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

RECEIVED
CITATION
APR - 1974
MEDICAL DEPARTMENT

U. S. Department of Labor
Occupational Safety & Health Administration
Riverside Plaza
2720 Riverside Drive
Macon, Georgia 31204

OSHO NO.	US-A. No.
C-0637	55
AREA	REGION
3390	4

PLAINTIFF'S EXHIBIT
UR-406

TO: 2.
Uniroyal, Incorporated
Highway 29
Hogansville, Georgia 30230

3. Citation Number ONE

4. Page ONE of 5. TWO

6.
TYPE OF ALLEGED VIOLATION(S): NONSERIOUS

7.
An inspection was made on March 4, 19 74 of a place of employment located at:

8. Same as above and described as follows:

9. Asbestos, cotton and synthetic fiber plant

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 1910.93(a)	Failure to utilize engineering controls to protect employees from exposure to concentrations of asbestos fibers exceeding limits prescribed in 29 CFR 1910.93a (b). Violations occurred in opening-bleading, carding, and weaving area.	
		SHORT RANGE ABATEMENT: Use of personal respiratory protection:	ONE DAY AFTER RECEIPT OF THIS CITATION
		LONG RANGE ABATEMENT: Control of asbestos fibers by engineering controls by:	APRIL 1, 1975
		An abatement plan shall be submitted by:	JULY 1, 1974
		Progress reports shall be submitted every 30 days thereafter until final abatement.	
2	29 CFR 1910.93	Failure to utilize feasible administrative or engineering controls to protect employees in the carding and re-useable waste (garment machine) areas from exposure to concentrations of raw cotton dust exceeding table G-1 1910.93.	
		SHORT RANGE ABATEMENT: Use of personal respiratory protection by:	ONE DAY AFTER RECEIPT OF THIS CITATION
		LONG RANGE ABATEMENT: Use of feasible administrative or engineering controls by:	APRIL 1, 1975
		An abatement plan shall be submitted by:	JULY 1, 1974
		Progress reports shall be submitted every 30 days thereafter until final abatement.	

[illegible] 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 instituted or caused to be instituted any proceeding under or related to this Act or has testified or is about to testify in any 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 [illegible] Issuance Date April 1 19 74

50170354

The issuance of a citation does not constitute a finding that a violation of the Act has occurred unless there is failure to contest as provided for in the Act or, if contested, unless the citation is affirmed by the Occupational afety and Health Review Commission.

DESCRIPTIONS OF TYPES OF VIOLATIONS

ONSERIOUS violation is one which is not a serious violation within the meaning of the Act but which has a direct immediate relationship to occupational safety and health.

ERIOUS violation, according to the Act, "shall be deemed to exist in a place of employment if there is a substanal probability that death or serious physical harm could result from a condition which exists, or from one or more actices, means, methods, operations, or processes which have been adopted or are in use, in such place of employent unless the employer did not, and could not with the exercise of reasonable diligence, know of the presence the violation."

ILLFUL violation exists under the Act where, the evidence shows (1) that the employer committed an intentional d knowing violation of the Act and the employer is conscious of the fact that what he is doing constitutes a vioion of the Act, or (2) even though the employer was not consciously violating the Act, he was aware that a hazdous condition existed and made no reasonable effort to eliminate the condition.

EPEATED violation exists where the employer has abated an earlier violation, for which a citation was issued, and, on later inspection, is found to have committed the same violation.

rrespondence, or other forms of communication, relative to this citation should be directed to the office shown the top of front page of this form. In correspondence, please refer to the OSHA-1 No. which appears in the upper ht-hand corner of front page of this citation.

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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
3	29 CFR 1910.95	Failure to protect employees from exposure to hazardous noise levels by providing an effective hearing conservation program including the use of personal hearing protection and utilizing feasible engineering or administrative controls. Violations occurred at the Abbott Quillers and Duraloc machines. SHORT RANGE ABATEMENT: Use of personal hearing protection by: LONG RANGE ABATEMENT: Use of feasible engineering or administrative controls by: An abatement plan which includes information on the methods which will be utilized shall be submitted by: Progress reports shall be submitted every 30 days thereafter until final abatement.	ONE DAY AFTER RECEIPT OF THIS CITATION OCTOBER 1, 1974 JUNE 1, 1974

[illegible] a copy of this citation must be prominently posted [illegible] 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

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14. 50170356
Area Director's Signature A. de Jean King, Sr. Issuance Date April 3 19 74