

U.S. Department of Labor
Occupational Safety and Health Administration
1000 South Pine Island Road
Suite 100
Fort Lauderdale, FL 33324



Citation and Notification of Penalty

To:
Nupress of Miami, Inc.
and its successors
2050 NW 94th Ave
Doral, FL 33172

Inspection Number: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018

Inspection Site:
2050 NW 94th Ave
Doral, FL 33172

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or** you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a **finding** that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period by calling 954-424-0242. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 12/06/2018. The conference will be held by telephone or at the OSHA office located at 1000 South Pine Island Road, Suite 100, Fort Lauderdale, FL 33324 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1337312

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172
Issuance Date: 12/06/2018

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, 1000 South Pine Island Road, Suite 100, Fort Lauderdale, FL 33324**

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.28(b)(6)(i): Employees less than 4 feet (1.2 m) above uncovered or unguarded dangerous equipment were not protected from falling into or onto the dangerous equipment by a guardrail system or a travel restraint system.

On or about August 24, 2018, at the Die cutting department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a fall hazard while standing in close proximity to the stock feeding system of a die-cutting machine (i.e. Heidelberg Dymatrix 105CS, Serial No. 300108) without being protected from falling.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/18/2018
\$3880.00

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: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.147(c)(1): The employer did not establish a program consisting of an energy control procedure, employee training and periodic inspections to ensure that before any employee performed any servicing or maintenance on a machine or equipment where the unexpected energizing, startup or release of stored energy could occur and cause injury, the machine or equipment shall be isolated from the energy source and rendered inoperative:

On or about August 8, 2018, at Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. The employer did not establish an energy control program, resulting in the exposure of employees to a caught by hazard while performing servicing activities of pre-press, press and bindery equipment such as, but not limited to; changing of rollers, replacement of broken and/or missing parts, changing hoses, cleaning and lubrication, etc.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

| | |
|---|------------|
| Date By Which Violation Must be Abated: | 01/02/2019 |
| Proposed Penalty: | \$9054.00 |

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

Inspection Number: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

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

On or about August 8, 2018, at the Die cutting department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. Employees were exposed to struck and caught by hazards while a powered industrial truck (i.e. Mitsubishi, Serial No. AF82A-52267) was operated without training and/or evaluation.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/20/2018
\$5174.00

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s):

On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a caught by hazard while working with a drill press (i.e. Delta, Model No. 11-950) that had its point of operation not guarded.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$6467.00

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.212(b): Machine(s) designed for fixed location(s) were not securely anchored to prevent walking or moving:

On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A miter saw (i.e. Dewalt, Model No. not available) was not anchored, exposing an employee to a struck by hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5174.00

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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 1910.215(a)(2): Abrasive wheel(s) used on grinding machinery were not provided with safety guard(s) which covered the spindle end, nut, flange projections:

On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a struck by hazard while working with a bench grinder (i.e. Workforce, Model No. 7065) that lacked a side guard on its right side.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$7760.00

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

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

On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a struck by hazard while working with a bench grinder (i.e. Workforce, Model No. 7065) that lacked a work rest on both sides.

Date By Which Violation Must be Abated:

Corrected During Inspection

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.215(b)(9): The distance between the abrasive wheel periphery(s) and the adjustable tongue or the end of the safety guard peripheral member at the top exceeded one fourth inch:

On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a struck by hazard while working with a bench grinder (i.e. Workforce, Model No. 7065) that lacked a tongue guard on its right side, and tongue guard on its left side was at more than 1/4" from the wheel periphery.

Date By Which Violation Must be Abated:

Corrected During Inspection

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: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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 7 a Type of Violation: **Serious**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o):

- a. On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a caught by hazard while working in the proximity of an air compressor (i.e. Quincy QT-7.5, Model QTZST711P00187, Serial No. 5131816) which had an unguarded belt and pulleys assembly on its motor drive mechanism.
- b. On or about August 24, 2018, at the Bindery Department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A guard covering a belt and pulley assembly on a guillotine cutter (i.e. Polar, Model 76EM, Serial Number 5261234) was made out of cardboard and secured with Velcro, exposing employees to caught by hazard.
- c. On or about August 24, 2018, at the Bindery Department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A guard covering a belt and pulley assembly on a guillotine cutter (i.e. EMC-Monitor, Model 115MON, Serial Number 5531563) was made out of cardboard and secured with Velcro, exposing employees to caught by hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/18/2018
\$6467.00

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.219(e)(1)(i): Horizontal belts which had both runs seven -7 feet or less from the floor level were not guarded with a guard that extended to at least fifteen inches above the belt:

On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a caught by hazard while working in the proximity of an air compressor (i.e. Quincy QT-7.5, Model QTZST711P00187, Serial No. 5131816) which had an unguarded belt and pulleys assembly on its motor drive mechanism.

Date By Which Violation Must be Abated:

12/18/2018

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: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.219(e)(3)(i): Vertical and inclined belts shall be enclosed by a guard conforming to standards in paragraphs (m) and (o) of this section:

a. On or about August 24, 2018, at the Bindery Department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A guard covering a belt and pulley assembly on a guillotine cutter (i.e. Polar, Model 76EM, Serial Number 5261234) was made out of cardboard and secured with Velcro, exposing employees to caught by hazard.

b. On or about August 24, 2018, at the Bindery Department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A guard covering a belt and pulley assembly on a guillotine cutter (i.e. EMC-Monitor, Model 115MON, Serial Number 5531563) was made out of cardboard and secured with Velcro, exposing employees to caught by hazard.

Date By Which Violation Must be Abated:

12/18/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.304(g)(5): The path to ground from circuits, equipment, and enclosures was not permanent, continuous, and effective:

- a. On or about August 8, 2018, at the Press department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A fan (i.e. Maxx Air, BF30DD) lacked a ground prong on its attachment plug, exposing employees to an electrical shock hazard.
- b. On or about August 8, 2018, at the Press department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A compressor for a powder unit (i.e. AB Dick Press Powder 3) lacked a ground prong on its attachment plug, exposing employees to an electrical shock hazard.
- c. On or about August 24, 2018, at the Bindery department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A wall-mounted fan (i.e. info not available) lacked a ground prong on its attachment plug, exposing an employee to an electrical shock hazard.
- d. On or about August 24, 2018, at the Bindery department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A paper jogger (i.e. Challenge, No model info available) lacked a ground prong on its attachment plug, an exposing employee to an electrical shock hazard.
- e. On or about August 24, 2018, at the Die cutting department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. A fan (i.e. Dayton) lacked a ground prong on its attachment plug, exposing employees to an electrical shock hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/13/2018
\$5174.00

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer did not furnish employment and a place of employment which was free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed a fall hazard:

On or about August 8, 2018, at the Die cutting department of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. An employee was exposed to a fall hazard when performing cleaning operations while using a wood platform which was not secured to the forks and/or mast of a powered industrial truck.

Feasible and Useful Method to Correct the Hazard. Feasible and useful methods to prevent this hazard from occurring again include, but are not limited to: Use of a safety platform firmly secured to the lifting carriage and/or forks and appropriate fall protection. Reference ANSI B56.1-2012, Safety Standard for Low Lift and High Lift Trucks, Section 4.17.2 (c) and 4.17.3 (b).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5174.00

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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.22(a)(1): All places of employment, passageways, storerooms or service rooms were not kept clean and orderly or in a sanitary condition:

On or about August 8, 2018, at the warehouse area of Nupress of Miami Inc., 2050 NW 94th Ave, Doral, FL. Wood dust was accumulated throughout an area used to operate electrical powered equipment, exposing an employee to an smoke inhalation hazard in the event of a fire.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$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: 1337312
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.303(c)(3)(i): All splices and joints and the free ends of the conductors were not covered with an insulation equivalent to that of the conductors or with an insulating device identified for the purpose:

On or about August 24, 2018, at the Bindery department of Nupress of Miami, 2050 NW 94th Ave, Doral, FL. A paper jogger (i.e. Challenge, Model A, Serial No. 4881) had a splice on its cord covered with electrical plastic tape, exposing an employee to an electrical shock hazard.

Date By Which Violation Must be Abated:
Proposed Penalty:

12/13/2018
\$0.00

A handwritten signature in blue ink, appearing to read "C. Eastmond", written over a horizontal line.

Condell Eastmond
Area Director

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

U.S. Department of Labor
Occupational Safety and Health Administration
1000 South Pine Island Road
Suite 100
Fort Lauderdale, FL 33324



INVOICE / DEBT COLLECTION NOTICE

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172
Issuance Date: 12/06/2018

| | |
|---|-------------------|
| Summary of Penalties for Inspection Number | 1337312 |
| Citation 1, Serious | \$54324.00 |
| Citation 2, Other-than-Serious | \$0.00 |
| TOTAL PROPOSED PENALTIES | \$54324.00 |

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

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

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

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

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

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

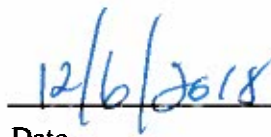
Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per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

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



Condell Eastmond

Area Director



Date

U.S. Department of Labor
Occupational Safety and Health Administration
1000 South Pine Island Road
Suite 100
Fort Lauderdale, FL 33324



Citation and Notification of Penalty

To:
Nupress of Miami, Inc.
and its successors
2050 NW 94th Ave
Doral, FL 33172

Inspection Number: 1337296
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018

Inspection Site:
2050 NW 94th Ave
Doral, FL 33172

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or** you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period by calling 954-424-0242. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 12/06/2018. The conference will be held by telephone or at the OSHA office located at 1000 South Pine Island Road, Suite 100, Fort Lauderdale, FL 33324 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1337296

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172
Issuance Date: 12/06/2018

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, 1000 South Pine Island Road, Suite 100, Fort Lauderdale, FL 33324**

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: 1337296
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.106(e)(2)(ii)(b)(2): The quantity of liquid that may be located outside of an inside storage room or storage cabinet in a building or in any one fire area of a building shall not exceed 120 gallons of Category 2, 3, or 4 flammable liquids in containers:

On or about 8/8/2018, at the jobsite location 2050 NW 94th Ave. Doral, FL 33172, the amount of category 2 flammable liquids kept outside a cabinet or storage room was 1,375 gallons (24x55 gal. drums of Autowash 6000 and 1x55gal. of MRC-F) which exceeded the allowed limit.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/17/2019
\$6467.00

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: 1337296
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.133(a)(3): The employer did not ensure that employees wearing prescription lenses while engaged in operations that involve eye hazards wears eye protection that incorporates the prescription in its design or wears eye protection that can be worn over the prescription lenses:

On or about 8/8/2018, at the jobsite location 2050 NW 94th Ave. Doral, FL 33172, an employee who was exposed to an eye injury while transferring and/or handling chemicals such as but not limited to Autowash 6000, was not protected while only wearing their prescription glasses.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/10/2019
\$5174.00

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: 1337296
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

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

29 CFR 1910.1200(e)(1): Employer had not developed or implemented a written hazard communication program included the requirements outlined in 29 CFR 1910.1200(e)(1)(i) and (e)(1)(ii):

On or about 8/8/2018, at the jobsite location 2050 NW 94th Ave. Doral, FL 33172, the employer did not develop and implement a written hazard communication program for employees exposed to chemicals such as, but not limited to LP-D3WR Plate Developer Replenisher (with a pH 12.9), and MRC-F (containing Naphtha, Xylene, IPA, Acetone and Heptane).

Date By Which Violation Must be Abated:
Proposed Penalty:

01/10/2019
\$5174.00

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: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.1200(f)(6)(ii): Except as provided in 29 CFR 1910.1200(f)(7) and 29 CFR 1910.1200(f)(8), the employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the 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, would provide employees with the specific information regarding the physical and health hazards of the hazardous chemical

- a) On or about 8/8/2018, at the jobsite location 2050 NW 94th Ave. Doral, FL 33172 in the press department, the container of Autowash 6000 was not labeled with the required information.
- b) On or about 8/8/2018, at the jobsite location 2050 NW 94th Ave. Doral, FL 33172 in the press department, the container of MRC-F (containing Naphtha, Xylene, IPA, Acetone and Heptane), was not labeled with the required information.

Date By Which Violation Must be Abated:

Corrected During Inspection

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: 1337296
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.1200(g)(1): Employers did not have a safety data sheet in the workplace for each hazardous chemical which they use:

On or about 8/8/2018, at the jobsite location 2050 NW 94th Ave. Doral, FL 33172, the employer did not have available the safety data sheets (SDS) for employees exposed to chemicals such as, but not limited to LP-D3WR Plate Developer Replenisher (with a pH 12.9), and MRC (containing Naphtha, Xylene, IPA, Acetone and Heptane).

Date By Which Violation Must be Abated:

01/10/2019

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: 1337296
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

29 CFR 1910.134(c)(2)(ii): The employer did not establish and implement those elements of a written program necessary to ensure that any employee using a respirator voluntarily was medically able to use that respirator, and that the respirator was cleaned, stored, and maintained so that its use does not present a health hazard to the user:

On or about 8/8/2018 at 2050 NW 94th Ave Doral, FL 33172, the employer did not provide employees, who voluntarily use a 3M half-face air purifying respirator with a medical evaluation.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/25/2019
\$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: 1337296
Inspection Date(s): 08/08/2018 - 11/28/2018
Issuance Date: 12/06/2018



Citation and Notification of Penalty

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172

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

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

On or about 8/8/2018 at 2050 NW 94th Ave Doral, FL 33172 prep department, employees would use a corrosive chemical known as LP-D3WR Plate Replenisher (with a pH 12.9), without having an eye wash station readily available.

Date By Which Violation Must be Abated:
Proposed Penalty:

01/25/2019
\$0.00

A handwritten signature in blue ink, appearing to read "C. Eastmond", written over a horizontal line.

Condell Eastmond
Area Director

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

U.S. Department of Labor
Occupational Safety and Health Administration
1000 South Pine Island Road
Suite 100
Fort Lauderdale, FL 33324



INVOICE / DEBT COLLECTION NOTICE

Company Name: Nupress of Miami, Inc.
Inspection Site: 2050 NW 94th Ave, Doral, FL 33172
Issuance Date: 12/06/2018

| | |
|---|-------------------|
| Summary of Penalties for Inspection Number | 1337296 |
| Citation 1, Serious | \$16815.00 |
| Citation 2, Other-than-Serious | \$0.00 |
| TOTAL PROPOSED PENALTIES | \$16815.00 |

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

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

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

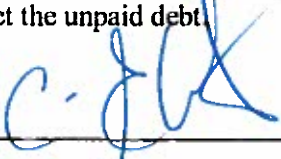
account, the bank will attempt to make the transfer up to 2 times.

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

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

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

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



Condell Eastmond

Area Director



Date