



## MEMORANDUM

PLAINTIFF'S EXHIBIT

BIR-751

To W.F. McGonagle RL  
From J.F. McAnulty FO  
Date June 21, 1983  
Subject OSHA Safety Inspection

cc: R.C. Malloof BBP

Enclosed is the citation and notice of penalty listing safety violations observed during an OSHA inspection conducted by personnel from the State of Oregon, Worker's Compensation Department, Accident Prevention Division on May 25, 1983. This was received yesterday, June 20, 1983. As you will note all violations except #6 have been corrected, some the same day.

Their concern on item #6 is guarding the nip points between the shingle cutter inspection belts and the rider roll and the inspection belts and the splice ejector. To do this they want a guard (fence) even with the top of the cutter frame (right hand side of enclosed photograph) and extending between top of cutter frame and carry-over belt frame. The present operator is tall enough that he could probably reach over the top of such a guard to clear the machine of jam-ups. Anyone under six feet tall might have difficulties. The inspector suggested hinging the guard fence so it could be folded down to clear jam-ups. If this was done I can give you a good idea where the fence would stay unless an electrical interlock was tied to the machine. I explained that no one reaches in there to pull shingles while the machine is on anything other than thread speed, otherwise the shingles would jam-up. He is still concerned that someone could slip and accidentally thrust their hand into either nip point. We have until July 8, 1983 to correct this alleged violation.

The other listed violation which might be considered questionable is #1 which deals with the power disconnect switch for the Hydrapulper. At the time of inspection the Hydrapulper was being worked on and the switch tagged off but as you can see from the enclosed photograph no means of locking out any of the disconnect switches was provided with the equipment. This condition has existed since installation in 1964. The pictured lock-out device, allowing a long hasped padlock to be locked in front of the switch, seemed to satisfy the inspector. His comment was that we might want to appeal the penalty due to the condition having existed since installation and had been exposed to numerous electrical and safety inspections without being registered as a problem.

-continued-

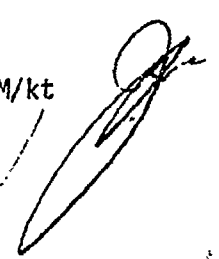
BIRD 012762

You will note that other equipment is served by this panel. The 120 retort and asphalt unloading pump have separate lockable disconnects in addition to the disconnect switches on the main panel. The disconnect for the unloading pump is pictured in the upper left hand portion of the photograph. The wood flour tank agitator and pump have lockable stop buttons and the hydropulper pump has no lockout provisions. We will check the electrical code and attempt to bring everything up to code using the present pictured panel. If you or Dick have any thoughts please let me know.

Please review the citation, noting the appeal rights and time limitations. In the past all penalties have been paid directly from East Walpole. If you have any questions or comments please contact me.

An OSHA Health Inspection was also conducted on May 25, 1983 and further dust and noise sampling conducted on June 2, 1983. The inspector stated that it takes three to four weeks for results from the tests on the dust samples to be returned to their department. At that time she would return for a final review and we would receive our report approximately two to three weeks after that. When those results are received I will inform you as to their findings.

JFM/kt



*T. J. ...*