



Employers Off

U.S. DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

Form Approved
OMB No. 0421-1449

LOG #156

For Official Use Only		
Area	Date Received	Time
	April 8, 1975	
Region	Received By	

COMPLAINT

This form is provided for the assistance of any complainant and is not intended to constitute the exclusive means by which a complaint may be registered with the U.S. Department of Labor.

The undersigned (check one)

☒ Employee ☐ Representative of employees ☐ Other (specify) _____

believes that a violation at the following place of employment of an occupational safety or health standard exists which is a job safety or health hazard.

Does this hazard(s) immediately threaten death or serious physical harm? ☒ Yes ☐ No

Employer's Name Cement Asbestos Product Co.

Address (Street _____ Telephone 472-2111
(City Ragland State Alabama Zip Code 35131

1. Kind of business Pipe Shop

2. Specify the particular building or worksite where the alleged violation is located, including address. Ragland Plant

3. Specify the name and phone number of employer's agent(s) in charge. Jim Wright

4. Describe briefly the hazard which exists there including the approximate number of employees exposed to or threatened by such hazard.

We are asked to wear one time use disposable dust masks for approximately 4 weeks. This affects approximately 100 employees.

The man that requested this is a new man with this company.

(Continue on reverse side if necessary)

Sec. 8(f)(1) of the Williams-Steiger Occupational Safety and Health Act, 29 U.S.C. 651, provides as follows: Any employees or representative of employees who believe that a violation of a safety or health standard exists that threatens physical harm, or that an imminent danger exists, may request an inspection by giving notice to the Secretary or his authorized representative of such violation or danger. Any such notice shall be reduced to writing, shall set forth with reasonable particularity the grounds for the notice, and shall be signed by the employees or representative of employees, and a copy shall be provided the employer or his agent no later than at the time of inspection, except that, upon request of the person giving such notice, his name and the names of individual employees referred to therein shall not appear in such copy or on any record published, released, or made available pursuant to subsection (g) of this section. If upon receipt of such notification the Secretary determines there are reasonable grounds to believe that such violation or danger exists, he shall make a special inspection in accordance with the provisions of this section as soon as practicable, to determine if such violation or danger exists. If the Secretary determines there are no reasonable grounds to believe that a violation or danger exists he shall notify the employees or representative of the employees in writing of such determination.

(Continued on reverse side)

Form OSHA-7
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HER 0008835

(b) If so, please state the name of the agency _____

7. (a) Is this complaint, or a complaint alleging a similar violation, being filed with any other Government agency?

No

8. (a) To your knowledge, has this violation been the subject of any union/management grievance or have you (or anyone you know) otherwise called it to the attention of, or discussed it with, the employer or any representative thereof? _____

Not to my knowledge

.....

☒ I do not want my name revealed to the employer.

☐ My name may be revealed to the employer.

[illegible]

Signature _____ Date _____

(Street _____ Telephone _____

Address (_____) _____
(City _____ State _____ Zip Code _____)

GPO 524-01

HER 0008836

THIS IS IMPORTANT INFORMATION!
PLEASE READ CAREFULLY
QUESTION THE INSPECTING COMPLIANCE OFFICER ON ANY POINTS YOU DO NOT UNDERSTAND

Mr. Employer:

This sheet contains important information relating to the closing conference.

CITATION - The violations which have been discussed will probably result in a citation. If so, you should read the citation very carefully, including the printed cover letter.

PENALTIES - You are reminded of the possibility that monetary penalties may be assessed for violations found. If so, a separate proposed penalty letter (OSHA-3) will be forwarded to you. The total amount shown on the OSHA-3, which already includes the 50% adjustment factor, will be due within 15 working days after receipt. All penalties are payable even though violations are corrected.

POSTING - The Act requires a copy of the citation be prominently posted upon receipt "in a conspicuous place at or near the violation cited". It must remain posted until all violations cited are corrected or three working days, whichever is longer. The Act contains penalties of \$500 for violations of posting requirements.

CONTEST PROCEDURES - You have a right to contest our findings. To do so you must notify this office in writing within 15 working days after receipt of the notice of proposed penalties. If you contest, you must post a notice to this effect near the citation contested.

CORRECTION - Alleged violations that are not contested are required to be corrected by the abatement dates shown on the citation. A letter from a company official stating in detail how the violations have been corrected and the date of the correction will be due in our office by the abatement dates. If this abatement letter is not sent, a follow-up inspection will be made!

ABATEMENT DATES - Your input has been carefully considered in arriving at the abatement dates shown on the citation you may receive. We believe these dates to be realistic, and you are expected to have the items abated by that time. Failure to correct an alleged violation by that date will result in minimum penalties of \$100 per day for each violation not corrected. Should some unforeseen circumstance take place which will prevent your completion of an item by this date, you should submit a letter of request for an extension to our office as far in advance as possible of the abatement date in order for the Area Director to consider an extension. This letter must contain the following information as a minimum:

1. Detailed information regarding steps you have taken, including dates of such actions, to achieve compliance during the prescribed abatement period.
2. A statement defining the specific additional abatement time necessary to achieve compliance.
3. The reasons such additional time is necessary including the unavailability of professional or technical personnel or of materials and equipment, or because necessary construction or alteration of facilities cannot be completed by the original abatement date.
4. A list of all available interim steps being taken to safeguard the employees against the cited hazard during the abatement period.
5. A statement certifying that a copy of your request for an extension has been posted (and the date of such posting) in a conspicuous place where all affected employees will have notice thereof or near each location where the violation occurred. If your employees are represented by an authorized representative, you must serve the representative with a copy of your request and certify that you have done so. You must also certify that you notified your employees of their right to file an objection to your request in writing with the Birmingham OSHA Office, and that they were informed that failure to file such objection within 10 working days of the date of posting the request will constitute a waiver of any further right to object to the petition.

FOLLOW-UP INSPECTION - A follow-up inspection will be made on all serious violations and may be made on other inspections for the purpose of ascertaining that you have posted the citation as required by the Act and corrected the violations as you have reported. The Act provides that whoever knowingly gives false information is subject to a fine up to \$10,000, imprisonment up to 6 months, or both.

Enclosure # 5

G. L. Wyatt 2/20/75
G. L. WYATT, Area Director
Birmingham Area Office

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