

U.S. Department of Labor
Occupational Safety and Health Administration
200 N. High Street
Room 620
Columbus, OH 43215



Citation and Notification of Penalty

To:
Sperry & Rice, LLC.
and its successors
1088 North Main Street
Killbuck, OH 44637

Inspection Number: 1296462
Inspection Date(s): 02/21/2018 - 05/24/2018
Issuance Date: 08/16/2018

Inspection Site:
1088 N. Main Street
Killbuck, OH 44637

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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 three 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 614-469-5582. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on OSHA Penalty Payment Form. The direct link is:

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

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

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

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within ten 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.

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 08/16/2018. The conference will be held by telephone or at the OSHA office located at 200 N. High Street, Room 620, Columbus, OH 43215 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1296462

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637
Issuance Date: 08/16/2018

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 200 N. High Street, Room 620, Columbus, OH 43215**

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: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.95(c)(1): The employer shall administer a continuing, effective hearing conservation program, as described in paragraphs (c) through (o) of this section, whenever employee noise exposures equal or exceed an 8-hour time-weighted average sound level (TWA) of 85 decibels measured on the A scale (slow response) or, equivalently, a dose of fifty percent. For purposes of the hearing conservation program, employee noise exposures shall be computed in accordance with appendix A and Table G-16a, and without regard to any attenuation provided by the use of personal protective equipment:

- a. At the workplace, the employer had not established and implemented an effective hearing conservation program for all employees, including the wet saw operator in the Geese Finishing Room, with noise exposures equal to or exceeding an 8-hour time-weighted average (TWA) sound level of 85 decibels (dBA) measured on the A scale (slow response) or, equivalently, a dose of 50% [i.e. action level]. A wet saw operator working in the Geese Finishing Room was exposed to noise levels exceeding the action level of an 8-hour TWA of 85 dBA and a noise dose exceeding 50%. Noise dosimetry was performed for 394 minutes during one shift on March 08, 2018. The employee's measured noise dose was 102.5%. The equivalent 8-hour TWA of 102.5% noise dose was approximately 90.1 dBA.

- b. At the workplace, the employer had not established and implemented an effective hearing conservation program for all employees, including a team leader in the Mill Room, with noise exposures equal to or exceeding an 8-hour TWA sound level of 85 dBA measured on the A scale (slow response) or, equivalently, a dose of 50% [i.e. action level]. A team leader working in the Mill Room was exposed to noise levels exceeding the action level of an 8-hour TWA of 85 dBA and a noise dose exceeding fifty percent. Noise dosimetry was performed for 399 minutes during one shift on March 08, 2018. The employee's measured noise dose was 74.9%. The equivalent 8-hour TWA of 74.9% noise dose was approximately 87.9 dBA

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Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

A hearing conservation program is to include development and administration of the elements contained in 1910.95, specifically, 1910.95(c) through (o). This is to include a noise monitoring program in accordance with 1910.95(d), employee notification in accordance with 1910.95(e), observation of monitoring in accordance with 1910.95(f), audiometric testing program in accordance with 1910.95(g) and (h), hearing protectors in accordance with 1910.95(i), hearing protector attenuation in accordance with 1910.95(j), training in accordance with 1910.95(k), access to information and training materials in accordance with 1910.95(l), and recordkeeping in accordance with 1910.95(m).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/22/2018
Proposed Penalty:	\$11641.00

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

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Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.132(a): Application. Protective equipment, including personal protective equipment for eyes, face, head, and extremities, protective clothing, respiratory devices, and protective shields and barriers, shall be provided, used, and maintained in a sanitary and reliable condition wherever it is necessary by reason of hazards of processes or environment, chemical hazards, radiological hazards, or mechanical irritants encountered in a manner capable of causing injury or impairment in the function of any part of the body through absorption, inhalation or physical contact:

a. On or about April 19, 2018, throughout the Curing Room and Geese Curing Area, employees were exposed to thermal burn hazards while loading and unloading parts racks from autoclaves. The employer did not ensure personal protective equipment (PPE) was provided and used to protect employees' arms, legs, and face from the burn hazards.

b. On or about April 19, 2018, in the Geese Curing Area, employees were exposed to thermal burn hazards while performing mandrel finishing operations. The employer did not ensure PPE was provided and used to protect employees' arms and legs from the burn hazards.

Date By Which Violation Must be Abated:	10/22/2018
Proposed Penalty:	\$9977.00

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

U.S. Department of Labor
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Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.132(d)(2): The employer shall verify that the required workplace hazard assessment has been performed through a written certification that identifies the workplace evaluated; the person certifying that the evaluation has been performed; the date(s) of the hazard assessment; and, which identifies the document as a certification of hazard assessment:

a. On or about March 08, 2018, at the workplace, the employer had assessed the workplace for some hazards but had not addressed all nor verified the assessment had been performed through a written certification. The employer also did not require any PPE to be worn throughout the facility when employees were exposed to hazards, including but not limited to corrosive chemicals, lacerations from knives, eye hazards from flying debris, thermal burns, and carcinogens.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/22/2018
Proposed Penalty:	\$11641.00



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.133(a)(1): The employer shall ensure that each affected employee uses appropriate eye or face protection when exposed to eye or face hazards from flying particles, molten metal, liquid chemicals, acids or caustic liquids, chemical gases or vapors, or potentially injurious light radiation:

- a. On or about March 08, 2018, in the Geese Finishing Room, employees were exposed to eye and face hazards from flying particles and debris of wood, metal, and rubber created while operating the water saws. The employer did not ensure appropriate eye and face protection was worn by employees who used water saws to cut hose pieces to length.
- b. On or about March 21, 2018, in the Vulcanization area, employees were exposed to eye and face hazards from trichloroethylene and aerosolized McLube 1725L mold release. The employer did not ensure appropriate eye and face protection was worn by employees who used the chemicals during the vulcanization and manipulation of rubber hoses.
- c. On or about April 10, 2018, in the Geese Finishing Room, an employee was exposed to eye hazards while using a Paslode pneumatic staple gun. The employer did not ensure eye protection was worn by the employee while assembling shipping boxes with the stapler.
- d. On or about April 19, 2018, in the Mill Room, employees were exposed to eye and face hazards from flying particles of metal and abrasives while sharpening tools with the Baldor pedestal grinder (CAT NO 612R, SER. W1196). The employer did not ensure appropriate eye and face protection was worn by employees performing grinding operations.

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Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

e. On or about April 19, 2018, throughout the Curing Room and Geese Curing Area, employees were exposed to eye and face hazards from hot TM-4451 mandrel lubricant (polyol ether) inside of rubber hoses. The employer did not ensure appropriate eye and face protection was worn by employees, pulling the hoses off of the parts racks.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/22/2018
Proposed Penalty:	\$11641.00

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

U.S. Department of Labor
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Inspection Number: 1296462
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Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

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

29 CFR 1910.134(c)(2)(ii): In addition, the employer must establish and implement those elements of a written respiratory protection program necessary to ensure that any employee using a respirator voluntarily is medically able to use that respirator, and that the respirator is cleaned, stored, and maintained so that its use does not present a health hazard to the user. Exception: Employers are not required to include in a written respiratory protection program those employees whose only use of respirators involves the voluntary use of filtering facepieces (dust masks):

a. On or about March 08, 2018, in the Mixing Area of the Mill Room, the employer did not develop a written respiratory protection program that addressed medical evaluations, respirator cleaning and respirator storage. An employee voluntarily used a MSA half-face respirator with P100 particulate filters provided by the employer.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/22/2018
Proposed Penalty:	\$11641.00

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

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

Inspection Number: 1296462
Inspection Date(s): 02/21/2018 - 05/24/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.134(h)(1): Cleaning and disinfecting. The employer shall provide each respirator user with a respirator that is clean, sanitary, and in good working order. The employer shall ensure that respirators are cleaned and disinfected using the procedures in Appendix B-2 of this section, or procedures recommended by the respirator manufacturer, provided that such procedures are of equivalent effectiveness:

a. On or about March 08, 2018, in the Mixing Area of the Mill Room, the employer did not ensure respirators were cleaned and disinfected. An employee voluntarily used a MSA half-face respirator while performing chemical mixing and pouring operations. The respirator was visibly contaminated and was being stored on a large box filled with C-90, a category 1A carcinogen (known human carcinogen).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/22/2018

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

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

Inspection Number: 1296462
Inspection Date(s): 02/21/2018 - 05/24/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.134(h)(2)(i): All respirators shall be stored to protect them from damage, contamination, dust, sunlight, extreme temperatures, excessive moisture, and damaging chemicals, and they shall be packed or stored to prevent deformation of the facepiece and exhalation valve:

a. On or about March 08, 2018, in the Mixing area of the Mill Room, the employer did not ensure a respirator was stored to protect it from contamination and hazardous chemicals when an employee voluntarily used a MSA half-face respirator with P100 particulate filters. The respirator was being stored on a large box filled with C-90, a category 1A carcinogen (known human carcinogen), and was visibly contaminated.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/22/2018

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

Inspection Number: 1296462
Inspection Date(s): 02/21/2018 - 05/24/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.136(a): General requirements. The employer shall ensure that each affected employee uses protective footwear when working in areas where there is a danger of foot injuries due to falling or rolling objects, or objects piercing the sole, or when the use of protective footwear will protect the affected employee from an electrical hazard, such as a static-discharge or electric-shock hazard, that remains after the employer takes other necessary protective measures:

a. On or about April 19, 2018, throughout the Curing Room and Geese Curing area, employees were exposed to foot injuries from hazards including, but not limited to, rolling parts racks, passing forklifts, and electric pallet jacks. The employer did not ensure protective footwear was used to protect employees' feet from crushing injuries.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/22/2018
\$9977.00

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

Inspection Number: 1296462
Inspection Date(s): 02/21/2018 - 05/24/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.138(a): General requirements. Employers shall select and require employees to use appropriate hand protection when employees' hands are exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasions; punctures; chemical burns; thermal burns; and harmful temperature extremes:

a. On or about February 28, 2018, in the Extrusion Room, employees' hands were exposed to cuts and lacerations. The employer did not require employees to use appropriate hand protection when employees used handheld knives to cut rubber tubes, coils, and slabs, throughout the day.

Date By Which Violation Must be Abated:
Proposed Penalty:

10/22/2018
\$9977.00

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

Inspection Number: 1296462
Inspection Date(s): 02/21/2018 - 05/24/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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 1910.1200(e)(1): Employers shall develop, implement, and maintain at each workplace, a written hazard communication program which at least describes how the criteria specified in paragraphs (f), (g), and (h) of this section for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

a. On or about March 08, 2018, at the workplace, the employer did not develop and maintain a written hazard communication program when employees throughout the facility worked with hazardous chemicals that included but were not limited to methyl zimate, trichloroethylene, and sulfur. Chemical hazards included but were not limited to corrosives, carcinogens, and mutagens.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/22/2018
Proposed Penalty:	\$11641.00

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: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.1200(f)(6): Workplace labeling. Except as provided in paragraphs (f)(7) and (f)(8) of this section, the employer shall ensure that each container of hazardous chemicals in the workplace is labeled, tagged or marked with either: (i) The information specified under paragraphs (f)(1)(i) through (v) of this section for labels on shipped containers; or, (ii) Product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals, and which, in conjunction with the other information immediately available to employees under the hazard communication program, will provide employees with the specific information regarding the physical and health hazards of the hazardous chemical:

a. On or about March 08, 2018, in the Mixing Area of the Mill Room, employees were exposed to an approximately 30 gallon barrel of methyl zimate that was not appropriately labeled to warn employees of the hazardous nature of the drum's contents. The Hazardous Materials Identification System (HMIS) label was not legible and did not convey the level 4 (extreme) health hazards of methyl zimate.

b. On or about March 21, 2018, in the Vulcanization Area, employees were exposed to an approximately two gallon can of trichloroethylene (spelled "trichlorath-alen" on can) that was not appropriately labeled to warn employees of the hazardous nature of the can's contents. There was no labeling or marking present on the container that that would convey the hazardous nature of the trichloroethylene.

Date By Which Violation Must be Abated:

10/22/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

29 CFR 1910.1200(h)(3): Training. Employee training on hazardous chemicals shall include at least the items outlined in 1910.1200(h)(3)(i) through (h)(3)(iv):

a. On or about March 08, 2018 employees working with hazardous chemicals in areas, such as but not limited to the Mill Room, Vulcanization Area, Curing Room, and Geese Curing Area, had not received site specific training on the following elements outlined in 1910.1200(h)(3)(i) through (h)(3)(iv).

The training conducted did not include training specific to the chemical hazards present at the work site in that;

- i. Employees had not received training on site specific methods and observations that may be used to detect the presence or release of hazardous chemicals in the work area;
- ii. Employees had not received training on site specific chemical hazards (i.e. physical, health, combustible dust, hazards not otherwise classified, etc.) of the hazardous chemicals in the work area;
- iii. Employees had not received training on site specific measures employees can take to protect themselves from the chemical hazards, including specific procedures to protect employees from exposure, such as appropriate work practices, emergency procedures, and personal protective equipment to be used; and
- iv. Employees had not received training on the details of the employer's hazard communication program.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

10/22/2018

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Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637

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

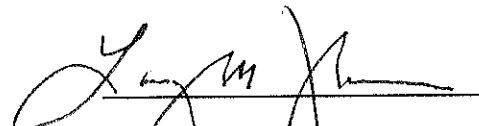
29 CFR 1910.1200(h)(1): Employers shall provide employees with effective information and training on hazardous chemicals in their work area at the time of their initial assignment, and whenever a new physical or health hazard the employees have not previously been trained about is introduced into their work area. Information and training may be designed to cover categories of hazards (e.g., flammability, carcinogenicity) or specific chemicals. Chemical-specific information must always be available through labels and material safety data sheets:

a. On or about April 19, 2018, at the workplace, the employer had no mechanism in place for training employees who worked with hazardous chemicals before their initial assignment. An employee in the Mixing Area of the Mill Room worked with hazardous chemicals, including but not limited to Hess sulfur while engaged in rubber batch blending operations. The employee had not received any information or training which included the health and safety hazards of the chemicals being used in the Mixing Area.

Sperry & Rice, LLC. was previously cited for a violation of this Occupational Safety and Health Standard, 29 CFR 1910.1200(h)(1), which was contained in OSHA inspection number 960962, citation number 1, item number 2, and was affirmed as a final order on May 6, 2014, with respect to a workplace located at 1088 North Main Street, Killbuck, Ohio 44637.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 10/22/2018
Proposed Penalty: \$23281.00


Larry M. Johnson, Area Director
Columbus Area Office

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
200 N. High Street
Room 620
Columbus, OH 43215



INVOICE / DEBT COLLECTION NOTICE

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 N. Main Street, Killbuck, OH 44637
Issuance Date: 08/16/2018

Summary of Penalties for Inspection Number	1296462
Citation 1, Serious	\$88136.00
Citation 2, Repeat	\$23281.00
TOTAL PROPOSED PENALTIES	\$111417.00

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

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

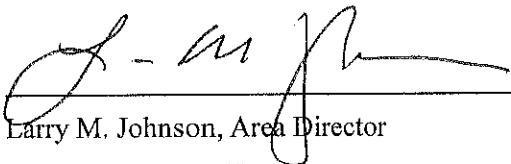
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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


Larry M. Johnson, Area Director
Columbus Area Office

8/16/2018
Date

U.S. Department of Labor
Occupational Safety and Health Administration
200 N. High Street
Room 620
Columbus, OH 43215



Citation and Notification of Penalty

To:
Sperry & Rice, LLC
and its successors
1088 North Main Street
Killbuck, OH 44637

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018

Inspection Site:
1088 North Main Street
Killbuck, OH 44637

7018 0360 0000 5787 5870

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 three 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 614-469-5582. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on OSHA Penalty Payment Form. The direct link is:

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

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

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

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within ten 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.

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 08/16/2018. The conference will be held by telephone or at the OSHA office located at 200 N. High Street, Room 620, Columbus, OH 43215 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1298240

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637
Issuance Date: 08/16/2018

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 200 N. High Street, Room 620, Columbus, OH 43215**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

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

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.22(a)(3): Walking-working surfaces are maintained free of hazards such as sharp or protruding objects, loose boards, corrosion, leaks, spills, snow, and ice:

a. On or about February 28, 2018, located between the Mandrel Hose "Geese" Curing and the men's lockers & shower room, there was a spill from a container of TM-4451 Mandrel Release that had spread across the floor, resulting in a slippery surface for employees to walk, thereby exposing the employee to a slip, trip and fall hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$9977.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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 1910.25(b)(1): (1) Handrails, stair rail systems, and guardrail systems are provided in accordance with 29 CFR 1910.28:

a. On or about February 28, 2018, located within the boiler room just outside of the maintenance shop, there was a standard set of stairs to the maintenance shop that had no midrail, thereby exposing the employees to a maximum fall hazard of five feet.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$6652.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.28(b)(1)(i)(A): (1) Unprotected sides and edges. (i) Except as provided elsewhere in this section, the employer must 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 following:

29 CFR 1910.28(b)(1)(i)(A): (A) Guardrail systems;

a. On or about February 28, 2018, located within the boiler room just outside of the maintenance shop, there was a platform to the maintenance shop that had no guardrails on the right side of the platform, thereby exposing the employees to a fall hazard of five feet.

Date By Which Violation Must be Abated:

Corrected During Inspection



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.28(b)(3)(ii); (ii) Each employee is 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. On or about February 28, 2018, located in front of autoclave #1, there was a 16 inch deep floor hole that was approximately 71 inches wide by 43 inches long, thereby exposing the employees to a slip trip fall hazard of 16 inches.
- b. On or about February 28, 2018, located in front of autoclave #12, there was a 20 inch deep floor hole that was approximately 77 inches wide by 44 inches long, thereby exposing the employees to a slip trip fall hazard of 20 inches.
- c. On or about February 28, 2018, located in front of autoclave #2, there was a 20 inch deep floor hole that was approximately 69 inches wide by 57 inches long, thereby exposing the employees to a slip trip fall hazard of 20 inches.
- d. On or about February 28, 2018, located in front of autoclave #11, there was a 15 inch deep floor hole that was approximately 63 inches wide by 39 inches long, thereby exposing the employees to a slip trip fall hazard of 15 inches.
- e. On or about February 28, 2018, located in front of autoclave #5, there were two 15 inch deep floor holes created with the ramp up with one approximately 6 inches wide by 39 inches long and the other hole being 30 inches wide by 39 inches long, thereby exposing the employees to a slip trip fall hazard of 15 inches.
- f. On or about February 28, 2018, located in front of autoclave #9, there was a ten inch deep floor hole that was approximately 65 inches wide by 58 inches long, thereby exposing the employees to a slip trip fall hazard of ten inches.
- g. On or about February 28, 2018, located in front of autoclave #6, there was a ten inch deep floor hole that was approximately 63 inches wide by 58 inches long, thereby exposing the employees to a slip trip fall hazard of ten inches.

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

h. On or about February 28, 2018, located in front of autoclave #8 there was a 15 inch deep floor hole that was approximately 63 inches wide by 58 inches long, thereby exposing the employees to a slip trip fall hazard of 15 inches.

i. On or about February 28, 2018, located in front of autoclave #10, there was a 15 inch deep floor hole that was approximately 63 inches wide by 58 inches long, thereby exposing the employees to a slip trip fall hazard of 15 inches.

j. On or about February 28, 2018, located in front of autoclaves #7, #3, and #13, there was an 18 inch deep floor hole that was approximately 23 feet 9 inches wide by 51 inches long with a 48 inch platform between #7 and #3 autoclaves, thereby exposing the employees to a slip trip fall hazard of 18 inches.

k. On or about February 28, 2018, located in front of autoclaves #16, #15 and #14, there was a 17 inch deep floor hole that was approximately 23 feet 11 inches wide by 52 inches long with a 70-1/2 inch platform between #14 and #15 autoclaves, thereby exposing the employees to a slip, trip, fall hazard of 18 inches.

l. On or about February 28, 2018, located in the Banbury Mill there was a 16 inch deep floor hole that was 16 inches by 28 inches in size, thereby exposing employees to a trip, slip, fall hazard of 16 inches.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$9977.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.28(b)(6)(i): (i) 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. On or about March 14, 2018, located next to Vulcanizing Department, there were stairs to a stair landing where storage was kept over office space. The stair landing had no mid rail, exposing employees to a fall hazard of approximately 18 inches into the splice mold presses in the Vulcanizing Department.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.145(c)(3): Safety instruction signs. Safety instruction signs shall be used where there is a need for general instructions and suggestions relative to safety measures:

a. On or about February 28, 2018, located on 14 autoclaves, there were no signs to caution employees that the autoclaves were hot, thereby exposing the employees to hot surfaces up to 400 degrees.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$9977.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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 6 a Type of Violation: **Serious**

29 CFR 1910.146(c)(1): The employer shall evaluate the workplace to determine if any spaces are permit-required confined spaces:

- a. On or about February 28, 2018, located at the Curing Room and Mandrel Hose "Geese" Curing Rooms, the employer did not evaluate their confined spaces for existing or potential hazards when employees entered the confined space when pushing and pulling the mandrel carts into and out of 16 autoclaves. The autoclaves had limited means of egress and potential for hazardous atmospheres, thereby exposing the employees to contact with steam and/or hot surfaces.
- b. On or about February 28, 2018, located at the Banbury Pit, the employer did not evaluate their confined space for existing or potential hazards when employees entered the pit to perform cleaning and maintenance activities to equipment. The pit had limited means of egress, unguarded rotating parts, potential for unexpected startup and/or the release of stored energy, and fall hazards, thereby exposing the employees to caught-in, stuck-by and fall hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.146(c)(2): If the workplace contains permit spaces, the employer shall 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:

NOTE: A sign reading DANGER -- PERMIT-REQUIRED CONFINED SPACE, DO NOT ENTER or using other similar language would satisfy the requirement for a sign.

a. On or about February 28, 2018, located in the Curing and Mandrel "Geese" Curing Rooms, there were no signs on 16 autoclaves for exposed employees to inform them of the existence, location and the danger posed by a confined space.

b. On or about February 28, 2018, located at the Banbury, there were no signs at the Banbury Pit for exposed employees to inform them of the existence, location and the danger posed by a confined space at the Banbury Pit.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.146(c)(4): If the employer decides that its employees will enter permit spaces, the employer shall develop and implement a written permit space program that complies with this section. The written program shall be available for inspection by employees and their authorized representatives:

- a. On or about February 28, 2018, located at the Curing Room and Mandrel Hose "Geese" Curing Rooms, the employer did not develop and implement a written permit space program for employees that entered a permit-required confined space in the 16 autoclaves in order to insert and remove mandrel carts.
- b. On or about February 28, 2018, located at the Banbury, the employer did not develop and implement a written permit space program for employees that entered a permit-required confined space in the Banbury Pit in order to perform daily cleaning, service and maintenance to equipment, and to remove fallen rubber batches from an overhead conveyor.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.146(d)(6): Provide at least one attendant outside the permit space into which entry is authorized for the duration of entry operations:

a. On or about February 28, 2018, located at the Banbury, the employer did not ensure that at least one attendant was positioned outside a permit-required confined space where employees entered a Banbury Pit in order to perform daily cleaning, service and maintenance to equipment, and to remove fallen rubber batches from an overhead conveyor.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.146(f): Entry permit. The entry permit that documents compliance with this section and authorizes entry to a permit space shall identify:

1. The permit space to be entered
2. The purpose of the entry
3. The date and the authorized duration of the entry permit
4. The authorized entrants
5. The personnel, by name, currently serving as attendants
6. The individual, by name, currently serving as entry supervisor
7. The hazards of the permit space to be entered
8. The measures used to isolate the permit space and to eliminate or control permit space hazards before entry
9. The acceptable entry conditions

a. On or about February 28, 2018, located at the Banbury, the employer did not ensure that entry permits were completed for a permit-required confined space where employees entered a Banbury Pit in order to perform daily cleaning, service and maintenance to equipment, and to remove fallen rubber batches from an overhead conveyor.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.146(g)(1): The employer shall provide training so that all employees whose work is regulated by this section acquire the understanding, knowledge, and skills necessary for the safe performance of the duties assigned under this section:

a. On or about February 28, 2018, located at the Banbury, the employer did not provide employee training for employees that entered permit-required confined spaces to perform daily cleaning, service and maintenance to equipment, and to remove fallen rubber batches from an overhead conveyor in the Banbury Pit.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.147(c)(4)(i): Procedures shall be developed, documented and utilized for the control of potentially hazardous energy when employees are engaged in the activities covered by this section:

a. On or about February 28, 2018, located throughout the facility, the employer did not develop, document and utilize energy control procedures for equipment and machines, i.e. rubber mills, microwave line, extruders, etc., thereby exposing employees to the hazards associated with performing service and maintenance on machines and equipment with multiple energy sources.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.147(c)(7)(i)(A): Each authorized employee shall receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control:

- a. On or about February 28, 2018, located in the Mill Room, employee performed setup activities on the wig wag barrel and wig wag puller without being authorized to perform a lockout/tagout activity, thereby exposing the employees to a caught-in hazard.
- b. On or about March 8, 2018, located in the Mandrel Hose "Geese" Finishing Department, employee performed the sharpening of blades on water-supplied swing saws without being authorized to perform a lockout/tagout activity, thereby exposing the employees to the rotating blade on the saw.
- c. On or about March 14, 2018, located in the Mandrel Hose "Geese" Finishing Department, employee performed blade changes on water-supplied swing saws without being authorized to perform a lockout/tagout activity, thereby exposing the employees to rotating parts.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

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

- a. On or about February 28, 2018, located in the mill room, employees were exposed to machine hazards associated with rotating parts of a wig wag rotating barrel and conveyor line rubber puller during the setup activity of restring the rubber strips. The employer failed to implement energy control application steps as the machines were not shut down or turned off to perform the work [per the 1910.147(d)(2) requirements]. As a result, the remaining applicable energy control elements, involving machine isolation [(d)(3)], LOTO device application [(d)(4)], dissipation of residual energy [(d)(5)(i)], and verification of isolation [(d)(6)], were not implemented to protect employees from machine hazards.

- b. On or about March 8, 2018, located in the Mandrel Hose "Geese" Finishing Department, an employee was exposed to machine hazards associated with the sharpening of the rotating blades. The employer failed to implement energy control application steps as the machine was not shut down or turned off to perform the work [per the 1910.147(d)(2) requirements]. As a result, the remaining applicable energy control elements, involving machine isolation [(d)(3)], LOTO device application [(d)(4)], dissipation of residual energy [(d)(5)(i)], and verification of isolation [(d)(6)], were not implemented to protect employees from machine hazards.

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

c. On or about March 14, 2018, located in the Mandrel Hose "Geese" Finishing Department, an employee was exposed to machine hazards associated with moving parts and point of operation hazards during blade changes. The employer failed to implement energy control application steps as a LOTO device was not applied to the ball valve [per the 1910.147(d)(4) requirements]. As a result, the remaining applicable energy control elements, involving dissipation of residual energy [(d)(5)(i), and verification of isolation [(d)(6)], were not implemented to protect to protect employees from machine servicing hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

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

- a. On or about February 28, 2018, located in the Finishing Room, employees operated a 15-1/2 inch Sears Craftsman drill press that did not have a chuck guard, thereby exposing the employees to a caught-in hazard.
- b. On or about March 7, 2018, located in the Tool & Die Shop, employees operated a Summit manual lathe, model number 11X32, serial number 27051 without a chuck guard, thereby exposing the employees to a caught-in/struck-by hazard.
- c. On or about February 28, 2018, located in the Tool & Die Shop, employees operated a Delta drill press without a chuck guard, thereby exposing the employees to a caught-in hazard.
- d. On or about February 28, 2018, located in the Extrusion Room on Microwave Line #10, there was an ingoing nip point where the belt met the roller, thereby exposing the employees to a caught-in hazard.
- e. On or about February 28, 2018, located in Mandrel Hose Geese Curing Room, employees operated a pneumatic American Gator Tool Speedy Air Vise to clamp down onto curing rods without guarding, thereby exposing the employees to a caught-in hazard.
- f. On or about March 14, 2018, located in the Extrusion Room at the end of Hot Extruder Line #2, there was no guarding where the conveyor met the end roller, thereby exposing the employees to a caught-in hazard.
- g. On or about March 21, 2018, located in the Extrusion Room at the end of Hot Extruder Line #3, there was no guarding where the conveyor met the end roller, thereby exposing the employees to a caught-in hazard.

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

h. On or about March 21, 2018, located in the Mill Room at the Wig Wag puller, employees operated the wig wag without guarding in place and when the guarding was used it was inadequate, thereby exposing the employees to a caught-in hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.212(a)(3)(ii): The point of operation of machines whose operation exposes an employee to injury, shall be guarded. The guarding device shall be in conformity with any appropriate standards therefor, or, in the absence of applicable specific standards, shall be so designed and constructed as to prevent the operator from having any part of his body in the danger zone during the operating cycle:

- a. On or about February 28, 2018, located in the Mandrel Hose "Geese" Finishing Room, employees operated eight pneumatically-driven swing saws that had inadequate guarding over their blades, thereby exposing employees to being stuck-by the cutting blade of the saw.
- b. On or about February 28, 2018, located at the Banbury Rubber Mill, employees cut by hand and repositioned rubber material while there was an affixed attachment with two unguarded cutter wheels, thereby exposing the employees being caught in the point-of-operation.
- c. On or about February 28, 2018, located in the Finishing Department on #1 Cutter, employees operated the cutter in order to cut rubber material with inadequate guarding that did not protect the employees from making contact with the point of operation.
- d. On or about February 28, 2018, located in the Finishing Department on #2 Cutter, employees operated the cutter in order to cut rubber material with inadequate guarding that did not protect the employees from making contact with the point of operation.
- e. On or about February 28, 2018, located in the Finishing Department on #4 Cutter, employees operated the cutter in order to cut rubber material with inadequate guarding that did not protect the employees from making contact with the point of operation.
- f. On or about March 21, 2018, located in the Vulcanizing Department, employees operated 12 foot-actuated pneumatic Thomas Bus presses that had no guarding where the dies come in contact with the rubber material, thereby exposing the employees to a caught-in hazard.

U.S. Department of Labor
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Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

g. On or about March 21, 2018, located in the Extrusion Room on Hot Extruder Line #3, employees operated a water supplied cutting saw that had inadequate guarding to protect the employees from making contact with the point of operation.

h. On or about April 10, 2018, located in the Banbury where rubber cutting was performed, there was a pneumatic shear with inadequate guarding that employees operated, thereby exposing the employees to the point of operation of the blade.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/05/2018
Proposed Penalty:	\$11641.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.212(a)(4): Barrels, containers, and drums. Revolving drums, barrels, and containers shall be guarded by an enclosure which is interlocked with the drive mechanism, so that the barrel, drum, or container cannot revolve unless the guard enclosure is in place:

a. On or about February 28, 2018, located in the mill room, employees worked at and near a rotating barrel in a rinse tank that was not guarded with an interlocked enclosure, thereby exposing the employees to a caught-in hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.215(a)(2): Guard design. The safety guard shall cover the spindle end, nut, and flange projections. The safety guard shall be mounted so as to maintain proper alignment with the wheel, and the strength of the fastenings shall exceed the strength of the guard:

a. On or about February 28, 2018, located in the Salisbury Department, employees operated a pedestal grinder that did not have adequate guarding over its nut, flange and spindle end on both sides of the grinder, thereby exposing the employees to a caught-in hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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 14 a Type of Violation: **Serious**

29 CFR 1910.215(a)(4): Work rests. On offhand grinding machines, work rests shall be used to support the work. They shall be of rigid construction and designed to be adjustable to compensate for wheel wear. Work rests shall be kept adjusted closely to the wheel with a maximum opening of one-eighth inch to prevent the work from being jammed between the wheel and the rest, which may cause wheel breakage. The work rest shall be securely clamped after each adjustment. The adjustment shall not be made with the wheel in motion:

- a. On or about February 28, 2018, located near the slab off mill, there was Baldor pedestal grinder, serial number W1196, which had its work rest positioned approximately 11/16 inch from the grinding wheel, thereby exposing the employees to a caught-in hazard.
- b. On or about February 28, 2018, located in the Maintenance Shop, there was a Dayton bench grinder, model number 1Z853, which had its work rest positioned approximately 1 & 1/8 inch from the grinding wheel, thereby exposing employees to a caught-in hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.215(b)(9): Exposure adjustment. Safety guards of the types described in Subparagraphs (3) and (4) of this paragraph, where the operator stands in front of the opening, shall be constructed so that the peripheral protecting member can be adjusted to the constantly decreasing diameter of the wheel. The maximum angular exposure above the horizontal plane of the wheel spindle as specified in paragraphs (b)(3) and (4) of this section shall never be exceeded, and the distance between the wheel periphery and the adjustable tongue or the end of the peripheral member at the top shall never exceed one-fourth inch. (See Figures O-18, O-19, O-20, O-21, O-22, and O-23.):

a. On or about February 28, 2018, located near the slab off mill, there was Baldor pedestal grinder, serial number W1196, that had its tongue guard positioned approximately 1/2 inch from the grinding wheel, thereby exposing the employees to a struck-by hazard.

b. On or about February 28, 2018, located in the Maintenance Shop, there was a Dayton bench grinder, model number 1Z853, that had its tongue guard positioned approximately 7/8 inch from the grinding wheel, thereby exposing employees to a struck-by hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 15 Type of Violation: **Serious**

29 CFR 1910.219(c)(2)(i): All exposed parts of horizontal shafting seven (7) feet or less from floor or working platform, excepting runways used exclusively for oiling, or running adjustments, shall be protected by a stationary casing enclosing shafting completely or by a trough enclosing sides and top or sides and bottom of shafting as location requires:

- a. On or about February 28, 2018, located in the Extruder Department, located at Hot Extruder Line #2 on the Royle 1A extruder, there was a horizontal shaft approximately 32 inches off the floor with a vibration damper that was not adequately guarded, thereby exposing employees to a caught-in hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.219(f)(3): Sprockets and chains. All sprocket wheels and chains shall be enclosed unless they are more than seven (7) feet above the floor or platform. Where the drive extends over other machine or working areas, protection against falling shall be provided. This subparagraph does not apply to manually operated sprockets:

- a. On or about February 28, 2018, located in the Mill Room behind a Jones rubber mill, there was an overhead conveyor that did not have guard over its chain and three sprockets that were at a maximum height of approximately five feet, four inches, thereby exposing the employees to a caught-in hazard.
- b. On or about February 28, 2018, located at the Banbury Mixer, employees operated a dump container to load the Banbury. Approximately 32 inches under the container were two sets of unguarded chains and sprockets, thereby exposing the employees to a caught-in hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.242(b): Compressed air used for cleaning. Compressed air shall not be used for cleaning purposes except where reduced to less than 30 p.s.i. and then only with effective chip guarding and personal protective equipment:

- a. On or about March 14, 2018, located in the Tool & Die Shop, employees used approximately 102.4 p.s.i. of air for cleaning purposes, thereby exposing employees to flying particles, chips, etc. and air embolism.
- b. On or about February 28, 2018, near the Curing Room, employees used approximately 61.2 p.s.i. of air for cleaning purposes, thereby exposing the employees to flying particles, chips, etc. and air embolism.
- c. On or about March 14, 2018, located in the Vulcanizing Department, employees used approximately 110.3 p.s.i. of air for cleaning purposes, thereby exposing the employees to flying particles, chips, etc. and air embolism.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$9977.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.303(b)(2): Installation and use. Listed or labeled equipment shall be installed and used in accordance with any instructions included in the listing or labeling:

- a. On or about February 28, 2018, located in the Maintenance Shop, there was a Dayton Bench Grinder, model number 1Z853, that was plugged into a metal receptacle outlet box with knockouts that was not mounted and not approved to be used as a pendant, thereby exposing the employees to an electrical shock hazard of 120 vac.
- b. On or about February 28, 2018, located in the Maintenance Shop, the employer mounted a Westinghouse 20 inch box fan to a wall to use as an exhaust fan from the boiler room that was not listed and labeled to be used in an industrial facility, thereby exposing employees to an electrical shock and fire hazard.
- c. On or about April 19, 2018, located in the Vulcanizing Department, employees used a Westinghouse 20 inch box fan that was not listed and labeled for industrial use, thereby exposing employees to an electrical shock and fire hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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 19 a Type of Violation: **Serious**

29 CFR 1910.303(c)(3)(i): Conductors shall be spliced or joined with splicing devices identified for the use or by brazing, welding, or soldering with a fusible metal or alloy. Soldered splices shall first be spliced or joined to be mechanically and electrically secure without solder and then soldered. All splices and joints and the free ends of conductors shall be covered with an insulation equivalent to that of the conductors or with an insulating device identified for the purpose:

a. On or about February 28, 2018, located in the Maintenance Shop, there was a box fan that was used as an exhaust for heat that had a splice to connect two wire ends without solder and without insulation, thereby exposing the employees to an electrical shock hazard of 120 VAC.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/05/2018
Proposed Penalty:	\$11641.00

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

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Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.305(g)(1)(iv): Unless specifically permitted otherwise in paragraph (g)(1)(ii) of this section, flexible cords and cables may not be used:

29 CFR 1910.305(g)(1)(iv)(A): As a substitute for the fixed wiring of a structure:

a. On or about February 28, 2018, located in the Maintenance Shop, there was a box fan that was used as an exhaust for heat from the Boiler Room to the Maintenance Shop that had its flexible cord that was used as a substitute for fixed wiring, thereby exposing the employees to a fire hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

U.S. Department of Labor
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Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.305(g)(1)(iv): Unless specifically permitted otherwise in paragraph (g)(1)(ii) of this section, flexible cords and cables may not be used:

29 CFR 1910.305(g)(1)(iv)(B): Where run through holes in walls, ceilings, or floors:

a. On or about February 28, 2018, located in the Maintenance Shop, there was a box fan that was used as an exhaust for heat that had its flexible cord that was run through the wall between the Maintenance Shop and Boiler Room, thereby exposing the employees to a fire hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

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

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Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 20 Type of Violation: **Serious**

29 CFR 1910.303(f)(2): Services, feeders, and branch circuits. Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, shall be legibly marked to indicate its purpose, unless located and arranged so the purpose is evident:

- a. On or about April 19, 2018, located in the Vulcanizing Department, there was a 480 electrical panel box that was not marked to indicate the purpose of each breaker, thereby exposing the employees to the hazards associated with the equipment supplied by breaker box.
- b. On or about April 19, 2018, located in the Lab, there were two breaker boxes that did not have labeling for the electrical panel boxes along the center of the wall behind the oven to identify the purpose of the breakers, thereby exposing the employees to the hazards associated with the equipment supplied by the breaker boxes.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

U.S. Department of Labor
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Inspection Number: 1298240
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Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 21 Type of Violation: **Serious**

29 CFR 1910.303(g)(1)(ii): Working space required by this standard may not be used for storage. When normally enclosed live parts are exposed for inspection or servicing, the working space, if in a passageway or general open space, shall be suitably guarded:

a. On or about February 28, 2018, located in the Mandrel Hose "Geese" Finishing Room along the wall where there were two 480 disconnects, two 480 VAC electrical breaker panels and an enclosed bus bar that had boxes, tools, storage cabinets, etc. stored under and on the equipment, thereby exposing the employees to an electrical shock, arc flash and/or fire hazard when performing service and maintenance on the electrical equipment.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

Inspection Number: 1298240
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Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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 22 a Type of Violation: **Serious**

29 CFR 1910.304(b)(2)(ii): Receptacles and cord connectors having grounding contacts shall have those contacts effectively grounded except for receptacles mounted on portable and vehicle-mounted generators in accordance with paragraph (g)(3) of this section and replacement receptacles installed in accordance with paragraph (b)(2)(iv) of this section:

a. On or about March 8, 2018, located in the Mandrel Hose Geese Finishing Room, employees operated the water saws where there was an electrical receptacle that did not have a grounding means, thereby exposing employees to an electrical shock of 120 VAC and/or fire hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/05/2018
Proposed Penalty:	\$11641.00

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

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Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 22 b Type of Violation: **Serious**

29 CFR 1910.305(e)(1): Cabinets, cutout boxes, fittings, boxes, and panelboard enclosures. Cabinets, cutout boxes, fittings, boxes, and panelboard enclosures in damp or wet locations shall be installed so as to prevent moisture or water from entering and accumulating within the enclosures and shall be mounted so there is at least 6.35-mm (0.25-in.) airspace between the enclosure and the wall or other supporting surface. However, nonmetallic enclosures may be installed without the airspace on a concrete, masonry, tile, or similar surface. The enclosures shall be weatherproof in wet locations:

- a. On or about February 28, 2018, located outside the Banbury exit door, there was a dust collector that had a 480 VAC disconnect that had not been installed to prevent moisture from entering the box, thereby exposing employees to electrical shock, fire and/or arc flash hazards.

- b. On or about March 8, 2018, located in the Mandrel Hose Geese Finishing Room at saws number 4, 5, and 8, employees operated the water saws where there were electrical boxes that did not prevent moisture or water from accumulating in the electrical boxes, thereby exposing employees to an electrical shock of 120 VAC and/or fire hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

U.S. Department of Labor
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Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 22 c 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. On or about February 28, 2018, located outside the Banbury exit door, there was a dust collector that had a 480 VAC disconnect that had significant water damage from the outdoor elements to the front cover and inside bottom of the disconnect box. The disconnect also was missing its throw switch handle, thereby exposing employees to electrical shock, fire and/or arc flash hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 22 d Type of Violation: **Serious**

29 CFR 1910.303(g)(2)(i): Except as elsewhere required or permitted by this standard, live parts of electric equipment operating at 50 volts or more shall be guarded against accidental contact by use of approved cabinets or other forms of approved enclosures or by any of the following means:

1. By location in a vault, or similar enclosure that is accessible only to qualified persons.
2. By suitable permanent, substantial partitions or screens so arranged so that only qualified persons will have access to the space within reach of the live parts.
3. By placement on a suitable balcony, gallery, or platform so elevated and otherwise located as to prevent access by unqualified persons.
4. By elevation of eight feet or more above the floor or other working surface.
 - a. On or about March 21, 2018, located in the Vulcanizing Department, employees operated 12 pneumatic Thomas Bus mold presses that had their wiring spliced with wire nuts on the back of each press, thereby exposing employees to an electrical shock hazard from the exposed live parts of 240 VAC.
 - b. On or about February 28, 2018, located at the Maintenance Shop there was a splice in the flexible cords at an exhaust fan that was held together by wire nuts, thereby exposing employees to an electrical shock hazard of 120 VAC.

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

c. On or about April 19, 2018, located in the Vulcanizing Department, employees operated 18 SMACO splice presses that had its wiring spliced with wire nuts on the back of each press, thereby exposing the employees to an electrical shock hazard from the exposed live parts of 240 VAC.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/05/2018

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 23 Type of Violation: **Serious**

29 CFR 1910.304(b)(2)(iv)(B): Ground-fault circuit-interrupter protected receptacles shall be provided where replacements are made at receptacle outlets that are required to be so protected elsewhere in this subpart:

a. On or about March 8, 2018, located in the Mandrel Hose Geese Finishing Room, employees operated the water saws where there were electrical boxes that did not have a ground-fault circuit-interrupter, thereby exposing employees to an electrical shock of 120 VAC.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 24 Type of Violation: **Serious**

29 CFR 1910.304(g)(5): Grounding path. The path to ground from circuits, equipment, and enclosures shall be permanent, continuous, and effective:

a. On or about February 28, 2018, located in Mandrel Hose "Geese" Finishing Room, there was a Patton Electrical Company floor fan, model number 1010MP, serial number 645411, which had no grounding pin, thereby exposing the employees to an electrical shock hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$11641.00



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 25 Type of Violation: **Serious**

29 CFR 1910.305(b)(1)(ii): Unused openings in cabinets, boxes, and fittings shall be effectively closed:

- a. On or about February 28, 2018, located in the Finishing Room above and to the right of the miter wet saw, there was an electrical junction box that had a knockout that was not effectively closed, thereby exposing employees to an electrical shock hazard of 120 VAC.
- b. On or about February 28, 2018, located in the Finishing Room near the drill press, there was a 440 VAC electrical disconnect box that had an unused opening on its bottom side, thereby exposing the employees to an electrical shock and/or arc flash hazard.
- c. On or about March 7, 2018, located in the Maintenance Shop, employees operated a Rigid pipe threader that was supplied with electrical power from an extension cord that was plugged into a portable electrical outlet box. The portable electrical outlet box had one unused opening on the back and one on the bottom of the box, thereby exposing the employees to an electrical shock hazard of 120 VAC.
- d. On or about March 8, 2018, located in the Mandrel Hose Geese Finishing Room, there was a 4-11/16 metal electrical receptacle outlet box that had an unused opening where a knockout had been removed that was to the right of wet saw #8, thereby exposing the employees to an electrical shock hazard of 120 VAC.
- e. On or about April 19, 2018, located in the lab, there 220 VAC electrical panel box that had a missing breaker that was not filled with another breaker or blank, thereby exposing the employees to an electrical shock and/or arc flash hazard.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 09/05/2018
Proposed Penalty: \$11641.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 26 Type of Violation: **Serious**

29 CFR 1910.305(b)(2)(i): All pull boxes, junction boxes, and fittings shall be provided with covers identified for the purpose. If metal covers are used, they shall be grounded. In completed installations, each outlet box shall have a cover, faceplate, or fixture canopy. Covers of outlet boxes having holes through which flexible cord pendants pass shall be provided with bushings designed for the purpose or shall have smooth, well-rounded surfaces on which the cords may bear:

a. On or about February 28, 2018, located in the Tool & Die/Maintenance Managers Office in the Main Office Area, there were two open receptacle outlet boxes that had conductors that were connected with wire nuts, exposing employees to an electrical shock hazard of 120 VAC.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 27 Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(iii): Flexible cords and cables shall be connected to devices and fittings so that strain relief is provided that will prevent pull from being directly transmitted to joints or terminal screws:

- a. On or about February 28, 2018, located in the Maintenance Shop, employees operated a Rigid pipe threader that was supplied with electrical power from an extension cord that was plugged into a portable electrical outlet box that did not have strain relief provided for its flexible cord, thereby exposing the employees to an electrical shock hazard of 120 VAC.
- b. On or about April 10, 2018, located in the Mandrel Hose Geese Finishing Room, employees operated a Dayton pedestal grinder that had a flexible cord that did not have strain relief provided at its plug, thereby exposing employees to an electrical shock of 120 VAC.
- c. On or about April 19, 2018, located in the Vulcanizing Department at Smaco splicing press #37, there was a flexible cord that provided power to the heater box that did not have strain relief provided at its cord plug, thereby exposing employees to an electrical shock hazard of 120 VAC.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 28 Type of Violation: **Serious**

29 CFR 1910.305(j)(1)(i): Fixtures, lampholders, lamps, rosettes, and receptacles may have no live parts normally exposed to employee contact. However, rosettes and cleat-type lampholders and receptacles located at least 2.44 m (8.0 feet) above the floor may have exposed terminals:

a. On or about March 14, 2018, located in the women's restroom in the Main Office Area, there were two lamp holders above the sink on each side of the mirror that had openings in their base exposing employees to an electrical shock hazard of 120 VAC.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 1 Item 29 Type of Violation: **Serious**

29 CFR 1910.333(a): "General." Safety-related work practices shall be employed to prevent electric shock or other injuries resulting from either direct or indirect electrical contacts, when work is performed near or on equipment or circuits which are or may be energized. The specific safety-related work practices shall be consistent with the nature and extent of the associated electrical hazards:

a. On or about March 17, 2018, located on the microwave line, employees performed verification of deenergization within a 480 panel without arc rated personal protective equipment (PPE) to protect the employees from an electrical shock and/or arc flash hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$8315.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.37(b)(6): Each exit sign must be illuminated to a surface value of at least five foot-candles (54 lux) by a reliable light source and be distinctive in color. Self-luminous or electroluminescent signs that have a minimum luminance surface value of at least .06 footlamberts (0.21 cd/m²) are permitted:

a. On or about February 28, 2018, located in the Maintenance Shop, there was an exit sign above an exit door leading outside that was not illuminated.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$0.00

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

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Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.137(c)(2)(viii): Electrical protective equipment shall be subjected to periodic electrical tests. Test voltages and the maximum intervals between tests shall be in accordance with Table I-4 and Table I-5:

a. On or about March 17, 2018, the employer did not have rubber insulated gloves electrically tested every six months when employees performed verification on a 480 electrical panel on the Microwave Line.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$0.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.178(l)(4)(iii): An evaluation of each powered industrial truck operator's performance shall be conducted at least once every three years:

a. On or about February 28, 2018, the employer did not ensure forklift operators received refresher training at least every three years.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$0.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

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

29 CFR 1910.219(c)(4)(i): Projecting shaft ends shall present a smooth edge and end and shall not project more than one-half the diameter of the shaft unless guarded by nonrotating caps or safety sleeves:

a. On or about February 28, 2018, located in the Finishing Department on the water conveyor off the microwave line, there was a 3/4 inch horizontal rotating shaft at the end of the conveyor that protruded approximately 2½ inches without a guard.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$0.00

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

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

Citation 2 Item 5 Type of Violation: **Other-than-Serious**

29 CFR 1910.219(c)(4)(ii): Unused keyways shall be filled up or covered:

a. On or about February 28, 2018, located in the Mill Room on a Jones rubber mill, there was a horizontal shaft that rotated at the speed of the mill that had an unused keyway that was not filled or covered.

b. On or about February 28, 2018, located in the Finishing Department on the water conveyor off the microwave line, there was a horizontal rotating shaft at the end of the conveyor that had an unused keyway on its end that was not filled or covered.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$0.00

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

Inspection Number: 1298240
Inspection Date(s): 02/28/2018 - 04/19/2018
Issuance Date: 08/16/2018



Citation and Notification of Penalty

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637

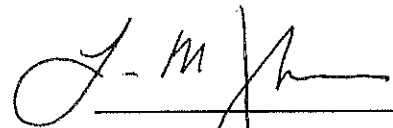
Citation 2 Item 6 Type of Violation: **Other-than-Serious**

29 CFR 1910.305(g)(2)(ii): Flexible cords may be used only in continuous lengths without splice or tap. Hard-service cord and junior hard-service cord No. 14 and larger may be repaired if spliced so that the splice retains the insulation, outer sheath properties, and usage characteristics of the cord being spliced:

a. On or about February 28, 2018, located in the maintenance shop, two flexible cords were connected to each other through the use of a portable electrical outlet box in order to supply 120 volts to a rigid pipe threader.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/05/2018
\$0.00



Larry M. Johnson, Area Director
Columbus Area Office

U.S. Department of Labor
Occupational Safety and Health Administration
200 N. High Street
Room 620
Columbus, OH 43215



INVOICE / DEBT COLLECTION NOTICE

Company Name: Sperry & Rice, LLC.
Inspection Site: 1088 North Main Street, Killbuck, OH 44637
Issuance Date: 08/16/2018

Summary of Penalties for Inspection Number	1298240
Citation 1, Serious	\$289358.00
Citation 2, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$289358.00

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

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

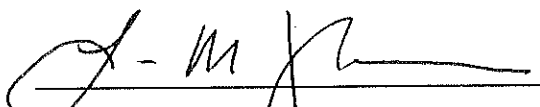
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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



Larry M. Johnson, Area Director
Columbus Area Office

8/16/2018

Date