

FILE NAME: Westinghouse (WH)

DATE: 1976 Jan 12

DOC#: WH043

DOCUMENT DESCRIPTION: OSHA Citation for Not Monitoring Asbestos Exposures or Maintaining Respiratory Protection

OSHA Citation
for not monit.
asb. exposures
& maint.
respiratory
protection etc
1976

SOUTH CAROLINA DEPARTMENT OF LABOR

Division of Occupational Safety & Health
 P.O. Box 11129
 1601 Forest Drive
 Columbia, South Carolina 29211

VS. No. 041	DOISH. No. 76-030
District	COUNTY Hampton

CITATION COVER LETTER

**To: Westinghouse Electric Corporation, Micarta Division
 Highway 601
 Post Office Box 248
 Hampton, South Carolina 29924**

76-1



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 certain safety and health rules and regulations promulgated pursuant to Section 40-261, South Carolina Code of Laws, 1962, as amended. The nature of such alleged violation(s) is described in the enclosed citation with references to applicable standards, rules, regulations, and provisions of the law. These conditions must be corrected on or before the date shown to the right of each violation therein.

The law requires that a copy of the enclosed citation(s) be prominently posted "in a conspicuous place upon receipt" 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 three (3) 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 law.

If an informal conference is requested such request should be made within five (5) working days after receipt of the citation and proposed penalty.

If you protest the citation you shall post a notice to this effect near the citation protested. The law contains penalties for violation of the posting requirements.

The notification of proposed penalty Form, DOH-C-3 indicates whether or not a proposed penalty has been assessed as a result of the cited violation(s). You have the right to protest the citation(s), the proposed penalty, or both, before the Commissioner of Labor. If you do protest, you must so notify the Commissioner of Labor within twenty (20) working days after receipt of the citation and proposed penalty. If you fail to protest within the twenty (20) working day period, the citation and the proposed assessment of penalties shall be deemed to be a final order not subject to review. Procedure for protest is contained in Article IV, Rules and Regulations, Commissioner of Labor, State of South Carolina.

An employee or representative of employees may file a notice to protest any or all provisions of the citation.

Alleged violations that are not protested shall be corrected within the abatement period specified in the citation. Failure to correct an alleged violation within the abatement period may result in an additional proposed assessment of penalties.

As to alleged violations with an abatement period of thirty (30) days or less, you are directed to promptly advise the Chief Safety Specialist, in writing, as to the specific corrective action on each such violation and the date of such action.

A follow-up inspection may be made for the purpose of ascertaining that you have posted the citations as required by law and corrected the alleged violations as you have reported. The law provides that whoever knowingly gives false information is subject to a fine or imprisonment.

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

6-11-76
 RECEIVED
 ALBIR A.M.S.
 10-13-76
 RECEIVED
 ALBIR A.M.S.
 11-30-76

SOUTH CAROLINA DEPARTMENT OF LABOR

Division of Occupational Safety & Health
 1600 Market Street
 P.O. Box 11128
 Columbia, South Carolina 29211

SS 041	78-030	Hampton
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CITATION

Citation Number 1, Page 1 of 3 Date Issued January 12, 1976
 EMPLOYER Westinghouse Electric Corporation - Micarta Division
Westinghouse Building
 ADDRESS Gateway Center
Pittsburg Pennsylvania 15222
Highway 601, Hampton, SC 29924

Workplace under your ownership, operation or control located at

Mfr. of high pressure laminates, varnishes and resins

Has been inspected. On the basis of the inspection it is alleged that you have violated certain Occupational Safety and Health Regulations in the following respects:

Item Number	Standard or Regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
1.	South Carolina Rules and Regulations Article VI 29 CFR 1910.134(f)(2)(11)	Failure to maintain the air or oxygen cylinders of a self-contained breathing apparatus fully charged according to the manufacturer's instructions, as follows: A. Tank of MSA Pncolator in first-aid room was not full.	Without delay but not later than January 15, 1976.
2.	SCRR Article VI 29 CFR 1910.134(d)(2)(11)	Failure to equip compressor supplying air with necessary safety and standby devices to protect employee wearing supplied air respirator against carbon monoxide, as follows: A. There are no high temperature and/or carbon monoxide alarms on oil-lubricated compressors used to supply air for respirators.	Without delay but not later than April 26, 1976.
3.	SCRR Article VI 29 CFR 1910.134(b)(1)	Failure to establish written standard operating procedures governing the selection and use of respirators, as follows: A. No written respirator program is available.	Without delay but not later than January 23, 1976.

Signature (Chief Safety Specialist)

(Acting) Nelson H. Woods

The issuance of a citation does not constitute a finding that a violation of the law has occurred unless there is a failure to protect or prevent from the law or otherwise unless the citation is affirmed by the appropriate court having jurisdiction.

U.S. DEPARTMENT OF LABOR

Occupational Safety & Health
Forest Service
P.O. Box 1224
Columbia, South Carolina 29201

041	76-030	Hampt
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CITATION

Citation Number 1, Page 2 of 3 Date Issued January 12, 1976
 EMPLOYER Westinghouse Electric Corporation - Micarta Division
 STREET Westinghouse Building
 ADDRESS Gateway Center
 CITY Pittsburg State Pennsylvania Zip 15222
 and location of a workplace under your ownership, operation or control located at Highway 601, Hampton, SC 29924

and described as follows
Mfr. of high pressure laminates, varnished and resins

has been conducted. On the basis of the inspection it is alleged that you have violated certain Occupational Safety and Health Regulations the following respects:

Item Number	Standard or Regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
4.	SCRR Article VI 29 CFR 1910.151(c)	Failure to provide within the work area for immediate use suitable facilities for quick drenching or flushing of the eyes and body in areas where the eyes and body may be exposed to injurious corrosive material, as follows: A. No eye fountain or safety shower in Auto and Fork-lift Repair Shop where electrolyte is added to dry charge batteries. B. Broken eye fountain near Treater #1 in Decorative Treating Room. C. There was no water flow from an eye fountain and safety shower at the Tank Farm Pump House.	Without delay but not later than March 25, 1976.
5.	SCRR Article VI 29 CFR 1910.1001(f)(1)	Failure to monitor a place of employment, where asbestos fibers are released, in such a way as to determine whether every employee's exposure to asbestos is below 5 fibers longer than 5 micrometers per cubic centimeter of air, as follows: A. Asbestos is stored in Storage Area near boiler room and in lab drum storage and sample.	Without delay but not later than February 25, 1976.

(CONT.)
 Signature (Chief Safety Specialist) Nelson H. Woods
 (Acting) Nelson H. Woods

SOUTH CAROLINA DEPARTMENT OF LABOR

Division of Occupational Safety & Health
100 Forest Drive
P. O. Box 1129
Columbia, South Carolina 29211

OSHA No.	Division	County
041	76-030	Hampton

CITATION*

Citation Number 1, Page 3 of 3 Date Issued January 12, 1976
 EMPLOYER Westinghouse Electric Corporation - Micarta Division
 (Street) Westinghouse Building
 ADDRESS Gateway Center
 CITY Pittsburg State Pennsylvania Zip 15222

An inspection of a workplace under your ownership, operation, or control located at Highway 601, Hampton, SC 29924

MFP. of high pressure laminates, varnished and resins

has been conducted. On the basis of the inspection it is alleged that you have violated certain Occupational Safety and Health Regulations in the following respects:

Item Number	Standard or Regulation allegedly violated	Description of alleged violation	Date on which alleged violation must be corrected
5.	SCRR Article VI 29 CFR 1910.1001(f)(1)	A. Exposure of employees to asbestos should be measured.	Without delay but not later than February 25, 1976.
6.	SCRR Article VI 29 CFR 1910.95(b)(1)	Failure to utilize feasible administrative or engineering controls to reduce the exposure of employees to noise to within limits of Table G-16, as follows: A. Excessive noise level at one end of Double Trim Saw - Industrial Plate Machine.	Without delay but not later than January 15, 1976.

Signature (Chief Safety Specialist)

[Signature]
(Acting) Nelson M. Woods

The issuance of a citation does not constitute a finding that a violation of the law has occurred unless there is a failure to protest as provided for in the law or, if contested, unless the citation is affirmed by the appropriate court having jurisdiction.

RECEIVED JANUARY 19 1976

SOUTH CAROLINA DEPARTMENT OF LABOR
Division of Occupational Safety & Health
NOTIFICATION OF PROPOSED PENALTY

SS No. 041
Date 76-030
Page 1 of 1

TO: Westinghouse Electric Corporation - Micarta Division
Highway 601
Hampton, South Carolina 29924

On the Twelfth day of January 19 76, a citation (s) was (were) issued to you in accordance with the provisions of Section 40-268, South Carolina Code of Laws, 1962, as amended, hereinafter referred to as the law. You were thus notified of certain alleged violations of the law, as specified in that citation (s).

YOU ARE HEREBY NOTIFIED that pursuant to the provisions of Section 40-270, South Carolina Code of Laws, 1962, as amended, the penalty (ies) set forth below is (are) being proposed, based on the above citation (s):

TYPE OF VIOLATION* Nonserious

CITATION NO. 1

ITEM NO.:

PROPOSED PENALTY: (DUE UNLESS
CONTESTED WITHIN 20 WORKDAYS
AFTER RECEIPT OF THIS NOTICE)

2.

\$60.00

4.

\$35.00

Total for All Alleged Violations \$95.00

*In the case of each nonserious violation, the proposed penalty 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, an automatic additional penalty of 50 percent will be proposed for each violation. However, if you contest an alleged violation in good faith before the Commissioner of Labor, the period for correction does not begin to run until the entry of a final order by the Commissioner of Labor affirming the citation. The proposed penalty is exclusive of such other additional penalty as may subsequently be proposed for failure to correct a violation within the adjustment period.

The payment of penalties is to be made by check or money order, payable to the order of "South Carolina Department of Labor". Remit to the Chief Safety Specialist whose address appears below.

YOU ARE FURTHER NOTIFIED THAT THE AFORESAID CITATION (S), THIS NOTIFICATION, AND THE PROPOSED ASSESSMENT SHALL BE DEEMED TO BE THE FINAL ORDER OF THE COMMISSIONER OF LABOR AND NOT SUBJECT TO REVIEW BY ANY COURT OR AGENCY, UNLESS, WITHIN TWENTY (20) WORKING DAYS FROM THE DATE OF RECEIPT OF THIS NOTICE, YOU NOTIFY THE OFFICIAL NAMED BELOW IN WRITING THAT YOU INTEND TO CONTEST THE CITATION OR THIS NOTIFICATION OF PROPOSED PENALTY.

There is no requirement that this Notification be posted.

INT. FILE: ABRAMS

DOUGHERTY 1332