260.00

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: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.219(e)(1)(i):

Horizontal belts which had both runs 42 inches or less from the floor level were not fully enclosed by guards conforming to requirements specified in 29 CFR 1910.219(m) and (o):(a)

The employer is failing to protect employees from caught-in and amputation hazards. This was most recently documented on March 14, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Employees in the Alternative Department were exposed to serious caught in and amputation injuries from the horizontal belt and pulley of The Tank Stave Planer machine known to the company as Serial #TSP 1 which was not guarded.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$13260.00

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: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.303(b)(1)(iv):

Electric equipment was not free from recognized hazards that were likely to cause serious physical harm to employees, such as damaged electrical insulation:

The employer is failing to protect employees from possible shock , burns or potential electrocution, associated to using damaged electrical equipment. This was most recently documented on February 12, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Employees in the Heading Department working on the defect line were exposed to serious injuries from possible shock , burns or potential electrocution, in that the power cord was found with damaged outer insulation.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/03/2019
Proposed Penalty:	\$8335.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.303(b)(2):

Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling:

The employer is failing to protect employees from possible shock , burns or potential electrocution, associated with misusing electrical equipment against manufacturers recommendations. This was most recently documented on March 13, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has employees working at the Cooper Station 2, Wine Barrel Finish area are exposed to electrical hazards including but not limited to:

- i. A metal outlet box affixed directly to a metal table
- ii. A portable power tap (power strip) secured to a table and used to provide power to electric hand tools.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$12503.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.303(b)(7)(i):

Unused openings in boxes, raceways, auxillary gutters, cabinets, equipment cases, or housings were not effectively closed to afford protection substancially equivalent to the wall of the equipment:

The employer is failing to protect employees from possible shock, burns or potential electrocution, associated with using inadequately protected electrical boxes.. This was most recently documented on March 13, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Employees were exposed to possible shock, burns or potential electrocution because an electrical panel located in, the 38 Building on the south wall by Stave Jointer Wheel # 7 area had a uncovered hole on the face of the cabinet.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$13260.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.303(g)(1)(i):

Work space was less than 30 inches wide in front of electric equipment operating at 600 volts, nominal, or less:

The employer is failing to protect employees from electrical hazards associated with blocking electrical boxes. This was most recently documented on March 13, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has blocked access to electrical boxes with other permanent mounted equipment. Instances include but are not limited to;

- i. Employees in the Bourbon Barrel Assembly Department having limited access to the 480 volt 3 Square D switch boxes, 3 cabinets used to de-energize equipment in the adjacent room by permanently secured equipment..
- ii. Maintenance employees in Alternative Room saw area having restricted access to 480 volt Siemens switch box used in locking out the equipment.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/03/2019
Proposed Penalty:	\$8335.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

Citation 1 Item 15 Type of Violation: **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 use of approved cabinets or other forms of approved enclosures, or by any of the following means identified in sub-paragraphs (A) through (D) of this paragraph:

The employer is failing to protect employees from an electrical hazards associated with inadequately guarded electrical equipment. This was most recently documented on March 13, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri, At a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Employees in the Wine Barrel Finish area, were exposed to serious electrical shock, burns and or electrocution hazards when operating the equipment known to the company as the Vosges Meca Bois saw which was not fully enclosed to protect the electrical connections.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/03/2019
Proposed Penalty:	\$10419.00

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

Inspection Number: 1377997
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Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.305(b)(1)(i):

Conductors entering cutout boxes, cabinets, or fittings were not protected from abrasion, and openings through which conductors entered were not effectively closed:

The employer is failing to protect employees from an electrical hazards associated with inadequate electrical wiring. This was most recently documented on April 16, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. At a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. An employee in the Knife Room was exposed to hazard of electrical shock due to a missing grommet on an electrical box powering Led lights on the Hisey-Wolf Grinder.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10419.00

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.305(b)(1)(ii):

Unused openings in boxes, cabinets, or fittings were not effectively closed.

The employer is failing to protect employees from electrical hazards associated with inadequate electrical wiring. This was most recently documented on March 13, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has employees operating equipment powered by inadequately installed wiring. Instances include but are not limited to:

- i. Employees sanding barrel lids while working at the Barrel Wood Sander #4 in Wine Barrel Finish using portable power sander powered by a cord plugged into an outlet box with missing knockouts..
- ii. Employees grinding knife blades in the Knife Room using the Hisey-Wolf Grinder powered by wiring ran through conduit into an outlet box with missing knockouts on the top backside of the grinder.
- iii. Employees working at Cooper Station 4 in Wine Barrel area using hand tools powered by cords plugged into an outlet box with missing knockouts.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$10419.00

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.305(g)(1)(iv)(B): Flexible cords and/or cables were run through holes in walls, ceilings, or floors:

The employer is failing to protect employees from electrical and fire hazards associated with inadequate electrical wiring. This was most recently documented on March 13, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. At a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has employees operating equipment that is powered by inadequately installed temporary wiring. Instances include but are not limited to:

- i. Employees working in the Alternative Department break room area where the employer has ran a flexible cord run through a wall of a prefab metal building to provide power to a permanently mounted LG model Television.
- ii. Employees working in the Alternative Department break room area where the employer has ran a flexible cord through a metal wall use to provide power to a permanently mounted light for the stairway leading to the office area above the break room.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$10419.00

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

Inspection Number: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.305(g)(2)(iii):

Flexible cords were not connected to devices and fittings so that tension would not be transmitted to joints or terminal screws

The employer is failing to protect employees from an electrical hazards associated with inadequate electrical wiring.. This was most recently documented on March 14, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has employees in the Alternatives Department operating the Bulk chip weighing scale powered by a flexible cord with inadequate strain relief at the plug-in end, pulling the insulation back exposing interior wiring.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/16/2019
Proposed Penalty:	\$10419.00

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.219(f)(3): Sprocket wheels and chains which were seven -7 feet or less above floors or platforms were not enclosed.

The employer is failing to protect employees from caught-in-and amputation hazards associated with inadequately guarded chain and sprocket assemblies. This was most recently documented on February 12, 2019 at a worksite located at 1078 S Jefferson Ave, Lebanon, Missouri. Where the employer has employees working along, adjacent or near inadequately guarded chain conveyor lines in which they are required to reach into the danger zone. Instances of exposure include but are not limited to:

- i. Employees working in the Heading department on the Backline conveyor picking up wood from floor, and performing maintenance on the conveyor line were exposed to amputation hazards as a result of the sprocket wheels and chain were not enclosed and guarded.
- ii. Employees working in the Bourbon Barrel Finish Department in the dock 2 loading area were exposed to amputation hazards as a result of the sprocket wheels and chain were not enclosed and guarded.
- iii. Employees working in the Wine Barrel Finish Department on the conveyor line feeding the Hooper station were exposed to amputation hazards as a result of the sprocket wheels and chain were not enclosed and guarded.
- iv. Employees working in the Wine Barrel Assembly operating the pineapple machine were exposed to amputation hazards as a result of the sprocket wheels and chain were not enclosed and guarded.

The Missouri Cooperage was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.219(f)(3) , which was contained in OSHA inspection number 1288403 citation number 1 item number 1 and was affirmed as a final order on 02/28/2018, with respect to a workplace located at 1078 S Jefferson Ave, Lebanon, Missouri.

The Missouri Cooperage was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.219(f)(3), which was contained in OSHA inspection number

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: 1377997
Inspection Date(s): 02/12/2019 - 04/18/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

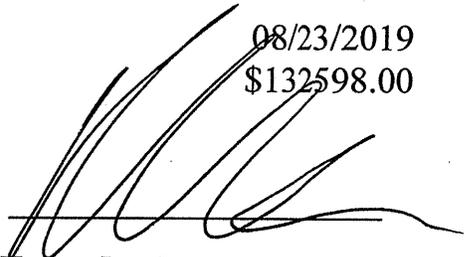
1299730, citation number 2, item number 1 and was affirmed as a final order on 07/26/2018 , with respect to a workplace located at 1078 S Jefferson Ave, Lebanon, Missouri.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

08/23/2019
\$132598.00



Karena Lorek
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
2300 Main Street
Suite 168
Kansas City, MO 64108



INVOICE / DEBT COLLECTION NOTICE

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536
Issuance Date: 07/30/2019

Summary of Penalties for Inspection Number	1377997
Citation 1, Serious	\$205914.00
Citation 2, Repeat	\$132598.00
TOTAL PROPOSED PENALTIES	\$338512.00

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

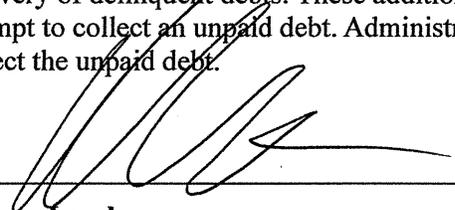
account, the bank will attempt to make the transfer up to 2 times.

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.

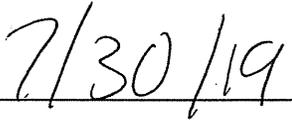
Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (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.



Karena Lorek
Area Director



Date

U.S. Department of Labor
Occupational Safety and Health Administration
2300 Main Street
Suite 168
Kansas City, MO 64108



Citation and Notification of Penalty

To:
MISSOURI COOPERAGE COMPANY LLC
1078 S Jefferson Ave
Lebanon, MO 65536

Inspection Number: 1385627
Inspection Date(s): 03/13/2019 - 07/30/2019
Issuance Date: 07/30/2019

Inspection Site:
1078 S Jefferson Ave
Lebanon, MO 65536

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 816-483-9531. 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.

7019 1120 0000 4695 5897
7019 1120 0000 4695 5880

PS Form 3800, April 2015 FSN 7530-02-000-9047 City, State, ZIP+4® Street and Apt. No., or PO Box No. See Reverse for Instructions		PS Form 3800, April 2015 FSN 7530-02-000-9047 City, State, ZIP+4® Street and Apt. No., or PO Box No. See Reverse for Instructions	
Certified Mail Fee \$ Extra Services & Fees (check box, add fee as appropriate) <input type="checkbox"/> Return Receipt (hardcopy) \$ <input type="checkbox"/> Return Receipt (electronic) \$ <input type="checkbox"/> Certified Mail Restricted Delivery \$ <input type="checkbox"/> Adult Signature Required \$ <input type="checkbox"/> Adult Signature Restricted Delivery \$		Postage \$ Total Postage and Fees \$ Sent To Postmark Here	
For delivery information, visit our website at www.usps.com OFFICIAL USE U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only			



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/30/2019. The conference will be held by telephone or at the OSHA office located at 2300 Main Street, Suite 168, Kansas City, MO 64108 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1385627

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536
Issuance Date: 07/30/2019

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, 2300 Main Street, Suite 168, Kansas City, MO 64108**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

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

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

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

Inspection Number: 1385627
Inspection Date(s): 03/13/2019 - 07/30/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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 1910.22(a)(1): All places of employment, passageways, storerooms, service rooms, and walking-working surfaces were not kept in a clean, orderly, and sanitary condition:

The employer is failing to protect employees by establishing a regular housekeeping schedule that would reduce the accumulation of dust in the Alternatives Area, classics side. The lack of housekeeping allowed dust (wood) to accumulate on all surfaces in the work area to include on top of and around numerous pieces of equipment, white oak wood dust is a combustible dust. This was most recently documented on March 15, 2019 at 1078 S Jefferson Ave, Lebanon, MO. Employees are being exposed to severe burns, in that employees are exposed to fire hazards from the accumulation of dust located inside the building. Employees are operating equipment located in the classics side that generated dust as part of the production process.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 08/23/2019
Proposed Penalty: \$13260.00

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.22(a)(2): The floor of each workroom was not maintained in a clean and, to the extent feasible, in a dry condition:

The employer is failing to protect employees by establishing a regular housekeeping schedule that would reduce the accumulation of dust in the Alternatives Area, classics side. The lack of housekeeping allowed dust (wood) to accumulate on the floor in the work area, white oak wood dust is a combustible dust. This was most recently documented on March 15, 2019 at 1078 S Jefferson Ave, Lebanon, MO. Employees are exposed to severe burns, in that employees are exposed to fire hazards from the accumulation of dust located inside the building. Employees are operating equipment located in the classics side that generate dust as part of the production process.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

08/23/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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 2 a Type of Violation: **Serious**

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

a) The employer is failing to protect employees from occupational noise exposure by effective administration of their hearing conservation program. This was most recently demonstrated on April, 17, 2019 when personal noise monitoring was performed on ten employees at the worksite located at 1078 S Jefferson Ave, Lebanon, MO whose dose was in excess of fifty (50) percent on the A Scale. Personal employee monitoring had not been repeated at the facility since September, 9, 2010, since that time, the employer has not developed or implemented a monitoring program.

1) An employee working at the head sander was exposed to continuous noise levels at 305.5% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 98.1 dBA. The sampling was performed for 475 minutes during one shift on April 17, 2019. The zero time was sampled for 5 minutes.

2) An employee working at the head cutter was exposed to continuous noise levels at 225.5% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 95.8 dBA. The sampling was performed for 441 minutes during one shift on April 17, 2019. The zero time was sampled for 39 minutes.

3) An employee working at cooping/operating was exposed to continuous noise levels at 145.7% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 92.7 dBA. The sampling was performed for 497 minutes during one shift on April 17, 2019. The zero time was sampled for 0 minutes.

4) An employee working at the fire bender was exposed to continuous noise levels at 91.2% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

approximately 89.6 dBA. The sampling was performed for 438 minutes during one shift on April 17, 2019. The zero time was sampled for 42 minutes.

5) An employee working at the first inspection was exposed to continuous noise levels at 90% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 89.2 dBA. The sampling was performed for 448 minutes during one shift on April 17, 2019. The zero time was sampled for 32 minutes.

6) An employee working at the planner was exposed to continuous noise levels at 82% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 88.6 dBA. The sampling was performed for 470 minutes during one shift on April 17, 2019. The zero time was sampled for 10 minutes.

7) An employee working at cooping was exposed to continuous noise levels at 80% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 88.4 dBA. The sampling was performed for 467 minutes during one shift on April 17, 2019. The zero time was sampled for 13 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/23/2019
\$10419.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.95(d)(3): Repeat employee exposure monitoring was not performed whenever a change in production, process, equipment or controls increases noise exposure:

a) The employer is failing to protect employees from occupational noise exposure by effective administration of their hearing conservation program. This was most recently demonstrated on April, 17, 2019 when personal noise monitoring was performed on ten employees at the worksite located at 1078 S Jefferson Ave, Lebanon, MO whose dose was in excess of fifty (50) percent on the A Scale. Personal employee monitoring had not been repeated at the facility since September, 9, 2010, since that time, changes have occurred at the facility with additions to production, process, and equipment.

1) An employee working at the head sander was exposed to continuous noise levels at 305.5% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 98.1 dBA. The sampling was performed for 475 minutes during one shift on April 17, 2019. The zero time was sampled for 5 minutes.

2) An employee working at the head cutter was exposed to continuous noise levels at 225.5% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 95.8 dBA. The sampling was performed for 441 minutes during one shift on April 17, 2019. The zero time was sampled for 39 minutes.

3) An employee working at cooping/operating was exposed to continuous noise levels at 145.7% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 92.7 dBA. The sampling was performed for 497 minutes during one shift on April 17, 2019. The zero time was sampled for 0 minutes.

4) An employee working at the fire bender was exposed to continuous noise levels at 91.2% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 89.6 dBA. The sampling was performed for 438 minutes during one shift on April 17, 2019. The zero time was sampled for 42 minutes.

5) An employee working at the first inspection was exposed to continuous noise levels at 90% dose of

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 89.2 dBA. The sampling was performed for 448 minutes during one shift on April 17, 2019. The zero time was sampled for 32 minutes.

6) An employee working at the planner was exposed to continuous noise levels at 82% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 88.6 dBA. The sampling was performed for 470 minutes during one shift on April 17, 2019. The zero time was sampled for 10 minutes.

7) An employee working at cooping was exposed to continuous noise levels at 80% dose of the allowable 8-hour time-weighted average sound level of 85 dBA or an equivalent sound level of approximately 88.4 dBA. The sampling was performed for 467 minutes during one shift on April 17, 2019. The zero time was sampled for 13 minutes.

Date By Which Violation Must be Abated:

08/23/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.95(i)(2)(i): The employer did not ensure that hearing protectors are worn by an employee who is required by 29 CFR 1910.95(b)(1) to wear personal protective equipment:

The employer is failing to protect employees by not safeguarding the employees use, care, and maintenance of their selected hearing protection. This was most recently demonstrated on April, 17, 2019 when personal noise monitoring was performed on employees at the worksite whose dose was in excess of fifty (50) percent on the A Scale. At the worksite located at 1078 S Jefferson Ave, Lebanon, MO: Employees were exposed to occupational noise hazards. During each walkthrough of the facility over the course of numerous days; employees were overserved not wearing hearing protection as well as improper placement of the hearing protection in numerous work areas that were at or exceeded 85 dB on an A scale.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$10419.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.133(a)(3): The employer did not ensure that each affected employee, who wore prescription lenses while engaged in operations that involved eye hazards, used protection that incorporated the prescription in its design, or wore eye protection over the prescription glasses or protective lenses with side shields.

The employer is failing to protect employees from injuries to the eyes and face. Employees are being exposed struck-by hazards in various departments at a worksite located at 1078 S Jefferson Ave, Lebanon, MO.

- 1) Employees were observed working in the Alternatives Area, classics side without the use of side shields on prescription glasses while using compressed air to clean large totes, which contain chips that are being sold as alternative wood products, which was demonstrated on or about March 13, 2019
- 2) Employees were observed working without the use of side shields on prescription glasses in the Heading Area while cutting wood products on a jointer, which was demonstrated on or about May 23, 2019.
- 3) Employees were observed working without the use of side shields on prescription glasses in the Bourbon Barrel Finish Area while inspecting barrels in which they hammer wood chips or cork into the barrel to fill any wholes, which was demonstrated on May 22, 2019

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$8335.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

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

The employer is failing to protect employees from toxic or hazardous substances including but not limited to injuries to the mucous membranes and respiratory tract at a worksite located at 1078 S Jefferson Ave, Lebanon, MO.

- 1) Employees were exposed to respiratory hazards when employees were directed to use filtering facepiece respirators and had not been medically evaluated before being permitted to use a respirator. This was demonstrated on May 13, 2019 when employees were engaged in cleaning activities in the Wine Barrel Finishing Area.
- 2) Employees were exposed to respiratory hazards when employees were using tight fitting respirators and had not been medically evaluated before being permitted to use a respirator. This was demonstrated on May 13, 2019 when employees were engaged in adding Sulfur Dioxide (SO₂) to green dust in the Alternatives Area.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$6251.00



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.134(g)(1)(i)(A): Respirators with tight-fitting facepieces were worn by employees who had facial hair that came between the sealing surface of the facepiece and the face or that interfered with valve function:

The employer is failing to protect employees from airborne contaminants including but not limited to wood dust and Sulfur Dioxide (SO₂) at a worksite located at 1078 S Jefferson Ave, Lebanon, MO. Employees are permitted to have facial hair when they are fitted with a respirator and times there after. Employee are exposed to toxic or hazardous substances, which include dermatitis, allergic respiratory effects, mucosal and nonallergic respiratory effects, and respiratory tract hazards from compromised seals of the respirators.

1) Employees were exposed to respiratory hazards when employees were directed to use filtering facepiece respirators and were not instructed to be clean shaven before being permitted to use a respirator. This was demonstrated on May 13, 2019 when employees were engaged in cleaning activities in the Wine Barrel Finishing area.

2) Employees are exposed to respiratory hazards when employees are using tight fitting respirators and were not instructed to be clean shaven before being permitted to use a respirator. This was demonstrated on May 13, 2019 when employees were engaged in adding Sulfur Dioxide (SO₂) to green dust in the Alternatives area.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$6251.00

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

Inspection Number: 1385627
Inspection Date(s): 03/13/2019 - 07/30/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

29 CFR 1910.157(g)(1): An educational program was not provided for all employees to familiarize them with the general principles of fire extinguisher use and the hazards involved with incipient stage fire fighting:

The employer is failing to protect employees due to a lack of training on the use of portable fire extinguishers at the facility located at 1078 S Jefferson Ave, Lebanon, MO. Employees are exposed to serious injuries, in that employees are not trained with regard to the portable fire extinguishers located throughout the facility. This was most recently documented on March 15, 2019 and May 23, 2019 when the employer did not provide an educational program to familiarize all employees with the general purposes of fire extinguisher use and the hazards involved with incipient stage fire fighting upon the employees initial employment and at least annually thereafter.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$10419.00

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: 1385627
Inspection Date(s): 03/13/2019 - 07/30/2019
Issuance Date: 07/30/2019



Citation and Notification of Penalty

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

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

The employer is failing to protect employees from the hazards of working with compressed air when cleaning wood dust from various production processes. This was demonstrated in the Wine Barrel Finish, Craft, and Alternatives Area, classics side of the facility on March 13 to 15, 2019 at a facility located at 1078 Jefferson Ave, Lebanon, MO. Employees are exposed to hazards to the respiratory system, which may be damaged as the result of inadequate personal protective equipment, hazards to the eyes, due to a lack of chip guards, and/or uncontrolled release of compressed, air injection injuries from air nozzles that were not equipped with pressure relief openings. Compressed air was assessed in these areas and found to be in excess of 60 pounds per square inch (psi) rather than being reduced to 30 p.s.i. or lower.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:	08/23/2019
Proposed Penalty:	\$8335.00

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: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536

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

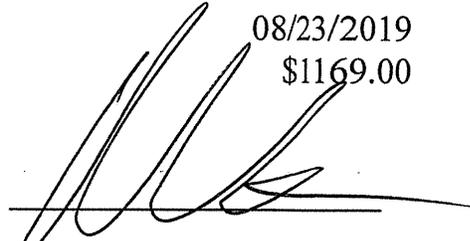
29 CFR 1910.134(d)(1)(ii): The employer did not select and use a NIOSH-certified respirator in compliance with the conditions of its certification:

The employer is failing to protect employees from injuries including but not limited to dermatitis, allergic respiratory effects, mucosal and nonallergic respiratory effects. This was demonstrated on April 17, 2019 when employees wore a generic dust mask that carried no designation or necessary NIOSH rating. Employees wore this mask while sanding barrels at a worksite located at 1078 S Jefferson Ave, Lebanon, MO.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

08/23/2019
\$1169.00



Karena Lorek
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
2300 Main Street
Suite 168
Kansas City, MO 64108



INVOICE / DEBT COLLECTION NOTICE

Company Name: MISSOURI COOPERAGE COMPANY LLC
Inspection Site: 1078 S Jefferson Ave, Lebanon, MO 65536
Issuance Date: 07/30/2019

Summary of Penalties for Inspection Number	1385627
Citation 1, Serious	\$73689.00
Citation 2, Other-than-Serious	\$1169.00
TOTAL PROPOSED PENALTIES	\$74858.00

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

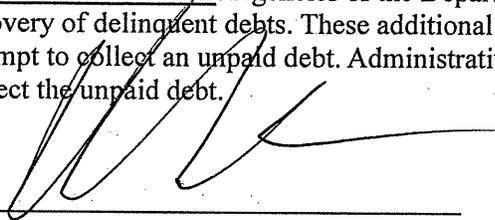
account, the bank will attempt to make the transfer up to 2 times.

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.



Karena Lorek
Area Director

7/30/19
Date