



CONSTRUCTION COMPANY, INC./ENGINEERS & CONSTRUCTORS

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**PLAINTIFF'S
EXHIBIT**

MGC-84

June 5, 1989

Mr. William Moore
Maintenance Services
ARMCO, INC.
Eastern Steel Division
Middletown Works
1801 Crawford Street
P.O. Box 8702
Middletown, OH 45043

SUBJECT: OSHA Inspection & Citations
For Violations At The Coke Plant

Dear Bill:

McGraw Construction has been cited by the Department of Labor, Occupational Safety & Health Administration (OSHA) for violations of Standards Sections 1910 and 1926 of the OSHA Act of 1970. These citations specifically allege violations for which penalties have been imposed. McGraw is contesting all citations; however, there are areas that require action on our part at this time. Those specific areas are as follows:

- A. A respiratory protection program that provides properly fitted respirators, instructions on how to use them properly, evaluations by a physician to assure the medical fitness for respirator usage, and instructions on respirator storage and disposal, face seal tests, and a written standard procedure available to the employee for use of respirators.
- B. Employees allowed to consume food in areas contaminated by coke oven emissions.
- C. Employer did not initiate or maintain a program of inspections by a competent person on the No. 2 Stille Coke Oven Battery.

REGIONAL OFFICES:

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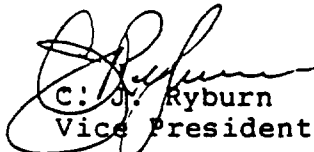
- D. Employees were not trained or instructed in the recognition of the hazard of the lack of communication with the door machine operator on No. 2 Stille Coke Oven Battery, not informed of Appendix A of 29 CFR 1910.1029, Coke Oven Emissions, and not informed of the purpose for and a description of the medical surveillance program.
- E. Protective clothing not properly stored to prevent contact with employees during breaks and clothes changes.
- F. Adequate washing facilities were not provided as required in 29 CFR 1926.51.
- G. Standard guardrails and toeboards were not installed on scaffold used on No. 2 Stille Coke Oven Battery.

The foregoing list suggests that McGraw has not provided adequate protection for it's employees and that we should review our current program to eliminate any area that leaves our employees exposed to contaminated clothing and equipment or leaves them otherwise unnecessarily exposed to carcinogens.

McGraw is requesting a meeting for this review. I will telephone you to make an appointment.

Sincerely,

McGRAW CONSTRUCTION COMPANY, INC.


C. J. Ryburn
Vice President of Construction

CJR/cao

cc: Mr. Carmen Gilotte