

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

CITATION NO. T-2710	OSHA 110 184	PY 76
AREA 0280	REGION 04	

CITATION

ATLANTA OFFICE
1000 PARK
NORTH AVENUE
N.W.
ATLANTA, GA. 30303

PLAINTIFF'S EXHIBIT

GP-954

TO:
Georgia Pacific Corporation
P. O. Box 776
Marietta, Ga., 30060

3. Citation Number 1

4. Page 1 of 5. 1

5. TYPE OF ALLEGED VIOLATION(S): Non-Serious

An inspection was made on October 16 1975 of a place of employment located at:

8. 1466 White Circle Court, Marietta, Ga., 30060

and described as follows:

9. Manufacturing Caulking and Joint Sealers

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 1910.178(1)	Failed to train operator in the safe operation of powered industrial trucks, exposing employees to the hazards of unsafe vehicle operation in the Warehouse.	December 14, 1975
2	Section 140-22 National Electrical Code NFPA 70-1971 As adopted by 29 CFR 1910.309(a)	Failed to legibly mark to indicate purpose of each disconnecting means (and/or) service, feeder or branch circuit, exposing employees to hazard of not being able to identify electrical equipment for maintenance or emergency conditions at switches located at Dry Mixer.	1 Working day after receipt of this citation
3	29 CFR 1910.1001(f)(1)	Failed to perform initial determination of asbestos within six (6) months of the publication of section 1910.1001, exposing employees to the hazard of asbestos in the Laboratory.	December 14, 1975

SGP 0008456

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 employee 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 within 15 working days* of the date of this citation.

Employer shall discharge or in any manner discriminate against any employee because such employee has filed any, can file any, or has filed any proceeding under or in connection with this Act or has testified or is about to testify in such proceeding.

It is the policy of the Department of Labor to encourage the exercise by each employee on behalf of him self or others of any right afforded by this Act. 29 U.S.C. 660(c)(1).

*Working day means Monday through Friday but does not include Saturdays, Sundays, or Federal Holidays.

14. Area Director's Signature Joseph L. Camp Date November 12 19 75

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

ATLANTA AREA OFFICE
LAWSON FIELD OFFICE PARK
COLUMBIA 15 - SUITE C3
TUCKER, GEORGIA 30084

CSHO NO.	OSHA-1 NO.	1 Y
T-2710	184	76
AREA	REGION	
0280	04	

TO:
2. Georgia Pacific Corporation
P. O. Box 776
Marietta, Ga., 30060

3. Date November 12, 1975
THERE IS NO REQUIREMENT THAT
THIS NOTIFICATION BE POSTED.

NOTIFICATION OF PROPOSED PENALTY

This notification and the penalty(ies) proposed by the Secretary of Labor shall be deemed to be the final order of the Occupational Safety and Health Review Commission (an independent agency with authority to issue decisions respecting citations and proposed penalties) and not subject to review by any court or agency unless, within 15 working days from the date of receipt of this notification, you submit a letter of contest. The letter of contest should be mailed or otherwise delivered to the Area Director named below at the address shown at the top of this notification. If no notice of contest is filed within the 15 working day period the proposed penalty(ies) becomes final and is immediately payable.

Payment of all penalties shown is to be made by check or money order payable to the order of "Occupational Safety and Health Administration." Payment of penalties should be remitted to the Area Director at the address shown above.

Section 17(l) of the Act states: "Civil penalties owed under this Act shall be paid into the Treasury of the United States and shall accrue to the United States and may be recovered in a civil action in the name of the United States brought in the United States district court for the district where the violation is alleged to have occurred or where the employer has its principal office."

On the 12th day of November, 1975, a citation(s) was issued to you in accordance with the provisions of Section 9(a) of the Occupational Safety and Health Act of 1970 (84 Stat. 1601; 29 U.S.C. 651, et seq.) hereinafter referred to as the Act. You were thus notified of certain alleged violations of the Act, as specified in that citation(s).

YOU ARE HEREBY NOTIFIED that pursuant to the provisions of Section 10(a) of the Act, the penalty(ies) set forth below is/ are being proposed, based on the citation(s).

5. Non-Serious VIOLATIONS			6. VIOLATIONS		
5A. Citation No.	5B. Item No.	5C. Proposed Penalty	6A. Citation No.	6B. Item No.	6C. Proposed Penalty
1	1	None			
	2	None			
	3	None			
7. Total Proposed Penalty for All Alleged Violations \$ <u>None</u> Area Director <u>[Signature]</u> Date <u>November 12, 1975</u> <u>[Signature]</u> L. Campbell					

SGP 0008457

The proposed penalty for Non-Serious Violations of safety and health standards reflects a 50 percent adjustment factor for corrective action to be taken within the period prescribed in the citation. If a particular alleged violation is not corrected within this period, the 50 percent adjustment will be added to such other penalty as may subsequently be proposed for failure to correct a violation within the abatement period. No abatement credit is allowed for violations of recordkeeping or posting requirements.

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

ATLANTA AREA OFFICE
LAWRENCE H. JONES OFFICE PARK
SUITE 1100
JACKSON, GEORGIA 30304

OSHA NO.	OSHA-1 NO.	TY
T-2710	184	76
AREA	REGION	
0280	04	

TO:
2. Georgia Pacific Corporation
1. O. Box 776
Marietta, Ga., 30060

3. Date November 12, 1975
THERE IS NO REQUIREMENT THAT
THIS NOTIFICATION BE POSTED.

NOTIFICATION OF PROPOSED PENALTY

This notification and the penalty(ies) proposed by the Secretary of Labor shall be deemed to be a final order of the Occupational Safety and Health Review Commission (an independent agency with authority to issue decisions respecting citations and proposed penalties) and shall be subject to review by any court or agency within 15 working days from the date of receipt of this notification. The letter of contest should be mailed or otherwise delivered to the Area Director of the OSHA office in the area where the violation(s) occurred. If no notice of contest is filed within the 15 working day period the proposed penalty(ies) becomes final and is immediately payable.

Final order of the Occupational Safety and Health Review Commission (an independent agency with authority to issue decisions respecting citations and proposed penalties) and shall be subject to review by any court or agency within 15 working days from the date of receipt of this notification. The letter of contest should be mailed or otherwise delivered to the Area Director of the OSHA office in the area where the violation(s) occurred. If no notice of contest is filed within the 15 working day period the proposed penalty(ies) becomes final and is immediately payable.

Payment of all penalties shown is to be made by check or money order payable to the order of the Occupational Safety and Health Administration. Payment of penalties should be remitted to the Area Director at the address shown above.

Section 17(1) of the Act states: "Civil penalties owed under this Act shall be paid into the Treasury of the United States and shall be recoverable in a civil action in the name of the United States brought in the United States district court for the district where the violation is alleged to have occurred or where the employer has its principal office."

On the 11th day of November, 1975, a citation(s) was issued to you in accordance with the provisions of Section 9(a) of the Occupational Safety and Health Act of 1970 (84 Stat. 1601; 29 U.S.C. 651, et seq.) hereinafter referred to as the Act. You were thus notified of certain alleged violations of the Act, as specified in that citation(s).

YOU ARE HEREBY NOTIFIED that pursuant to the provisions of Section 10(a) of the Act, the penalty(ies) set forth below is/are being proposed, based on the citation(s).

5. Non-Serious VIOLATIONS				6. VIOLATIONS			
Citation No.	SB. Item No.	SC. Proposed Penalty		6A. Citation No.	6B. Item No.	6C. Proposed Penalty	
1	1	None					
	2	None					
	3	None					

7. Total Proposed Penalty for All Alleged Violations \$ None

Area Director
8. Joseph L. Cane

Date
November 12, 1975

The proposed penalty for non-serious violations of safety and health standards reflects a 50 percent adjustment factor for corrective action taken within the period prescribed in the citation. If a particular alleged violation is not corrected within this period, the 50 percent adjustment will be added to such other penalty as may subsequently be proposed for failure to correct a violation within the abatement period. No abatement credit is allowed for violations of recordkeeping or posting requirements.

T-2710	184	70
AREA 0280	REGION 04	

CITATION

TO: Georgia Pacific Corporation
P. O. Box 776
Marietta, Ga., 30060

3. Citation Number 1
 4. Page 1 of 5. 1

TYPE OF ALLEGED VIOLATION(S): Non-Serious

An inspection was made on 7 October 1975 of a place of employment located at:
1466 White Circle Court, Marietta, Ga., 30060 and described as follows:
Manufacturing Culling and Joint Sealers

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. 661 et seq., in the following respects:

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 1910.178(1)	Failed to train operator in the safe operation of powered industrial trucks, exposing employees to the hazards of unsafe vehicle operation in the Warehouse.	December 14, 1975
2	Section 110-22 National Electrical Code NFPA 70-1971 As adopted by 29 CFR 1910.309(a)	Failed to legibly mark to indicate purpose of each disconnecting means (and/or) service, feeder or branch circuit, exposing employees to hazard of not being able to identify electrical equipment for maintenance or emergency conditions at switches located at Dry Mixer.	1 Working day day after receipt of this citation
3	29 CFR 1910.1001(i)(1)	Failed to perform initial determination of asbestos within six (6) months of the publication of section 1910.1001, exposing employees to the hazard of asbestos in the Laboratory.	December 14, 1975

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 it is 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 this time for correction by submitting a letter to the U.S. Department of Labor within 15 working days of the date of this citation. The employer shall discharge or in any manner discriminate against any employee because such employee has filed any complaint or request for enforcement of this Act or has testified or is about to testify in such a proceeding. The exercise of the exercise by such employee on behalf of himself or others of any right afforded by this Act, 29 U.S.C. 661, 660(c)(1).

Director's Signature: Joseph L. Camp Date: November 12 1975