FILE NAME: American Electric Power (AEP)

DATE: 1973 Aug 2

DOC#: AEP002

DOCUMENT DESCRIPTION: OSHA Citations

U.S. DEPARTMENT OF LABOR
Occupational Safety and Health Administration

Columbus Area Office
Room 224, Bryson Bldg.
700 Bryden Road
Columbus, Ohio 43215

CASE NO.	INSPECTION	FY
F-1999	6	74
AREA	REGION	
1800	5	

CITATION

TO:

B. P. Shaw Company
Gavin Power Plant
Route 7, P.O. Box 514
Cheshire, Ohio 45631

3. Citation Number 1

4. Page 1 of 5

5. TYPE OF ALLEGED VIOLATION(S): NON-SERIOUS

7. An inspection was made on July 12, 19 73 of a place of employment located at:

8. Gavin Power Plant, Rt. 7, P.O. Box 514, Cheshire, Ohio 45631 and described as follows:

9. pipefitters for power plant construction

On the basis of the inspection it is alleged that you have violated the Occupational Safety and Health Act of 1970, 29 U.S.C. 651 *et seq.*, in the following respects:

10. Item Number	11. Standard, regulation or section of the Act allegedly violated	12. Description of alleged violation	13. Date by which alleged violation must be corrected
1	29 CFR Section 1910.93 a (d)(3)	Failure to provide and require use of special clothing for any employee exposed to asbestos fibers which exceed the ceiling level.	September 18, 1973
2	29 CFR Section 1910.93 a (d)(4)	Failure to meet the requirements for change rooms for any employee exposed to a concentration of asbestos fibers which exceed the ceiling level.	November 1, 1973
3	29 CFR Section 1910.93 a (f)	Failure to meet monitoring requirements where employees are exposed to asbestos fibers.	October 2, 1973
4	29 CFR Section 1910.93 a (g)	Failure to provide caution signs and labels in area where asbestos fibers may exceed permissible levels	September 18, 1973
5	29 CFR Section 1910.93 a (i)	Failure to meet recordkeeping requirements for any employee exposed to asbestos fibers.	October 2, 1973
6	29 CFR Section 1910.93 a (g)	Failure to provide a medical examination for any employee exposed to asbestos fibers.	October 2, 1973
7	29 CFR Section 1910.93 a (e)(1)	Failure to maintain concentration of asbestos fibers greater than 5 microns in length at or below the ceiling concentration at the workplace of the employee sweeping dirt and debris off the scaffold at elevation 338 in the power plant (Unit 1). During the abatement period, personal protective equipment or administrative controls shall be used.	November 2, 1973

The law requires that a copy of this citation shall be prominently posted in a conspicuous place at or near each place that an alleged violation referred to in the citation occurred. The citation must remain posted until all alleged violations cited therein are corrected, or for 3 working days*, whichever period is longer.

RIGHTS OF EMPLOYEES

Any employee or representative of employees who believes that any period of time fixed in this citation for the correction of a violation is unreasonable has the right to contest such time for correction by submitting a letter to the U.S. Department of Labor at the address shown above within 15 working days* of the issuance of this citation.

"No person shall discharge or in any manner discriminate against any employee because such employee has filed any complaint or instituted or caused to be instituted any proceeding under or related to this Act or has testified or is about to testify in such proceeding or because of the exercise by such employee on behalf of himself or others of any right afforded by this Act." Sec. 11(c)(1) of the Occupational Safety and Health Act of 1970, 29 U.S.C. 651, 660(c)(1).

*Under the Occupational Safety and Health Act, the term "Working Day" means Mondays through Fridays but does not include Saturdays, Sundays, or Federal Holidays.

August 2, 1973

9901-00017708 FORBES-RkeGen

U.S. DEPARTMENT OF LABOR
Occupational Safety and Health Administration

CITATION

Columbus Area Office
Room 22h, Bryden Bldg.
700 Bryden Road
Columbus, Ohio h3215

F-1933	3
AREA	DISTRICT
1800	5

TO:
Babcock & Wilcox Co.
3333 Copley Road
Copley, Ohio h4321

3. Citation Number 1

4. Page 1 of 5. 1

6.
TYPE OF ALLEGED VIOLATION(S): SERIOUS

7.
An inspection was made on July 12, 19 73 of a place of employment located at:

8. Gavin Power Plant, Route 7, Cheshire, Ohio h5620 and described as follow

9. power plant under construction

On the basis of the inspection it is alleged that you have violated the Occupational Safety and Health Act of 1970, 29 U.S.C. 651 *et seq.*, in the following respects:

10. Item number	11. Standard, regulation or section of the Act allegedly violated	12. Description of alleged violation	13. Date by which alleged violation must be corrected
1	29 CFR Section 1910.93 a (j)	Failure to provide medical examinations to employees exposed to air-born asbestos fibers greater then 5 microns in length during sweep-up operations in the power plant. (Unit 1)	September 1[illegible] 1973
2	29 CFR Section 1910.93 a (f)	Failure to meet monitoring requirements where employees are exposed to asbestos fibers.	October 2, 1973
3	29 CFR Section 1910.93 a (i)	Failure to meet recordkeeping requirements for any employee exposed to asbestos fibers.	October 2, 1973

9901-00017704
FORBES-RkeGen

The law requires that a copy of this citation shall be prominently posted in a conspicuous place at or near each place that an alleged violation referred to in the citation occurred. The citation must remain posted until all alleged violations cited therein are corrected, or for 3 working days*, whichever period is longer.

RIGHTS OF EMPLOYEES

Any employee or representative of employees who believes that any period of time fixed in this citation for the correction of a violation is unreasonable has the right to contest such time for correction by submitting a letter to the U.S. Department of Labor at the address shown above within 15 working days of the issuance of this citation.

"Section 11(c)(1) of the Act prohibits discrimination against any employee because such employee has filed any complaint or instituted or caused to be instituted any proceeding under or related to the Act or has testified or is about to testify in any such proceeding or because of the exercise by such employee on behalf of himself or others of any right afforded by this Act." Sec. 11(c)(1) of the Occupational Safety and Health Act of 1970, 29 U.S.C. 651, 660(c)(1)

*Under this posting provision, each day shall be counted, except Saturdays, Sundays and Federal holidays. If the 3rd day falls on a Saturday, Sunday or Federal holiday, the next working day will be counted.

14 [illegible] August 2, 19 73

Occupational Safety and Health Administration

1. Columbus Area Office
Room 224, Bryson Bldg.
700 Bryden Road
Columbus, Ohio 43215

P-1999	7
AREA 1800	REGION 5

CITATION

TO: 2.
Union Boiler Company
Rt. 7, P.O. Box 165
Gavin Power Plant
Cheshire, Ohio 45620

3. Citation Number 1

4. Page 1 of 5. 1

6.
TYPE OF ALLEGED VIOLATION(S): NON-SERIOUS

7.
An inspection was made on July 12, 19 73 of a place of employment located at:

8. Gavin Power Plant, Rt. 7, Cheshire, Ohio and described as follo
9. power plant under construction

On the basis of the inspection it is alleged that you have violated the Occupational Safety and Health Act of 197(29 U.S.C. 651 *et seq.*, in the following respects:

10. Item number	11. Standard, regulation or section of the Act allegedly violated	12. Description of alleged violation	13. Date by which alleged violatio must be correcte
1	29 CFR Section 1910.93 a (j)	Failure to provide medical examinations to employees exposed to air-borne asbestos fibres greater than 5 microns in length while sweeping the power plant (unit 1).	September 1973
2	29 CFR Section 1910.93 a (f)	Failure to meet monitoring requirements where employees are exposed to asbestos fibres.	October 2, 1973
3	29 CFR Section 1910.93 a (i)	Failure to meet recordkeeping requirements for any employee exposed to asbestos fibres.	October 2, 1973

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FORBES-RkeGen

The law requires that a copy of this citation shall be prominently posted in a conspicuous place at or near each place that an alleged violation referred to in the citation occurred. The citation must remain posted until all alleged violations cited therein are corrected, or for 3 working days*, whichever period is longer.

RIGHTS OF EMPLOYEES

Any employee or representative of employees who believes that any period of time fixed in this citation for the correction of a violation is unreasonable has the right to contest such time for correction by submitting a letter to the U.S. Department of Labor at the address shown above within 15 working days* of the issuance of this citation.

"No person shall discharge or in any manner discriminate against any employee because such employee has filed any complain or instituted or caused to be instituted any proceeding under or related to this Act or has testified or is about to testify in such proceeding or because of the exercise by such employee on behalf of himself or others of any right afforded by this Act." Sec. 11(c) (1) of the Occupational Safety and Health Act of 1970, 29 U.S.C. 651, 660(c)(1).

*Under the Occupational Safety and Health Act, the term "Working Day" means Mondays through Fridays but does not include Saturdays, Sundays, or Federal Holidays.

14
Area Director's Signature [signature] Issuance Date August 2, 19 73

The proposed penalty is subject to adjustment pursuant to Proposed Rule 29 CFR 1903.15

CPO 934-839

NOTICE: Additional Important Information On Reverse Side

Form OS

U.S. DEPARTMENT OF LABOR
Occupational Safety and Health Administration

Columbus Area Office
Room 224, Bryson Bldg.
700 Bryden Road
Columbus, Ohio 43215

CSHO NO.	OSHA-1 NO.
P-1999	7/74
AREA	REGION
1800	5

Certified Mail No. 379548
Return Receipt Requested

CITATION COVER LETTER

TO: Union Boiler Company
Rt. 7, P.O. Box 165
Gavin Power Plant
Cheshire, Ohio 45620

Date August 2, 1973

Subject: Citation for Alleged Occupational Safety and Health Violation(s)

An inspection of a workplace under your operation, ownership, or control has revealed conditions which we believe do not comply with the provisions of the Occupational Safety and Health Act of 197 29 U.S.C. 651. The nature of such alleged violation(s) is described in the enclosed citation with references to applicable standards, rules, regulations, and provisions of the said Act. These cond tions must be corrected on or before the date shown to the right of each violation therein.

The Act requires that a copy of the enclosed citation(s) be prominently posted "in a conspicuo place upon receipt" at or near each place a violation referred to in the citation occurred. It mus remain posted until all violations cited therein are corrected, or for 3 working days, whichever period is longer. A sufficient number of copies of the attached citation(s) should be prepared to permit posting in accordance with the requirements of the Act.

If you contest the citation you may post a notice to this effect near the citation contested. Tl Act contains penalties for violation of the posting requirements.

You will soon be notified by certified mail whether or not a proposed penalty will be assessed a a result of the cited violation(s). You have the right to contest the citation(s), the proposed pe alties, or both, before the Occupational Safety and Health Review Commission. The Review Commissio is an independent quasi-judicial agency with authority to issue decisions regarding citations and proposed penalties. If you do contest, you must so notify the Area Director within 15 working days after receipt of the certified mail notice regarding proposed penalties. If you fail to contest within the 15 working day period, the citation and the proposed assessment of penalties shall be deemed to be a final order not subject to review by any court or agency.

An employee or representative of employees may file a notice to contest the time stated in the c tation for the abatement of the alleged violation(s).

Alleged violations that are not contested shall be corrected within the abatement period specified in the citation. Failure to correct an alleged violation within the abatement period may resul in a further proposed assessment of penalties.

As to alleged violations with an abatement period of 30 days or less, you are directed to prompt advise the Area Director as to the specific corrective action on each such violation and the date of such action.

Alleged violations having a longer abatement period will require a progress report at the end of each 30-day period. The progress report should detail what has been done, what remains to be done, and the time needed to fully abate each such violation. When the alleged violation is fully abated, the Area Director shall be so advised.

A followup inspection may be made for the purpose of ascertaining that you have posted the citations as required by the Act and corrected the alleged violations as you have reported. The Act pro vides that whoever knowingly gives false information is subject to a fine up to $10,000, imprisonment up to 6 months, or both.

If you wish additional information, you may direct such request to the undersigned at the address listed above.

cc: Union Boiler Company
Box 425
Nitro, West Virginia 25143

U.S. Department of Labor

By Area Director Peter M. Schmitt
Peter M. Schmitt

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GPO 818-148

Form OSHA - 2
Aug. 1971