

**PLAINTIFF'S
EXHIBIT**

WV-009061

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EXHIBIT**

01269.00

U.S. DEPARTMENT OF LABOR
Occupational Safety and Health Administration
Dallas Regional Office
Suite 600 - 1512 Commerce Street
Dallas, Texas 75201

CSHO NO. H-7734 B-7501	OSHA-1 NO. 1
Region VI	REGION VI

OSHA-2

CITATION*

Citation Number 1 (Page 1 of 5) Date Issued December 16, 1971
 EMPLOYER Pittsburgh Corning Corp., subsidiary of Pittsburgh Plate Glass Ind. and Corning
Glass Works - E. W. Holman, Vice President
 ADDRESS (Street) 3 Gateway Center, 16th Floor
 (City) Pittsburgh State Pennsylvania Zip 15222
 An inspection of a workplace under your ownership, operation, or control located at Owentown Plant, Tyler, Texas
on November 23-24 and November 29-December 1, 1971 and described as follows
Manufacturing of unibestos pipe insulation.

has been conducted. 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, in the following respects:

Item number	Standard or regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
1	29 CFR 1910.134(b)(10)	New personnel have been assigned to tasks requiring respirators without a preliminary physical examination to establish that they are physically able to perform the work and use the equipment.	Immediate
2	29 CFR 1910.134(a)(1)	Three open air vents on air operated drive of large saw in finishing dept. discharge into base area under conveyor creating excessive dust turbulence.	Corrected on same day

CRK/holder
 Ass't. Regional Administrator - Compliance

The issuance of a 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 the citation is affirmed by the Occupational Safety and Health Review Commission.

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 filing a notice with the U.S. Department of Labor at the address shown above within 15 working days of the date this citation was issued.

"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.

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

* Alleged violations covered by this citation are those which are not serious violations within the meaning of the Act but which have a direct or immediate relationship to occupational safety and health.

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Citation Number 1 (Page 2 of 5) Date Issued December 16, 1971
EMPLOYER Pittsburgh Corning Corp., subsidiary of Pittsburgh Plate Glass Ind. and Corning
Glass Works - E. W. Holman, Vice President
(Street 3 Gateway Center, 16th Floor
ADDRESS (Pittsburgh (City Pittsburgh State Pennsylvania Zip 15222
(Owntown Plant, Tyler, Texas
An inspection of a workplace under your ownership, operation, or control located at Owntown Plant, Tyler, Texas
on November 23-24 and November 29-December 1, 1971 and described as follows
Manufacturing of unibestos pipe insulation.
has been conducted. 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, in the following respects:

Item number	Standard or regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
2	(continued) 29 CFR 1910.134(a)(1)	A fourth air vent from the air operated drive of the large saw in the finishing dept. discharges into the exhaust hood for the North cut off saw, thereby reducing its exhaust efficiency.	Immediate
		Inadequate confinement of dust hazardous operations due to unposted open doors on East side of building which disturb exhaust ventilation system control.	Immediate
		Piped air is being used to blow off cut insulation pipe sections at end of conveyor outside the exhaust hood on the small saw unit. This is adjacent to the automatic tying machine.	Corrected on same day

CRH
Ass't. Regional Administrator - Compliance

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Item number	Standard or regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
2	(continued) 29 CFR 1910.134(a)(1)	Air is being used at the small saw to blow off equipment during usage.	Immediate
		Solid back up block for block saw trimmer unit interferes with local exhaust duct access to trimming operation.	Immediate
		Inadequate enclosure of feeder units, a) open backs, b) open inspection plates, c) miscellaneous openings on sides of feeders for drive maintenance etc.	Immediate
		No adequate set schedule for inspection of ventilation system to prevent duct pluggage, etc.	Immediate

~~Area Director's Signature~~ *CRH/holder*
Ass't. Regional Administrator - Compliance

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CSHO NO. H-7734 B-7501 XXXX Region VI	OSHA-T NO. 1 REGION VI
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OSHA-2

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Citation Number 1 (Page 4 of 5) Date Issued December 16, 1971
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Glass Works - E. W. Holman, Vice President
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ADDRESS (City Pittsburgh State Pennsylvania Zip 15222
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has been conducted. 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, in the following respects:

Item number	Standard or regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
2	(continued) 29 CFR 1910.134(a)(1)	Bag filters which handle asbestos dust are discharging contaminated air inside the building. a) Builder and feeder bag filter, b) Scrap feeder unit, c) Block saw unit.	3/31/72
		Feeder transfer belts have inadequate confinement.	3/31/72
		The block saws have insufficient enclosure and/or insulation.	3/31/72
		Insufficient dust control in saw transfer areas between end trim and splitting operations.	3/31/72

Ass't. Regional Administrator - Compliance
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Glass Works - E. W. Holman, Vice President
(Street 3 Gateway Center, 16th Floor
ADDRESS (Pittsburgh State Pennsylvania Zip 15222
(City

An inspection of a workplace under your ownership, operation, or control located at _____
on November 23-24 and November 29-December 1, 1971 _____ and described as follows

Manufacturing of unibestos pipe insulation.

has been conducted. 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, in the following respects:

Item number	Standard or regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
2	(continued) 29 CFR 1910.134(a)(1)	The ventilation system for the feeder system and the builder requirements for insufficient air capacity. Carrying velocities in the ducts are too low and system pluggage occurs.	3/31/72
3	29 CFR 1910.141(a)(3)(ii)	Housekeeping inadequate for dust control a) Work areas not cleaned, immediately after use. b) Fiber and dust accumulation on equipment surfaces. c) No provision made to clean such surfaces without supply air.	Immediate
4	29 CFR 1910.134(a)(3)	Respirator not worn properly by production personnel.	Corrected on same day.

~~Area Director Signature~~ *CRH*
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