

U.S. Department of Labor Occupational Safety and Health Administration
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



04/10/2024

Hanover Foods Corporation
and its successors
PO Box 193
Centre Hall, PA 16828

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (717) 782-3902.

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

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

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

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

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

Sincerely,

RICHARD PIETRON  Digitally signed by RICHARD PIETRON

Date: 2024.04.10 10:37:17 -04'00'

for

Kevin T. Chambers

Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



Citation and Notification of Penalty

To:

Hanover Foods Corporation
and its successors
PO Box 193
Centre Hall, PA 16828

Inspection Number: 1702519**Inspection Date(s):** 10/11/2023 - 04/05/2024**Issuance Date:** 04/10/2024**Inspection Site:**

3008 Penns Valley Pike
Centre Hall, PA 16828

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 (717) 782-3902. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. 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 04/10/2024. The conference will be held by telephone or at the OSHA office located at 4050

Crums Mill Road, Suite 102, Harrisburg, PA 17112 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1702519

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Issuance Date: 04/10/2024

List the specific method of correction for each item on this citation in this package that does not read “Corrected During Inspection” and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 4050 Crums Mill Road, Suite 102, Harrisburg, PA 17112.**

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 1910.119(d)(2)(i)(C): Process safety information pertaining to the technology of the process did not include the maximum intended quantity:

a. The Old System - On or about October 11, 2023, the employer failed to develop and include maximum intended inventory of anhydrous ammonia. Failure to accurately identify the maximum intended quantity can result in an overcharge of the system leading to a release, exposing employees to chemical burns, irritation or fire.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$16,131.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 1 b Type of Violation: Serious

29 CFR 1910.119(d)(2)(i)(E): The employer failed to perform an evaluation of the consequences of deviations, including those effecting the safety and health of employees.

a. Machine Room C - On or about October 11, 2023, the employer failed evaluate the consequences of deviation with respect to high-pressure discharge limit, lubrication oil pressure and temperature limits for the 1435 Screw compressor, 675 Screw Compressor, Oil Pot C Receiver, C intercooler, NH3 Pump C, and High-Pressure Receiver. Failure to include these limits can result in equipment operating outside of acceptable limits exposing employees to loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.

b. Machine Room A - On or about October 11, 2023, the employer failed evaluate the consequences of deviation with respect to high-pressure discharge limit, lubrication oil pressure and temperature limits for the Spiral Freezer and Compressors 575, B270, A270, 775, and 480. Failure to include these limits can result in equipment operating outside of acceptable limits exposing employees to loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.119(d)(2)(i)(E), which was contained in OSHA inspection number 1565223, citation number 1, item number 3b and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 1 c Type of Violation: Serious

29 CFR 1910.119(d)(3)(i)(B): The employer's piping and instrument diagrams did not include information that provided specific identification of equipment that is part of the process.

- a. Engine Room C - On or about October 11, 2023, the Frick rotary screw compressor, SGC1913, SN: 10241E20761786, RC-1 which was installed in 2012 was never added to the P&ID's. Failure to have accurate P&IDs could result in human error during operations and maintenance and employees not being able to identify or locate equipment in the event of an emergency resulting in exposure to anhydrous ammonia vapors and liquid.
- b. Engine Room C - On or about October 11, 2023, the Frick rotary screw compressor, SGC1913, SN: 10241E20792244, RC-2 which was installed in 2012 was never added to the P&ID's. Failure to have accurate P&IDs could result in human error during operations and maintenance and employees not being able to identify or locate equipment in the event of an emergency resulting in exposure to anhydrous ammonia vapors and liquid.
- c. Engine Room A - On or about October 11, 2023, the employer included 1st A100 Fuller/FES, A-100-S, SN: 87-20228-193, was still included on the P&ID's drawing 1st A100 last updated May 16, 2005. Failure to have accurate P&IDs could result in human error during operations and maintenance and employees not being able to identify or locate equipment in the event of an emergency resulting in exposure to anhydrous ammonia vapors and liquid.
- d. Engine Room A - On or about October 11, 2023, the employer included the 3rd A120 Fuller/FES, A-120-S, SN: 18115-A rotary compressor was removed from the facility but was still included on page 4, 3rd A120 P&ID. Failure to have accurate P&IDs could result in human error during operations and maintenance and employees not being able to identify or locate equipment in the event of an emergency resulting in exposure to anhydrous ammonia vapors and liquid.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

May 28, 2024
\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 1 d Type of Violation: Serious

29 CFR 1910.119(d)(3)(i)(D): The employer did not include, in the process safety information compilation, the relief system design and the design basis.

a. The Old System - On or about October 11, 2023, the employer failed to develop and document the relief system design and design basis for the relief devices installed on the ammonia handling equipment. Failure to ensure the relief system design is adequate can result in over pressurization of equipment, or failure to relieve in the event of an emergency which can lead to catastrophic release of ammonia or explosion.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 1 e Type of Violation: Serious

29 CFR 1910.119(d)(3)(i)(E): The employer did not have a compilation of written process safety information pertaining to the ventilation system design.

a. The Old System - On or about October 11, 2023, the employer failed to develop and document the emergency ventilation system design. Failure to ensure the ventilation system design is adequate can result in IDLH concentrations of ammonia to accumulate, fires, and the emergency response personnel being exposed to dangerous levels of ammonia in the event of a release.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated: May 28, 2024
Proposed Penalty: \$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.119(d)(3)(ii): The employer did not document that equipment complies with recognized and generally accepted good engineering practices.

- a. Machine room A - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 6.10.2 when doors to the engine room were not self-closing and tight-fitting (e.g. designed to act as part of the equipment system to provide a secondary containment for releases of ammonia from equipment in the machine room such that the ammonia does not migrate outside the machine room). Failure to enclose and secure the engine rooms can lead to additional personnel being exposed to ammonia in the event of an emergency.
- b. Machine room B - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 6.10.2 when doors to the engine room were not self-closing and tight-fitting (e.g. designed to act as part of the equipment system to provide a secondary containment for releases of ammonia from equipment in the machine room such that the ammonia does not migrate outside the machine room). The engine room did not have a door between production and the machine room B. Failure to enclose and secure the engine rooms can lead to additional personnel being exposed to ammonia in the event of an emergency.
- c. Machine room C - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 6.10.2 when doors to the engine room were not self-closing and tight-fitting (e.g. designed to act as part of the equipment system to provide a secondary containment for releases of ammonia from equipment in the machine room such that the ammonia does not migrate outside the machine room). The engine room did not have a door between production and the machine room C. Failure to enclose and secure the engine rooms can lead to additional personnel being exposed to ammonia in the event of an emergency.
- d. Machine room C - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) PA Fire Code Chapter 10, section 1010.1.2.1 "side-hinged swinging doors shall swing in the direction of egress travel were serving a room or area containing an occupant load of 50 or more persons or a Group H occupancy." The egress door had an inward opening screen door that had to be opened prior to exiting using the panic bar door. Failure to ensure machinery doors are equipped with panic hardware can result in delayed emergency evacuation from the machinery room and exposure to fire and toxic hazard.

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

e. Throughout the facility - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 section 5.14.6. The ammonia piping was not labeled, color coded, and posted with "ammonia," physical state, relative pressure, and direction of flow. Failure to properly label process equipment can lead to human error (i.e., opening the incorrect valve) when operating or performing maintenance on ammonia refrigeration process equipment, exposing employees to fire, explosion, and toxic release hazards.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.119(d)(3)(ii), which was contained in OSHA inspection number 1565223, citation number 1, item number 4a and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$12,676.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 1910.119(f)(2): Operating procedures were not readily accessible to employees who work in or maintain a process area.

a. Old System - On or about October 11, 2023, employees on second and third shift did not have readily accessible operating procedures for operating and maintaining the ammonia handling equipment. Failure to maintain a readily accessible accurate set of operating procedures where employees can utilize them can lead to human error resulting in the release of anhydrous ammonia.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$12,676.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 3 b Type of Violation: Serious

29 CFR 1910.119(f)(3): The operating procedures were not reviewed to assure that they reflect current operating practice, including changes that result from changes in process chemicals, technology, and equipment, and changes to facilities.

- a. Old System - On or about October 11, 2023, the employer failed to review procedures at least annual but as often as necessary to ensure that the procedures reflect current operating practices. The most recent review and certification of SOP 1, "A" RECO FREEZER, "B" RECO FREEZER, "C" ADVANCE FREEZER SPIRAL FREEZER was April 24, 2014. Failure to maintain a readily accessible accurate set of operating procedures where employees can utilize them can lead to human error resulting in the release of anhydrous ammonia.
- b. Old System - On or about October 11, 2023, the employer failed to review procedures at least annual but as often as necessary to ensure that the procedures reflect current operating practices. The most recent review and certification of SOP 2, COLD STORAGE was April 24, 2015. Failure to maintain a readily accessible accurate set of operating procedures where employees can utilize them can lead to human error resulting in the release of anhydrous ammonia.
- c. Old System - On or about October 11, 2023, the employer failed to review procedures at least annual but as often as necessary to ensure that the procedures reflect current operating practices. The most recent review and certification of SOP 3, ENGINEROOM was April 24, 2014. Failure to maintain a readily accessible accurate set of operating procedures where employees can utilize them can lead to human error resulting in the release of anhydrous ammonia.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

May 28, 2024
\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 4 a Type of Violation: **Serious**

29 CFR 1910.119(g)(1)(i): The employer did not train each employee in an overview of the process and in the operating procedures as specified in paragraph (f) of this section.

a. Ammonia Handling Areas - On or about October 11, 2023, the employer failed to initially train employees assigned to operate and maintain the ammonia system on the site-specific ammonia system to include, classification of the engine room, specific procedures for initial startup, normal operations and shutting down the system. Failure to train employees on the process equipment and its safe operation can lead to catastrophic failure and release of anhydrous ammonia and employee exposure to toxic, fire and explosion hazards.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$12,676.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 4 b Type of Violation: Serious

29 CFR 1910.119(g)(2): Employer did not provide refresher training at least every three years, and more often, if necessary, to each employee involved in operating a process to assure that the employee understands and adheres to the current operating procedures of the process. Employer did not consult with employees involved in operating the process to determine the appropriate frequency of refresher training.

a. Ammonia Handling Areas - On or about October 11, 2023, the employer failed to conduct refresher training for senior employees assigned to operate and maintain the ammonia system on the site-specific procedures for initial startup, normal operations and shutting down the system. Failure to train employees on the process equipment and its safe operation can lead to catastrophic failure and release of anhydrous ammonia and employee exposure to toxic, fire and explosion hazards.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 1910.119(j)(2): The employer did not establish or implement written procedures to maintain the on-going integrity of process equipment:

- a. Old System - On or about October 11, 2023, the employer failed to establish procedures for maintaining the ongoing integrity of controls. The ammonia monitoring equipment installed in the engine rooms. Failure to properly maintain and calibrate ammonia detection equipment in the engine rooms can lead to employees being exposed to anhydrous ammonia in the event of a release.
- b. Old System - On or about October 11, 2023, the employer failed to establish written procedures for how to perform the daily rounds, to ensure that all equipment was being checked and documented to identify change in the operating status or deviations from operating limits. Failure to develop and implement written checks for daily inspections and checks of the system can lead to system failures and malfunctions from not catching a minor deviation prior to it resulting in a significant release.
- c. Old System - On or about October 11, 2023, the employer failed to establish and implement written procedures for de-icing pumps and associated valves. The employer's written procedures are necessary to ensure that manual isolation and shutoff valves that are required for emergency actions are free from ice buildup that would interfere with operation during time sensitive events. Written procedures for identifying and de-icing pipe circuits and other equipment is vital in order to prevent excessive corrosion of components and reduce the metal fatigue and wear on the pipe hangers to include potentially overloading them. Failure to develop de-icing procedures can lead to excessive ice buildup on valves and equipment can cause equipment to degrade or failure more rapidly and interfere or delay emergency response activities.
- d. Old System - On or about October 11, 2023, the employer failed to establish and implement written procedures for conducting annual inspections and testing of the condensers. Failure to develop written procedures for conducting annual testing and inspections of equipment can lead to undetected system degradation and ultimately the release of anhydrous ammonia.
- e. Old System - On or about October 11, 2023, the employer failed to establish and implement written procedures for conducting annual inspections and testing of the piping systems. Failure to develop written procedures for conducting annual testing and inspections of equipment can lead to undetected system degradation and ultimately the release of anhydrous ammonia.

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

f. Old System - On or about October 11, 2023, the employer failed to establish and implement written procedures for conducting annual inspections and testing of the condensers. Failure to develop written procedures for conducting annual testing and inspections of equipment can lead to undetected system degradation and ultimately the release of anhydrous ammonia.

g. Old System - On or about October 11, 2023, the employer failed to establish and implement written procedures for conducting annual inspections and testing of the pressure vessels. Failure to develop written procedures for conducting annual testing and inspections of equipment can lead to undetected system degradation and ultimately the release of anhydrous ammonia.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$16,131.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 5 b Type of Violation: Serious

29 CFR 1910.119(j)(4)(i): The employer did not perform inspection and tests on process equipment.

- a. Old System - On or about October 11, 2023, the employer failed to perform annual testing and inspections on the ammonia compressors FES 140, FES 270a, FES 270 b, FES 480, FES 675GL, FES 775B, FES 575B, FES 1435B, Screw Compressors RC 1 Viper and RC 2 in accordance with the employers MI program testing and inspection frequency and in accordance with RAGAGEP such as IIAR 6 or IIAR Bulletin 110. Failure to perform annual inspections and testing of equipment can prevent early detection of liner degradation, seal failures, pitting, and other deterioration which can lead to a loss of containment of ammonia exposing personnel to a toxic liquid and gas.
- b. Engine Room C - On or about October 11, 2023, the employer failed to perform inspections and maintenance to de-ice the ammonia pump pack D's isolation and shutoff valves that had been encased in more than a half inch of ice rendering them inoperable without de-icing. Failure to keep shutoff and isolation valves free moving and readily accessible in the event of an emergency which could result in an extended release or delayed response further exposing employees to toxic liquid and vapor.
- c. Old System - On or about October 11, 2023, the employer failed to perform the 5-year independent full inspection of the process equipment within the 5-year cycle in accordance with the employers MI program testing and inspection frequency and in accordance with RAGAGEP such as IIAR 6 or IIAR Bulletin 110. The employer conducted the most recent 5-year independent full inspection in June 2018 and was due to have the audit performed in prior to June 2023, the audit was not conducted at any point prior to the end of 2023. Failure to perform required testing and inspections can result in failure of equipment and the release of anhydrous ammonia.
- d. Old System - On or about October 11, 2023, the employer failed to perform the biannual ammonia purity test, the most recent test on March 11, 2021, and was due to be repeated in March 2023. Failure to perform ammonia analysis could result in failure to identify buildup of excess water inside the ammonia system which can result in the formation of aqueous ammonia which can interfere with the system set points and chemical reactions with oils and other system contents.
- e. Cold Storage - On or about October 11, 2023, the employer failed to perform piping inspection and testing annually in accordance with the employers MI program testing and inspection frequency and in accordance with RAGAGEP such as IIAR 6 or IIAR Bulletin 110. The employer's most recent piping inspection was conducted in August 2022 and the employer had not documented resolution of the findings or scheduled an inspection in 2023. Failure to perform piping inspections and testing on annual frequency can lead to excessive corrosion, pitting and

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

deterioration that can result in the release of anhydrous ammonia.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Options for compliance for testing frequency and type would include but is not limited to compliance with IIAR 6 (most recent edition), IIAR bulletin 110, or the manufacturer specifications.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.119(j)(5): The employer did not correct deficiencies in equipment that were outside acceptable limits:

- a. Engine Room A - On or about October 11, 2023, the employer was operating the compressor 140 with a faulty hot gas valve that leaks ammonia when the pressure drops below 90 PSI, which sets off the ammonia detectors. Failure to maintain and repair equipment used in the process of handling anhydrous ammonia can lead to process upsets, and expose employees to fire, explosion and toxic hazards.
- b. Engine Room A - On or about October 11, 2023, the employer was operating the Intercooler A shutoff on the suction side had a severely corroded valve handle which had broken off half of the valve handle. Failure to maintain and repair equipment used in the process of handling anhydrous ammonia can lead to process upsets, and expose employees to fire, explosion and toxic hazards.
- c. Engine Room A - On or about October 11, 2023, the employer was operating the flume line with a pressure testing gage that was half broken off and unreadable from corrosion. Failure to maintain and repair equipment used in the process of handling anhydrous ammonia can lead to process upsets, and expose employees to fire, explosion and toxic hazards.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.119(j)(5), which was contained in OSHA inspection number 1565223, citation number 2, item number 3 and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.119(j)(5), which was contained in OSHA inspection number 1390093, citation number 1, item number 2 and was affirmed as a final order on 05/11/2020, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: May 28, 2024
Proposed Penalty: \$16,131.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.119(l)(1): The employer did not establish written procedures to manage changes to process chemicals, technology, equipment, and procedures, and changes to facilities that affect a covered process.

a. Ammonia Handling Areas - On or about October 11, 2023, the employer failed to implement written procedures to manage changes (MOC) for organizational changes that affect the health and safety impact of a PSM-covered process in that PSM Manager position was vacated in July 2022, and left vacant without implementing the written procedure to manage the change exposing employees to changes that were not properly managed by identifying, evaluating, and reviewing the change prior to implementation. By failing to conduct an MOC the facility lacked direction as to the roles and responsibilities to resolve and coordinate PSM program activities such as tracking and resolving PHA and CA findings, scheduling the 5-year MI audit. These failures contributed to the poor state of the facilities ammonia system and created a risk for catastrophic failure of the ammonia system and ongoing hazards from unresolved audit findings.

b. Engine Room B. - On or about October 11, 2023, the employer failed to conduct an MOC prior to the start of the removal of the B. freezer and pump pack B, by failing to perform the MOC the employer failed to document the risks associated with the change, the steps to mitigate them, document the PSI and update the P&ID's, evaluate the maximum intended inventory and train emergency response personnel. Failure to perform an MOC can result in the exposure of employees and contractors to anhydrous ammonia.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

May 28, 2024
\$12,676.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 8 a Type of Violation: **Serious**

29 CFR 1910.120(q)(2)(ii): The emergency response plan did not address, to the extent not addressed elsewhere, personnel roles, lines of authority, and communication:

a. Plant Wide - On or about October 11, 2023, the employer failed to maintain and update the emergency response plans personnel roles, lines of authority and communication in such that the personnel listed members of the emergency response team included multiple former employees, and the incident commander phone number is inaccurate and multiple employees including the only 2nd shift ammonia employee were excluded from being identified with a phone number for communication. Failure to implement and maintain an accurate emergency response plan can delay response to release and emergencies associated with the handling and operation of anhydrous ammonia refrigeration systems.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard 1910.120(q)(2)(ii), which was contained in OSHA inspection number 1565223, citation number 1, item number 8 and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$16,131.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 8 b Type of Violation: Serious

29 CFR 1910.120(q)(2)(iii): The emergency response plan did not address, to the extent not addressed elsewhere, emergency recognition and prevention:

a. Throughout the facility - On or about October 11, 2023, employees on the emergency response team are expected to respond to releases of ammonia, under the employer's Emergency Response Plan. The Emergency Response Plan did not address or define the concentrations of ammonia that would be considered a small, incidental release and what would be a large release requiring an emergency response. Failure to develop and implement these procedures exposes employees to hazards associated with the uncontrolled release of anhydrous ammonia's toxic vapors.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.120(q)(2)(ii), which was contained in OSHA inspection number 1565223, citation number 1, item number 8 and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

May 28, 2024
\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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: Repeat - Serious

29 CFR 1910.119(d)(2)(i)(D): Information concerning the technology of the process did not include safe upper and lower limits for such items as temperatures, pressures, flows or compositions:

- a. Freezer C - On or about October 11, 2023, the employer did not compile and retain written process safety information related to the safe upper and lower pressure limits for Freezer C. Failure to compile, retain, and utilize these limits for the purpose of safeguards, development of operating procedures, and the development of preventative maintenance schedules and procedures which can result in equipment operating outside of acceptable limits or failing to be properly maintained which can result in loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.
- b. Machine Room C - On or about October 11, 2023, the employer did not compile and retain written process safety information related to the safe upper and lower limits for the high-pressure discharge limit, lubrication oil pressure and temperature limits for the 1435 Screw compressor, 675 Screw Compressor, Oil Pot C Receiver, C intercooler, NH3 Pump C, and High-Pressure Receiver. Failure to compile, retain, and utilize these limits for the purpose of safeguards, development of operating procedures, and the development of preventative maintenance schedules and procedures which can result in equipment operating outside of acceptable limits or failing to be properly maintained which can result in loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.
- c. Machine Room A - On or about October 11, 2023, the employer did not compile and retain written process safety information related to the safe upper and lower limits for the high-pressure discharge limit, lubrication oil pressure and temperature limits for the Spiral Freezer and Compressor 575, B270, A270, 775, and 480 compressors. Failure to compile, retain, and utilize these limits for the purpose of safeguards, development of operating procedures, and the development of preventative maintenance schedules and procedures which can result in equipment operating outside of acceptable limits or failing to be properly maintained which can result in loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.119(d)(2)(i)(D), which was contained in OSHA inspection number 1565223, citation number 1, item number 3a and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	May 28, 2024
Proposed Penalty:	\$88,721.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.119(f)(1)(ii): The employer's written operating procedures did not address the requirements for the operating limits listed in 29 CFR 1910.119(f)(1)(ii)(A) and (B) as developed in the Process Safety Information:

- a. Engine Room C - On or about October 11, 2023, the operating procedure "C Freezer Start Up Procedure," did not include operating limits, consequences of deviations or steps to correct and avoid deviation. The procedures did not identify set pressures and temperatures, consequences of performing steps out of sequence or how the to avoid or correct deviations. Failure to include operating limits can result in equipment operating outside of acceptable limits exposing employees to loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.
- b. Engine Room C - On or about October 11, 2023, the operating procedure "C Freezer Shut Down Procedure," did not include operating limits, consequences of deviations or steps to correct and avoid deviation. The procedures did not identify set pressures and temperatures, consequences of performing steps out of sequence or how the to avoid or correct deviations. Failure to include operating limits can result in equipment operating outside of acceptable limits exposing employees to loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.
- c. Engine Room A - On or about October 11, 2023, the operating procedure "A Freezer Shut Down Procedure," did not include operating limits, consequences of deviations or steps to correct and avoid deviation. The procedures did not identify set pressures and temperatures, consequences of performing steps out of sequence or how the to avoid or correct deviations. Failure to include operating limits can result in equipment operating outside of acceptable limits exposing employees to loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.
- d. Engine Room A - On or about October 11, 2023, the operating procedure "A RECO Freezer Start Up Procedure" did not include operating limits, consequences of deviations or steps to correct and avoid deviation. The procedures did not identify set pressures and temperatures, consequences of performing steps out of sequence or how the to avoid or correct deviations. Failure to include operating limits can result in equipment operating outside of acceptable limits exposing employees to loss of containment of ammonia in the system and exposure to ammonia via inhalation which can result in serious illness or death.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

its equivalent standard 1910.119(f)(1)(ii), which was contained in OSHA inspection number 1565223, citation number 1, item number 3c and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.119(n): The employer did not establish an emergency plan for the entire plant in accordance with the provisions of 29 CFR 1910.38:

- a. The facility - On or about October 11, 2023, the employer failed to develop an emergency action plan to include reporting emergencies, types of emergencies and evacuations, procedures to account for employees, and establish an employee alarm system meeting the criteria of 1910.165, establishment of distinctive audible alarms for emergencies that require different actions such as ammonia release and fire. Failure to develop and implement these procedures exposes employees to hazards associated with the uncontrolled release of anhydrous ammonia's toxic vapors.
- b. The facility - On or about October 11, 2023, the employer did not establish and implement an emergency action plan in accordance with the provisions of 29 CFR 1910.38 for handling small releases. Failure to develop and implement these procedures exposes employees to hazards associated with the uncontrolled release of anhydrous ammonia's toxic vapors.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard 1910.119(n), which was contained in OSHA inspection number 1565223, citation number 1, item number 7 and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$88,721.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.151(c): Where employees were exposed to injurious corrosive materials, suitable facilities for quick drenching or flushing of the eyes and body were not provided within the work area for immediate emergency use.

- a. Chemical room - On or about October 25, 2023, the eyewash station next to the chemical room where the employer dispensed and stored corrosives Acidifoam, Enviroguard sanitizer, and Acidiquat, was obstructed by a sanitizer pressure washer, the eye caps were missing with some signs of rusting along the discharge ports and the eyewash system had not been inspected since November of 2022. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where employees handle corrosives.
- b. The food safety Lab - On or about October 27, 2023, the eyewash in the lab where they use squirt bottles of corrosives such as peracetic acid was not maintained and inspected in accordance with manufacturer specifications to ensure the equipment was clean and safe for use. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where employees handle corrosives.
- c. The Flume Room - On or about October 27, 2023, the employer failed to install an eyewash station in the room where spray F364 liquid chlorinated alkaline foam is stored and used. The safety shower installed was not inspected or maintained. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where corrosives are stored and used.
- d. Shipping Docks - On or about October 27, 2023, there was no eyewash station present where the employer removes, charges and maintains the batteries for the forklifts - The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where employees handle corrosives.
- e. Golden Palace - On or about October 27, 2023, the warehousing area where the employer stores there peracetic acid powder, the employer failed to maintain the portable eyewash station, the tank was empty and dirty. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where employees handle corrosives.
- f. Outside Engine Room A - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 Section 6.7.3. the employer did not provide a suitable eyewash for quick drenching or flushing of the eyes and body for employees who work with ammonia. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where anhydrous ammonia could be inadvertently released.

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

g. Engine Room A - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 Section 6.7.3. The employer did not provide a suitable eyewash for quick drenching or flushing of the eyes and body for employees who work with ammonia. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where anhydrous ammonia could be inadvertently released.

h. HPR Containment Dike - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 Section 6.7.3. The employer did not provide a suitable eyewash for quick drenching or flushing of the eyes and body for employees who work with ammonia. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where anhydrous ammonia could be inadvertently released.

i. Outside of Engine room B - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 Section 6.7.3. The employer did not provide a suitable eyewash for quick drenching or flushing of the eyes and body for employees who work with ammonia. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where anhydrous ammonia could be inadvertently released.

j. Engine room B - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 Section 6.7.3. The eyewash for quick drenching or flushing of the eyes and body for employees who work with ammonia was obstructed by tanks totes and the eyewash system was not maintained free of contamination. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where anhydrous ammonia could be inadvertently released.

k. Outside of Engine room C - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 Section 6.7.3. The employer did not provide a suitable eyewash for quick drenching or flushing of the eyes and body for employees who work with ammonia. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where anhydrous ammonia could be inadvertently released.

l. Engine room C - On or about October 11, 2023, the employer did not comply with their chosen recognized and generally accepted good engineering practices (RAGAGEP) IIAR 2-2014 Section 6.7.3. The eyewash for quick drenching or flushing of the eyes and body for employees who work with ammonia was obstructed by a chair with multiple boxes piled in it. The failure to provide functioning eyewash stations can cause chemical burns to the eyes or skin while working in an area where anhydrous ammonia could be inadvertently released.

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard or essentially similar standard 1910.151(c), which was contained in OSHA inspection number 1565223, citation number 2, item number 2 and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard, or essentially similar standard 1910.151(c), which was contained in OSHA inspection number 1390093, citation number 1, item number 1 and was affirmed as a final order on 5/11/2020, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

May 15, 2024

Proposed Penalty:

\$101,398.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.119(e)(7): The employer did not retain the process hazard analysis (PHA), updates, or renewals for each process covered and documented resolution of the recommendations described in 29 CFR 1910.119(e)(5) for the life of the process.

a. Facility Wide - On or about October 11, 2023, the employer failed to retain in its entirety the initial PHA which according to the employer they believe took place in 1999 and the recommendations. Failure to retain records regarding the ongoing condition and resolution of the PSM covered process PHA, can result in failure to fully and completely evaluate risks that can result in the release of anhydrous ammonia.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 3 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.119(h)(2)(i): The employer, when selecting a contractor, did not obtain and evaluate information regarding the contract employer's safety performance and program:

a. Engine Room B. - On or about October 11, 2023, the employer failed to obtain and evaluate information regarding the safety performance and program of the contractor Stellar prior to the contractor beginning work on the site maintaining and demolishing ammonia system equipment. Failure to evaluate contractors safety programs and history can result in poor workmanship and the system being worked on by personnel without the knowledge to safely recognize and respond to an ammonia release.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$0.00

**RICHARD
PIETRON**

Digitally signed by RICHARD
PIETRON
Date: 2024.04.10 10:37:53
-04'00'

for
Kevin T. Chambers
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
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Hanover Foods Corporation**Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828****Issuance Date: 04/10/2024**

Summary of Penalties for Inspection Number: 1702519

Citation 1 Item 1a, Serious	\$16,131.00
Citation 1 Item 1b, Serious	\$0.00
Citation 1 Item 1c, Serious	\$0.00
Citation 1 Item 1d, Serious	\$0.00
Citation 1 Item 1e, Serious	\$0.00
Citation 1 Item 2, Serious	\$12,676.00
Citation 1 Item 3a, Serious	\$12,676.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 4a, Serious	\$12,676.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$16,131.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 6, Serious	\$16,131.00
Citation 1 Item 7, Serious	\$12,676.00
Citation 1 Item 8a, Serious	\$16,131.00
Citation 1 Item 8b, Serious	\$0.00
Citation 2 Item 1a, Repeat - Serious	\$88,721.00
Citation 2 Item 1b, Repeat - Serious	\$0.00
Citation 2 Item 2, Repeat - Serious	\$88,721.00
Citation 2 Item 3, Repeat - Serious	\$101,398.00
Citation 3 Item 1, Other-than-Serious	\$0.00
Citation 3 Item 2, Other-than-Serious	\$0.00

TOTAL PROPOSED PENALTIES:**\$394,068.00**

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the pay.gov homepage, type "**OSHA**" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

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

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

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

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

 Digitally signed by RICHARD
RICHARD PIETRON
Date: 2024.04.10 10:38:32 -04'00'

April 10, 2024

Date

for
Kevin T. Chambers
Area Director

U.S. Department of Labor Occupational Safety and Health Administration
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



04/10/2024

Hanover Foods Corporation
and its successors
PO Box 193
Centre Hall, PA 16828

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (717) 782-3902.

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

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

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

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

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

Sincerely,

RICHARD PIETRON  Digitally signed by RICHARD PIETRON

Date: 2024.04.10 10:01:46 -04'00'

for

Kevin T. Chambers

Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



Citation and Notification of Penalty

To:

Hanover Foods Corporation
and its successors
PO Box 193
Centre Hall, PA 16828

Inspection Number: 1702534**Inspection Date(s):** 10/11/2023 - 10/11/2023**Issuance Date:** 04/10/2024**Inspection Site:**

3008 Penns Valley Pike
Centre Hall, PA 16828

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 (717) 782-3902. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. 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 04/10/2024. The conference will be held by telephone or at the OSHA office located at 4050

Crums Mill Road, Suite 102, Harrisburg, PA 17112 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1702534

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Issuance Date: 04/10/2024

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 4050 Crums Mill Road, Suite 102, Harrisburg, PA 17112.**

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees from struck by hazards:

(a) 3008 Penns Valley Road, Centre Hall, PA; Main Maintenance Shop - On or about October 25, 2023, the pallet storage rack system used to store motors and other replacement equipment was not anchored to the floor, had sustained damage to the structural upright support at the base due to corrosion, and did not have a weight rating.

(b) 3008 Penns Valley Road, Centre Hall, PA; Cold Storage - On or about October 27, 2023, the pallet storage rack system was not anchored to the floor, had sustained damage to the structural upright and cross braces and did not have a weight rating.

(c) 3008 Penns Valley Road, Centre Hall, PA; Dry Storage "Palace" - On or about October 27, 2023, the pallet rack system Dry-01 and Dry-02 were not anchored, had visible damage on the upright support beams, and did not have load placarded maximum load information.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

ABATEMENT NOTE: One feasible means of abatement would include but is not limited to compliance with MH16.1 (2021)

MH16.1 section 1.4.2, states, "The owner is responsible for displaying in one or more conspicuous locations a permanent plaque(s). Each plaque shall show in clear, legible print (a) the maximum permissible unit load and or maximum uniformly distributed load per level, (b) average unit load (P average, see section 2.6.2) if applicable and (c) maximum total load per bay. The unit load is usually a single pallet or container and its contents that is mechanically transported. Storage levels having multiple stacking of unit of unit loads shall be so identified. It is the responsibility of the owner to ensure that the rack system is not altered in a manner that the plaque information is invalidated."

MH16.1 section 1.4.7 states, "The bottom of all columns shall be furnished with column base plates, as specified in section 7.1. All rack columns shall be anchored to the floor with anchor bolts, which shall be designed in accordance with section 7.3, to resist all applicable forces as described in section 2.1 or section 2.2"

MH16.1 Section 5.4.3 Movable-Shelf Racks "For movable shelf racks, the top shelf and other fixed shelves are to

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

include support connections capable of resisting an upward force of 1,000 pounds (453.6 kg) per connection without failure or disengagement. The movable shelves are generally constructed of a set of front and rear longitudinal beams connected rigidly to each other by transverse members. The movable shelves are to be connected in such a way so as to prevent forward displacement when lifting out the front beam of the shelf.” MH16.1 Section 5.4.3 Movable-Shelf Racks “For movable shelf racks, the top shelf and other fixed shelves are to include support connections capable of resisting an upward force of 1,000 pounds (453.6 kg) per connection without failure or disengagement. The movable shelves are generally constructed of a set of front and rear longitudinal beams connected rigidly to each other by transverse members. The movable shelves are to be connected in such a way so as to prevent forward displacement when lifting out the front beam of the shelf.” MH16.1 Section 1.4.1 (4) states, “Ensure that pallets are properly placed onto pallet load support members in a properly stacked and stable position.” – This means ensuring the right pallets are used for the rack system that is installed.

MH16.1 Section 1.4.3 states, “All rack installations produced in conformity with this Specification shall be so identified by a plaque having the same characteristics as specified in Section 1.4.2. The same plaque may be used to show permissible unit loads.”

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$12,676.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 1910.22(a)(1):29 CFR 1910.22(a)(1): The employer did not ensure that all places of employment, passageways, storerooms, service rooms, and walking-working surfaces are kept in a clean, orderly, and sanitary condition.

(a) 3008 Penns Valley Road, Centre Hall, PA; Engine Room A - On or about October 11, 2023, the floor had an oily substance exposing employees to slips and falls from the same level.

(b) 3008 Penns Valley Road, Centre Hall, PA; Engine Room C - On or about October 11, 2023, the floor had a green foam from processing celery exposing employees to slips and falls from the same level.

(c) 3008 Penns Valley Road, Centre Hall, PA; Upper Bean Room - On or about October 25, 2023, the floor near the bean tote dumpster had finely chopped celery from the conveyors exposing employees to slips and falls from the same level.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$15,211.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.22(c): The employer did not provide, and ensure each employee uses, a safe means of access and egress to and from walking-working surfaces.

(a) 3008 Penns Valley Road, Centre Hall, PA; Celery Line, outside at the rake - On or about October 25, 2023, employees walked on the vibrating conveyor and climbed over the celery pile and a safe means to access and egress the celery trailer was not provided.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 2 c Type of Violation: Serious

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

(a) 3008 Penns Valley Road, Centre Hall, PA; the Grit Screening Room - On or about October 30, 2023, the floor had 14 inch wide by 39-inch-long floor grate for water control that had sunken and recessed 4 inches below the walking working surface exposing employees to a tripping hazard.

(b) 3008 Penns Valley Road, Centre Hall, PA; Crop Storage Fluming - On or about October 30, 2023, employee(s) working in the area of the fluming conveyor were not protected from falls onto the conveyor.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 1910.28(b)(1)(i): Except as provided elsewhere in this section 29 CFR 1910.28, the employer did not ensure that each employee on a walking-working surface with an unprotected side or edge that is 4 feet (1.2 m) or more above a lower level is protected from falling by one or more of the systems described in 29 CFR 1910.28(b)(1)(i):

(a) 3008 Penns Valley Road, Centre Hall, PA; Auger Platform outside of the Spreader House - On or about October 30, 2023, employee worked on a platform to check levels and grease a chain approximately 8 feet above grade were not provided with adequate guardrails.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 28, 2024

Proposed Penalty:

\$12,676.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 3 b Type of Violation: Serious

29 CFR 1910.28(b)(6)(i): The employer did not ensure that each employee less than 4 feet (1.2 m) above dangerous equipment is protected from falling into or onto the dangerous equipment by a guardrail system or a travel restraint system, unless the equipment is covered or guarded to eliminate the hazard.

(a) 3008 Penns Valley Road, Centre Hall, PA; Crop Storage Fluming - On or about October 30, 2023, employee(s) working in the area of the fluming conveyor were not protected from falls onto the conveyor.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 3 c Type of Violation: Serious

29 CFR 1910.140(c)(13)(i): Anchorages were not capable of supporting at least 5000 pounds (22.2 kN) for each employee attached.

(a) 3008 Penns Valley Road, Centre Hall, PA; Cold Storage - On or about December 7, 2023, employees worked in the racking to retrieve the pallet runner and clear jams ,30 feet above grade, without an adequate fall protection system, using cross bracing as the anchor point.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 4 a Type of Violation: **Serious**

29 CFR 1910.37(a)(4): Safeguard(s) designed to protect employees during an emergency (e.g., sprinkler systems, alarm systems, fire doors, exit lighting), were not in proper working order at all times:

- (a) 3008 Penns Valley Road, Centre Hall, PA; Lower Bean Room - On or about October 25, 2023, the employer did not ensure that the emergency light function was in proper working order at the door leading to the Bean Pad, exposing employees to a delayed egress int the event of an emergency.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Dock - On or about October 27, 2023, the employer did not ensure that the emergency light function was in proper working order at the employee entrance/exit, exposing employees to a delayed egress int the event of an emergency.
- (c) 3008 Penns Valley Road, Centre Hall, PA; Wastewater, Pump House - On or about October 30, 2023, the employer did not ensure that the emergency light was in working order in the exit route doorway from the MCC buckets/toilet/pump motors to the workbench area where the exterior door was, exposing employees to a delayed egress int the event of an emergency.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$7,604.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 4 b Type of Violation: Serious

29 CFR 1910.37(b)(2): Each exit was not clearly visible and marked by a sign reading "Exit":

- (a) 3008 Penns Valley Road, Centre Hall, PA; Boiler Room (behind Mechanical Shop) - On or about October 25, 2023, the employer did not ensure an exit sign was posted at the exterior exit, exposing employees to delayed egress in the event of an emergency.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Pump House - On or about October 30, 2023, the employer did not ensure an exit sign was posted at the exterior exit, exposing employees to delayed egress in the event of an emergency.
- (c) 3008 Penns Valley Road, Centre Hall, PA; Spreader House - On or about October 30, 2023, the employer did not ensure an exit sign was posted at the exterior exit, exposing employees to delayed egress in the event of an emergency.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

- (a) 3008 Penns Valley Road, Centre Hall, PA; Condenser #6 - On or about October 11, 2023, employees were not informed of the existence and location of permit required confined spaces including, but not limited to, the float control access port.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Wastewater Treatment Plant, near the silo - On or about October 30, 2023, employees were not informed of the existence and location of permit required confined spaces including, but not limited to, valve box pit and the pump winch pit.
- (c) 3008 Penns Valley Road, Centre Hall, PA; Wastewater Treatment Plant, Concentrator Building - On or about October 30, 2023, employees were not informed of the existence and location of permit required confined spaces including, but not limited to, the lime pit.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$12,676.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.146(d)(6): The employer did not provide at least one attendant outside the permit space into which entry was authorized for the duration of entry operations:

(a) 3008 Penns Valley Road, Centre Hall, PA - On or about October 11, 2023, the employer did not ensure that at least one attendant was outside a permit space for the duration of entry operations.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

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

(a) 3008 Penns Valley Road, Centre Hall, PA; Wastewater Treatment Plant, near the silo - On or about October 30, 2023, employees entered permit-required confined spaces including, but not limited to, the valve box pit and the pump winch pit exposing employees to atmospheric hazards and an entry permit was not completed.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 5 d Type of Violation: Serious

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

(a) 3008 Penns Valley Road, Centre Hall, PA - On or about October 11, 2023, the employer did not ensure that the employees entering permit required confined spaces such as the ammonia condenser and valve pit were had received the required training to understanding, knowledge, and skills to perform safe entries of designated confined spaces.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.178(p)(1):Powered industrial truck(s) found to be in need of repair, defective, or in any way unsafe had not been taken out of service until restored to safe operating condition(s):

(a)3008 Penns Valley Road, Centre Hall, PA; Tote Filling Area - On or about October 11, 2023 the YALE powered pallet jack at the Tote Filling area was used without the cover in place and was not removed from service, which exposed employees to electrical shock from the 24VAC batteries.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$7,604.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

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

(a) 3008 Penns Valley Road, Centre Hall, PA; Spreader House, Platform - On or about October 30, 2023, employee servicing the auger motor walked and worked on a platform next to the auger chute that was missing part of its guarding. Employees are exposed to a caught in hazard at the auger.

(b) 3008 Penns Valley Road, Centre Hall, PA; Grit Screening Room, Auger under the hopper - On or about October 30, 2023, employees perform minor repairs and jam clearing next to an auger that was not completely guarded. Employees were exposed to a caught in hazard at the auger.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$16,131.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 8 a Type of Violation: **Serious**

29 CFR 1910.215(a)(4): Work rest(s) on grinding machinery were not adjusted closely to the wheel with a maximum opening of one eighth inch:

- (a) The Main Maintenance Shop - On or about October 25, 2023, employees operated a Black & Decker MFG Co. bench grinder with a work rest opening of approximately 1/2 inch.
- (b) Maintenance Shop - On or about October 25, 2023, employees operated a Craftsman bench grinder with a work rest opening of approximately 1/2 inch.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 24, 2024

Proposed Penalty:

\$10,140.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 8 b 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:

- (a) The Main Maintenance Shop - On or about October 25, 2023, employee operated a Craftsman bench grinder with a tongue guard opening of approximately one inch.
- (b) The Main Maintenance Shop - On or about October 25, 2023, employee operated a Black & Decker MFG Co. bench grinder with a tongue guard opening of approximately 1/2 inch.
- (c) Potato Storage Maintenance Shop - On or about October 30, 2023, employee operated a Dayton bench grinder with a tongue guard opening of approximately 5/8 inch.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 24, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 9 a Type of Violation: **Serious**

29 CFR 1910.303(b)(7)(iv): There shall be no damaged parts that may adversely affect safe operation or mechanical strength of the equipment, such as parts that are broken, bent, cut, or deteriorated by corrosion, chemical action, or overheating.

(a) 3008 Penns Valley Road, Centre Hall, PA; Condenser #6 outside - On or about October 11, 2023, the disconnect switch on the outside of the condenser was deteriorated and degraded by corrosion which exposed employees to an electrical shock hazard.

(b) 3008 Penns Valley Road, Centre Hall, PA; Engine Room; 480VAC panel behind sliding wall - On or about October 11, 2023, the electrical panels were deteriorated and degraded by corrosion which exposed employees to an electrical shock hazard.

(c) 3008 Penns Valley Road, Centre Hall, PA; Utility Room - On or about October 25, 2023, the fuse panel near the room entrance was deteriorated and degraded by corrosion which exposed employees to an electrical shock hazard.

(d) 3008 Penns Valley Road, Centre Hall, PA; Peeler Room - On or about October 25, 2023, the electric panels labeled Lights 1, 3, 5, 19, 8, 10 were deteriorated and degraded by corrosion which exposed employees to an electrical shock hazard.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$16,131.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 9 b Type of Violation: Serious

29 CFR 1910.303(g)(2)(i): Except as elsewhere required or permitted by Subpart S of Part 1910, 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 means identified in paragraphs (A), (B), (C), and (D) of 29 CFR 1910.303(g)(2)(i):

- (a) 3008 Penns Valley Road, Centre Hall, PA; Engine Room - On or about October 11, 2023, the 480VAC electrical panels doors and MCC bucket doors behind the rolling wall were not securely closed which exposed employees to an electrical shock hazard.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Engine Room, Freezer C, Krack unit indicator panel - On or about October 11, 2023, the exposed light socket at the N02 and N03 indicator lights on the indicator panel were not guarded which exposed employees to an electrical shock hazard.
- (c) 3008 Penns Valley Road, Centre Hall, PA; Entre Room - On or about October 27, 2023, the E1-1 panel door inside the electrical closet was not securely closed which exposed employees to an electrical shock hazard.
- (d) 3008 Penns Valley Road, Centre Hall, PA; Wastewater Treatment Plant, Pump House - On or about October 30, 2023, MCC panel doors were not securely closed which exposed employees to an electrical shock hazard.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

April 29, 2024
\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 9 c Type of Violation: Serious

29 CFR 1910.305(b)(1)(ii): Unused openings in boxes, cabinets, or fittings were not effectively closed:

- (a) 3008 Penns Valley Road, Centre Hall, PA; Crop Storage - On or about October 30, 2023, the employer did not ensure that the unused openings around the edge of the front cover of the 480VAC electrical panel inside the electrical closet were enclosed which exposed employees to a shock hazard.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Entre Room - On or about November 21, 2023, the employer did not ensure that the unused opening at the bottom right of the E1-1-G-CP electric panel was enclosed which exposed employees to a shock hazard.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 10 a Type of Violation: **Serious**

29 CFR 1910.303(b)(6): Conductors or equipment were located in damp or wet locations; where exposed to gases, fumes, vapors, liquids, or other agents that had a deteriorating effect on the conductors or equipment; or where exposed to excessive temperatures and were not identified for use in the operating environment:

- (a) 3008 Penns Valley Road, Centre Hall, PA; Engine Room, electrical box above the Hydrosieve - On or about October 11, 2023 the employer did not ensure that the electrical box was protected from moisture or water entering the enclosure.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Engine room, 480VAC panels behind the rolling wall - On or about October 11, 2023 the employer did not ensure that the 480VAC panels were enclosed to prevent moisture accumulation or being splashed by water during the weekly washdown of the Engine Room which deteriorated the equipment.
- (c) 3008 Penns Valley Road, Centre Hall, PA; Engine room, 440VAC panel - On or about October 11, 2023 the employer did not ensure that the 440VAC panel labeled E2-F-ES-CP was enclosed to prevent moisture accumulation or being splashed by water from melting ice on the overhead ammonia pipes which deteriorated the equipment.
- (d) 3008 Penns Valley Road, Centre Hall, PA; Peeler Room, electric panel labeled Lights 1, 3, 5, 19, 8, 10 - On or about October 25, 2023 the employer did not ensure that the electrical panel was enclosed to prevent moisture accumulation or being splashed by water during the weekly washdown of the Peeler room which deteriorated the equipment.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$16,131.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.335(a)(1)(i): Employees working in areas where there were potential electrical hazards were not using electrical protective equipment that was appropriate for the specific parts of the body to be protected and for the work to be performed:

(a) 3008 Penns Valley Road, Centre Hall, PA; plant-wide - On or about October 11, 2023, employees worked on live electrical systems including, but not limited to, the 480VAC electrical panels in the Engine Room as part of their daily work, were not using electrical protective equipment such as flame resistant or arc rated clothing, hand protection, and face protection.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.335(b)(1): Safety signs, safety symbols, or accident prevention tags were not used where necessary to warn employees about electrical hazards which may endanger them:

(a) 3008 Penns Valley Road, Centre Hall, PA; Engine Room at the 480VAC electrical panels behind the rolling wall
- On or about October 11, 2023, safety signs, safety symbols, or accident prevention tags were not posted at the electrical panels to alert employees of electrical hazards.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.333(b)(2)(i): The employer did not maintain a written copy of the procedures outlined in paragraph (b)(2) of 29 CFR 1910.333 and did not make it available for inspection by the Assistant Secretary of Labor and his or her authorized representatives:

(a) 3008 Penns Valley Road, Centre Hall, PA; plant-wide - On or about October 11, the employer did not provide a copy of the facility electrical safe work practices as requested.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 11 Type of Violation: Serious

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and/or cables were used as a substitute for the fixed wiring of a structure:

(a) 3008 Penns Valley Road, Centre Hall, PA; Utility/Paint/Chemical Storage room - On or about October 25, 2023, the employer allowed a flexible cord to be used in place of permanent wiring to power a ceiling light.

(b) 3008 Penns Valley Road, Centre Hall, PA; Receiving Dock - On or about October 27, 2023, the employer allowed a flexible cord to be used in place of permanent wiring to power the bug light at the employee entrance.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard 1910.305(g)(1)(iv)(A), which was contained in OSHA inspection number 1543718, citation number 1, item number 4, group letter b and was affirmed as a final order on 02/04/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$10,140.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.22(a)(2): The employer did not ensure that the floor of each workroom is maintained in a clean and, to the extent feasible, in a dry condition. The employer did not ensure that when wet processes are used, drainage is be maintained and, to the extent feasible, dry standing places, such as false floors, platforms, and mats are provided.

(a) 3008 Penns Valley Road, Centre Hall, PA; Engine Room A - On or about October 11, 2023, employees walking in the walkway were exposed too wet floors creating slipping hazard.

(b) 3008 Penns Valley Road, Centre Hall, PA; Engine Room B and C Freezer - On or about October 11, 2023, employee walking by the Hydrosieve and the walkway in front of the electrical panels were exposed to wet floors creating slipping hazard.

(c) 3008 Penns Valley Road, Centre Hall, PA; Utility/Paint/Chemical Storage Room - On or about October 25, 2023, employees walking throughout the work areas were exposed to wet floors creating a slipping hazard.

Hanover Foods Corporation was previously cited for a violation of this Occupational Safety and Health Standard, its equivalent, or essentially similar standard 1910.22(a)(2), which was contained in OSHA inspection number 1561302, citation number 1, item number 1 and was affirmed as a final order on 05/09/2022, with respect to a workplace located at 1550 York Street, Hanover, PA 17331.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

April 29, 2024
\$76,054.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 2 a Type of Violation: Repeat - Serious

29 CFR 1910.37(a)(2): Exit routes were not arranged so that employees would not have to travel toward a high hazard area, nor was the hazard effectively shielded by suitable partitions or barriers:

(a) 3008 Penns Valley Road, Centre Hall, PA; Crop Shop Maintenance exterior - On or about October 30, 2023, a 1,879 lb. tank of diesel fuel and two red/two blue 5-gallon fuel cans were placed 32 inches from the maintenance shop exit.

(b) 3008 Penns Valley Road, Centre Hall, PA; Main plant PIT area and Old System - On or about October 11, 2023, employees assigned to work in the PIT, production outside of engine room C and personnel within engine rooms A, B, and C, are expected to evacuate the building by entering engine room A and traveling through engine room B and C before evacuating out the door in engine room C. Employees following the designated egress route would be exposed to potential exposure to anhydrous ammonia.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard 1910.37(a)(2), which was contained in OSHA inspection number 1565223, citation number 1, item number 1, group letter a, and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

April 29, 2024
\$63,382.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 2 Item 2 b Type of Violation: Repeat - Serious

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

(a) 3008 Penns Valley Road, Centre Hall, PA; Crop Shop Maintenance, Bean Picker Storage - On or about October 30, 2023, employees egress was obstructed from tires and wood scraps in the route and doorway.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard 1910.37(a)(3), which was contained in OSHA inspection number 1565223, citation number 1, item number 1, group letter b, and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

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

(a) 3008 Penns Valley Road, Centre Hall, PA; Behind the C Freezer - On or about November 29, 2023, the employer did not ensure that the chain and sprocket on the vertical metal conveyor was guarded from employee contact.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard 1910.219(f)(3), which was contained in OSHA inspection number 1543718, citation number 1, item number 1, group letter d and was affirmed as a final order on 02/04/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$38,022.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.37(b)(6): Each exit sign was not illuminated to a surface value of at least five foot-candles (54 lux) by a reliable light source and be distinctive in color:

- (a) 3008 Penns Valley Road, Centre Hall, PA; Lower Bean Room to Celery Room - On or about October 25, 2023, an exit sign indicating the direction of travel to the exit discharge from the Lower Bean Room into the Celery Room was not illuminated or distinctive in color.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Extruder Room to the Upper Bean Room - On or about October 25, 2023, an exit sign indicating the direction of travel to the exit discharge from the Extruder Room to the Upper Bean Room was not illuminated or distinctive in color.
- (c) 3008 Penns Valley Road, Centre Hall, PA; Mechanic Shop, main plant - On or about October 25, 2023, an exit sign indicating the direction of travel to the exit discharge was not illuminated or distinctive in color.

Hanover Foods Corporation was previously cited for a violation of this occupational safety and health standard 1910.37(b)(4), which was contained in OSHA inspection number 1565223, citation number 1, item number 1c, and was affirmed as a final order on 07/13/2022, with respect to a workplace located at 7000 Millington Road, Clayton, DE 19938.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photographic or video evidence of abatement or other written records.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

April 29, 2024
\$2,530.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.147(c)(5)(ii): Lockout devices and tagout devices were not used for lockout and tagout purposes only:

- (a) 3008 Penns Valley Road, Centre Hall, PA; Engine Room - On or about October 11, 2023 the 460VAC Well Pump disconnect was tagged out of service pending future removal of the disconnect by using a tag designated for lockout tagout purposes. This action diminished the effectiveness of the workplace lockout tagout program.
- (b) 3008 Penns Valley Road, Centre Hall, PA; Soak Room - On or about October 27, 2023 the disconnect on the wall outside of the lab was tagged out of service pending future removal of the disconnect by using a tag designated for lockout tagout purposes. This action diminished the effectiveness of the workplace lockout tagout program.
- (c) 3008 Penns Valley Road, Centre Hall PA; Engine Room - On or about November 29, 2023 the Top North Condenser Fan MCC bucket on the 480VAC panel behind the rolling wall was tagged out of service pending future replacement of the disconnect by using a tag designated for lockout tagout purposes. This action diminished the effectiveness of the workplace lockout tagout program.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

(a) 3008 Penns Valley Road, Centre Hall, PA; Engine Room - On or about October 11, 2023, the device(s) used to lockout and tagout the 480VAC disconnect in the electrical panel behind the rolling wall did not identify the employee who applied the lock and tag.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct an annual or more frequent inspection of the energy control procedure to ensure that the procedure and requirements of this standard were followed:

(a) 3008 Penns Valley Road, Centre Hall, PA - On or about October 11, 2023, the employer did not conduct periodic inspections of the hazardous energy control procedures or perform authorized personnel evaluations on an annual or more frequent basis.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

(a) 3008 Penns Valley Road, Centre Hall, PA; Entre Room - On or about October 27, 2023, the employer used daisy chained extension cords to power the scale, slurry mixer(s), and roller conveyor motor in violation of listing and labeling.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 4 Item 5 Type of Violation: **Other-than-Serious**

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose, nor located and arranged so the purpose was evident:

(a) 3008 Penns Valley Road, Centre Hall, PA - On or about October 30, 2023, the employer did not ensure that each circuit breaker in the electrical panel box, located in the Concentrator Building, were legibly marked to indicate its purpose.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$0.00

**RICHARD
PIETRON**

Digitally signed by RICHARD
PIETRON
Date: 2024.04.10 10:04:16
-04'00'

for
Kevin T. Chambers
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
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



INVOICE /
DEBT COLLECTION NOTICE

Company Name: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828
Issuance Date: 04/10/2024

Summary of Penalties for Inspection Number: 1702534

Citation 1 Item 1, Serious	\$12,676.00
Citation 1 Item 2a, Serious	\$15,211.00
Citation 1 Item 2b, Serious	\$0.00
Citation 1 Item 2c, Serious	\$0.00
Citation 1 Item 3a, Serious	\$12,676.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 3c, Serious	\$0.00
Citation 1 Item 4a, Serious	\$7,604.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$12,676.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 5c, Serious	\$0.00
Citation 1 Item 5d, Serious	\$0.00
Citation 1 Item 6, Serious	\$7,604.00
Citation 1 Item 7, Serious	\$16,131.00
Citation 1 Item 8a, Serious	\$10,140.00
Citation 1 Item 8b, Serious	\$0.00
Citation 1 Item 9a, Serious	\$16,131.00
Citation 1 Item 9b, Serious	\$0.00
Citation 1 Item 9c, Serious	\$0.00
Citation 1 Item 10a, Serious	\$16,131.00
Citation 1 Item 10b, Serious	\$0.00
Citation 1 Item 10c, Serious	\$0.00
Citation 1 Item 10d, Serious	\$0.00
Citation 1 Item 11, Serious	\$10,140.00
Citation 2 Item 1, Repeat - Serious	\$76,054.00
Citation 2 Item 2a, Repeat - Serious	\$63,382.00
Citation 2 Item 2b, Repeat - Serious	\$0.00
Citation 2 Item 3, Repeat - Serious	\$38,022.00

Citation 3 Item 1, Repeat - Other	\$2,530.00
Citation 4 Item 1, Other-than-Serious	\$0.00
Citation 4 Item 2, Other-than-Serious	\$0.00
Citation 4 Item 3, Other-than-Serious	\$0.00
Citation 4 Item 4, Other-than-Serious	\$0.00
Citation 4 Item 5, Other-than-Serious	\$0.00

TOTAL PROPOSED PENALTIES: **\$317,108.00**

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the [pay.gov](http://www.pay.gov) homepage, type "**OSHA**" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

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

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

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

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its

attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.

RICHARD PIETRON

 Digitally signed by RICHARD
PIETRON
Date: 2024.04.10 10:03:17 -04'00'

for
Kevin T. Chambers
Area Director

April 10, 2024

Date

U.S. Department of Labor Occupational Safety and Health Administration
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



04/10/2024

Hanover Foods Corporation
and its successors
PO Box 193
Centre Hall, PA 16828

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (717) 782-3902.

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

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

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

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

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

Sincerely,

RICHARD PIETRON  Digitally signed by RICHARD PIETRON

Date: 2024.04.10 09:42:39 -04'00'

for

Kevin T. Chambers

Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



Citation and Notification of Penalty

To:

Hanover Foods Corporation
and its successors
PO Box 193
Centre Hall, PA 16828

Inspection Number: 1705951**Inspection Date(s):** 10/25/2023 - 10/25/2023**Issuance Date:** 04/10/2024**Inspection Site:**

3008 Penns Valley Pike
Centre Hall, PA 16828

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 (717) 782-3902. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. 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 04/10/2024. The conference will be held by telephone or at the OSHA office located at 4050

Crums Mill Road, Suite 102, Harrisburg, PA 17112 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1705951

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Issuance Date: 04/10/2024

List the specific method of correction for each item on this citation in this package that does not read “Corrected During Inspection” and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 4050 Crums Mill Road, Suite 102, Harrisburg, PA 17112.**

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.133(a)(1): Protective eye equipment was not required where there was a reasonable probability of injury that could be prevented by such equipment.

- a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - Small Ammonia Room (New System) - On or about October 11, 2023, employees engaged in the operation and maintenance of the anhydrous ammonia system in the "new engine room" were not wearing eye protection, employees were exposed to a chemical eye irritant.
- b) 3008 Penns Valley Pike, Centre Hall, PA 16828 - Old System Ammonia Room - On or about October 11, 2023, employees engaged in the operation and maintenance of the anhydrous ammonia system in the "old engine room" were not wearing eye protection, employees were exposed to a chemical eye irritant.
- c) 3008 Penns Valley Pike, Centre Hall, PA 16828 - Chemical Storage Room - On or about October 25, 2023, employees were exposed to chemicals such as sodium hydroxide and sodium hypochlorite while dispensing the chemicals from the large Iso-totes into smaller buckets for cleaning and sanitation without wearing protective eye equipment.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

May 06, 2024
\$12,676.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

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

a) 3008 Penns Valley Road, Centre Hall, PA; Celery Line - On or about November 11, 2023, the employer did not select and require employees to wear gloves appropriate to change out the dicing blade(s) at the Celery Line.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

April 29, 2024

Proposed Penalty:

\$12,676.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 1910.134(c)(3): The employer did not designate a program administrator who was qualified by appropriate training or experience to administer or oversee the respiratory protection program and to conduct the required evaluations of program effectiveness.

a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about October 25, 2023, a qualified program administrator was not identified to oversee the respiratory protection program.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$10,140.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 3 b Type of Violation: Serious

29 CFR 1910.134(f)(6): Qualitative fit tests were performed on negative pressure air-purifying respirators when the required fit factor was greater than 100.

a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about October 25, 2023, employees wore the MSA Advantage 3200 Full-Face Air Purifying Respirator to change oil on the ammonia system and were only provided with a qualitative fit test for a respirator that has a fit factor of 500.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.134(i)(4)(ii): Cylinders of purchased breathing air did not have a certificate of analysis from the supplier stating that the breathing air met the requirements for Grade D breathing air.

a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about November 21, 2023, the employer did not maintain the certificate of analysis from the supplier of breathing air that states the air met Grade D breathing air requirements.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 4 a Type of Violation: **Serious**

29 CFR 1910.141(a)(3)(i): Places of employment were not kept clean to the extent that the nature of the work allowed:

a) 3008 Penns Valley Pike, Centre Hall, PA 16828, wastewater pumphouse break area - Rodent feces and dead insects were located in and around the microwave, refrigerator, and food storage area which are used by the employees. The employer did not maintain a housekeeping program to clean these areas when they were contaminated.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$7,604.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 4 b Type of Violation: Serious

29 CFR 1910.141(a)(5): Enclosed workplaces were not so constructed, equipped, and maintained as to prevent the entrance or harborage of rodents, insects, or other vermin, and a continuing and effective extermination program was not instituted where their presence was detected.

a) 3008 Penns Valley Pike, Centre Hall, PA 16828, wastewater pumphouse break area - Rodent feces were located in and around the microwave, refrigerator, and food storage area which are used by the employees. The employer did not have an effective vermin control program to prevent the entrance and harborage of rodents and insects.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:	May 06, 2024
Proposed Penalty:	\$0.00

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: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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 1910.1200(e)(1): The employer did not develop, implement, and/or maintain at the workplace a written hazard communication program which describes how the criteria specified in 29 CFR 1910.1200(f), (g), and (h) will be met.

a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about October 25, 2023, the employer had developed a written hazard communication program, however the program did not include elements including, but not limited to:

- Description of labeling system(s) used; and
- Training elements required by 29 CFR 1910.1200(h)(1) through (h)(3).

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$7,604.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

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

a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about October 25, 2023, a 55-gallon drum in the Wastewater Treatment Plant Grit Screening House was filled with an unknown water treatment chemical, and was not labeled, tagged, or marked to identify the material in the container.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 1 Item 5 c Type of Violation: Serious

29 CFR 1910.1200(h)(3)(ii): Employee training did not include the physical and health hazards of the chemicals in the work area:

- a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about October 25, 2023, employees in the Crop Department were using chemicals such as spray paint, motor oil, chain lubricant, antifreeze, lubricants, and parts cleaners and were not trained on the hazards associated with chemicals at the time of their initial assignment or when new hazards were introduced into the work area.
- b) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about October 25, 2023, employees in the Wastewater Treatment Plant were using chemicals such as magnesium phosphorus and lime powder and were not trained on the hazards associated with chemicals at the time of their initial assignment or when new hazards were introduced into the work area.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:
Proposed Penalty:

May 06, 2024
\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Citation 2 Item 3 Type of Violation: **Other-than-Serious**

29 CFR 1910.95(m)(3)(ii): The employer did not retain audiometric test records for the duration of the affected employee's employment as required by 29 CFR 1910.95(m):

a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about November 21, 2023, employees were exposed to noise that exceeded the 8-hour time weighted average of 85 decibels, and the employer did not maintain the audiometric testing records for employees receiving audiometric testing in 2022.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$0.00

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: Hanover Foods Corporation
Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

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

29 CFR 1910.1026(d)(1): The employer with a workplace or work operation covered by this standard did not determine the 8-hour time-weighted average exposure for each employee exposed to chromium (VI).

a) 3008 Penns Valley Pike, Centre Hall, PA 16828 - On or about October 25, 2023, the employer has not determined employee exposure to chromium VI during welding operations to repair damaged stainless-steel equipment.

Abatement certification required within 10 days after abatement date. The certification shall include a statement that abatement is complete, date and method of abatement, and states that employees and their representatives were informed of this abatement.

Date By Which Violation Must be Abated:

May 06, 2024

Proposed Penalty:

\$0.00

RICHARD PIETRON Digitally signed by RICHARD
PIETRON
Date: 2024.04.10 09:44:10 -04'00'

for
Kevin T. Chambers
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
4050 Crums Mill Road
Suite 102
Harrisburg, PA 17112



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Hanover Foods Corporation

Inspection Site: 3008 Penns Valley Pike, Centre Hall, PA 16828

Issuance Date: 04/10/2024

Summary of Penalties for Inspection Number: 1705951

Citation 1 Item 1, Serious	\$12,676.00
Citation 1 Item 2, Serious	\$12,676.00
Citation 1 Item 3a, Serious	\$10,140.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 3c, Serious	\$0.00
Citation 1 Item 4a, Serious	\$7,604.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$7,604.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 5c, Serious	\$0.00
Citation 2 Item 3, Other-than-Serious	\$0.00
Citation 2 Item 4, Other-than-Serious	\$0.00

TOTAL PROPOSED PENALTIES: **\$50,700.00**

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

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

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

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

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

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

 Digitally signed by RICHARD
PIETRON
Date: 2024.04.10 09:45:10 -04'00'

April 10, 2024

Date

for
Kevin T. Chambers

Area Director