

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

CITING NO. T-2710	OSHA NO. 157	76
AREA 0280	REGION 04	

CITATION

ATLANTA AREA OFFICE
LA VISTA CENTER OFFICE BUILDING
2100 N. ALBANY AVE.
TUCKER, GEORGIA 30084

TO: 2

Georgia Pacific Corporation
P. O. Box 776
Marietta, Georgia 30060

3. Citation Number 1

4. Page 1 of 5. 1

PLAINTIFF'S EXHIBIT

GP-1614

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

7. An inspection was made on July 31, 1975 of a place of employment located at:
8. 1466 White Circle Court, Marietta, Ga. and described as follows:
9. Manufacturing

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 1910.22(a)(1)	Failed to keep place of employment clean, orderly, and in a sanitary condition exposing employees to hazard of tripping and slipping at Ready or Wet Mix Area.	3 Working Days from receipt of Citation
2	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: a. Railcar unloading area b. Bagging Machine Operator c. Bag Stacker at Bagging Machine.	October 7, 1975
3	29 CFR 1910.1001(f)(2)	Failed to take asbestos samples for the determination of the 8 hour time-weighted average airborne concentration of asbestos fibers, exposing employees to the hazard of asbestos in the Dry Mixer.	October 7, 1975
4	29 CFR 1910.1001(g)(1)(i)	Failed to display caution signs at each location where airborne concentrations of asbestos fibers may be in excess of the exposure limits.	September 1, 1975
5	29 CFR 1910.1001(h)(2)	Failed to dispose asbestos bags and containers in sealed impermeable bags, or other closed impermeable containers.	3 Working Days from receipt of Citation
6	29 CFR 1910.1001(j)	Failed to provide employees exposed to asbestos a medical examination which shall include as a minimum a chest X-ray, history and pulmonary functions tests to include forced vital capacity (FVC) and forced expiratory volume at one second (FEV 1.0).	October 7, 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 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 attempted 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 Joseph L. Camp Issuance Date August 7, 19 75

(NOTICE: Additional Important Information On Reverse Side)

Form OSHA-1

SGP 0007683

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

ATLANTA AREA OFFICE
LA VISTA PENNAZGER OFFICE PARK
BUILDING 10 - SUITE 02
TUCKER, GEORGIA 30094

CSHO NO.	OSHA-1 NO.	YY
T-2710	157	76
AREA	REGION	
0280	04	

TO:
Z

Georgia Pacific Corporation
P. O. Box 776
Marietta, Georgia 30060

3. Date August 7, 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 are 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-Labor". 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 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 7th day of August, 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	\$25.00			
	2	None			
	3	None			
	4	None			
	5	None			
	6	None			
7. Total Proposed Penalty for All Alleged Violations \$ <u>25.00</u> Area Director <u>Joseph L. Crump</u> Date <u>August 7, 1975</u>					

The proposed penalty for Nonserious 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

CSHO NO. T-2710	OSHA-1 NO. 183	FY 76
AREA 0280	REGION 04	

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

NOTIFICATION
OF FAILURE TO CORRECT ALLEGED VIOLATION
AND OF PROPOSED ADDITIONAL PENALTY

On the 7th day of August, 19 75,
Citation(s) was (were) 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, notifying you of certain alleged violations of the Act and the dates by which they were to be corrected.

Based upon reinspection conducted on October 16, 1975, it is alleged that you have failed to correct the alleged violations specified below within the times prescribed:

SERIOUS VIOLATIONS:

6A. Citation No.:	Number of 6B. Days Failed to Correct	X	6C. Proposed Daily Additional Penalty	=	Proposed Total 6D. Additional Penalty For Failure To Correct
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NONSERIOUS VIOLATIONS:

6A. Citation No. and Item No.	6B. Number of Days Failed to Correct	6C. Proposed Daily Additional Penalty	6D. Proposed Total Daily Additional Penalty	6E. Previously Allowed Abatement Credit	6F. Proposed Total Additional Penalty For Failure to Correct
1, Item 3	9	\$25.00	\$225.00	None	\$225.00
Item 4	10	\$18.50	\$185.00	None	\$185.00
				Total	\$410.00

7. Area Director Joseph L. Camp 8. Date October 22, 19 75

(NOTICE: Additional Important Information On Reverse Side)

Form OSHA-1
Rev. Sept. 1972

SGP 0007685

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

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

CITATION

ATLANTA AREA OFFICE
1466 WHITE CIRCLE COURT, MARIETTA, GA. 30060

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

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

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

An inspection was made on 7 October 16 19 75 of a place of employment located at:

3. 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 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 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

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 within 15 working days of the issuance of this citation. The employer shall discharge or in any manner discriminate against any employee because such employee has filed any complaint or request 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. 29 U.S.C. 661 of the Occupational Safety and Health Act of 1970, 29 U.S.C. 661, (660)(c)(1).

*Working days means days other than "Working day" means Monday through Fridays but does not include Saturdays, Sundays, or Federal Holidays.

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

(NOTICE: An additional copy of this citation is on Reverse Side)

SGP 0007686

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CSNO NO.	OSMA-1 NO.	FY
T-2710	184	76
AREA	REGION	
0280	04	

3. November 12, 1975
Date

THERE IS NO REQUIREMENT THAT
THIS NOTIFICATION BE POSTED.

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.

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 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."

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).

[illegible]

The proposed penalty for Nonserious 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.