

U.S. Department of Labor
Occupational Safety and Health Administration
1771 West Diehl Road, Suite 210
Naperville, IL 60563



Citation and Notification of Penalty

To:
West Suburban Nursing and Rehabilitation Center,
LLC
and its successors
311 Edgewater Drive
Bloomington, IL 60108

Inspection Number: 1544665
Inspection Date(s): 07/28/2021 - 10/06/2021
Issuance Date: 10/06/2021

Inspection Site:
311 Edgewater Drive
Bloomington, IL 60108

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or** you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period by calling (630) 300-7100. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. **Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.**

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From **OSHA Penalty Payment Form** search result, select Continue. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will process the payments as if these restrictions or conditions do not exist.

Notification of Corrective Action – For each violation which you do not contest, you must provide **abatement certification** to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that **abatement documentation** is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 10/06/2021. The conference will be held by telephone or at the OSHA office located at 1771 West Diehl Road, Suite 210, Naperville, IL 60563 on _____ at _____.

Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1544665

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108
Issuance Date: 10/06/2021

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 1771 West Diehl Road, Suite 210, Naperville, IL 60563.**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 1 a Type of Violation: **Serious**

29 CFR 1910.134(f)(2): The employer did not ensure that an employee using a tight-fitting facepiece respirator was fit tested prior to initial use of the respirator, whenever a different respirator facepiece (size, style, model or make) was used, and at least annually thereafter.

West Suburban Nursing and Rehabilitation Center, LLC located at 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021 the employer did not provide a fit-test to all employees required to wear respirators. The employer required employees to wear N95 filtering facepiece respirators (Model VENUS CN95+) to protect against the SARS-CoV-2 virus while providing care to suspected positive COVID-19 residents and performing tasks such as, but not limited to, feeding, bathing, maintaining continence, inserting and maintaining IV's, and conducting assessments for residents.

Abatement documentation is required for this item in accordance with 29CFR 1903.19(d).

Date By Which Violation Must be Abated:
Proposed Penalty:

November 15, 2021
\$10,728.00

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1544665
Inspection Date(s): 07/28/2021 - 10/06/2021
Issuance Date: 10/06/2021



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 1 b Type of Violation: **Serious**

29 CFR 1910.134(g)(1)(i)(A): The employer did not prohibit a tight-fitting facepiece respirator to be worn by employees who had facial hair that comes between the sealing surface of the facepiece and the face:

Yellow/Quarantine Zone: 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021, housekeeping employees were required to use tight-fitting filtering facepiece N95 respirators (model VENUS CN95+) when entering the Yellow/Quarantine Zone of the facility. A housekeeping employee was observed having facial hair that interfered with the respirator seal, potentially exposing the employee to the SARS-CoV-2 virus.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:

October 29, 2021

Proposed Penalty:

\$0.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1544665
Inspection Date(s): 07/28/2021 - 10/06/2021
Issuance Date: 10/06/2021



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 1 c Type of Violation: **Serious**

29 CFR 1910.134(g)(1)(i)(B): The employer did not prohibit respirators with tight-fitting facepieces to be worn by employees who have: Any condition that interferes with the face-to-facepiece seal or valve function:

Yellow/Quarantine Zone: 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021, housekeeping employees were required to use tight-fitting filtering facepiece N95 respirators (Model VENUS CN95+) when entering the Yellow/Quarantine Zone of the facility. A housekeeping employee and a nursing employee were observed wearing a surgical mask underneath the N95 respirator, which interfered with the respirator seal, potentially exposing them to the SARS-CoV-2 virus.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:	October 29, 2021
Proposed Penalty:	\$0.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 1 d Type of Violation: **Serious**

29 CFR 1910.502(f)(2)(i): the employer did not ensure that respirators provided to each employee were worn in accordance with section § 1910.134:

Yellow/Quarantine Zone: 311 Edgewater Drive, Bloomingdale, IL 60108:

a) On or about July 28, 2021, housekeeping employees were required to use tight-fitting filtering facepiece N95 respirators (Model VENUS CN95+) when entering the Yellow/Quarantine Zone of the facility. A housekeeping employee and a nursing employee were observed wearing a surgical mask underneath the N95 respirator, which interfered with the respirator seal, potentially exposing them to the SARS-CoV-2 virus.

b) On or about July 28, 2021 housekeeping employees were required to use tight-fitting filtering facepiece N95 respirators (Model VENUS CN95+) when entering the Yellow/Quarantine Zone of the facility. A housekeeping employee was observed having facial hair, which interfered with the respirator seal, potentially exposing the employee to the SARS-CoV-2 virus.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:

November 04, 2021

Proposed Penalty:

\$0.00



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 2 a Type of Violation: **Serious**

29 CFR 1910.134(k)(1)(i): The employer did not ensure that each employee could demonstrate knowledge of why the respirator was necessary and how improper fit, usage, or maintenance could compromise the protective effect of the respirator:

Yellow/Quarantine Zone: 311 Edgewater Drive, Bloomingdale, IL 60108:

a) On or about July 28, 2021, the employer did not provide housekeeping employee(s) with effective training in how improper usage can compromise the protective effect of the respirator against SARS-CoV-2. A housekeeping employee, required to use tight-fitting filtering facepiece N95 respirator (Model VENUS CN95+) when entering the "Yellow/Quarantine Zone" of the facility, was observed having facial hair, while wearing a surgical mask underneath the N95 respirator, which interfered with the respirator seal.

b) On or about July 28, 2021, the employer did not provide CNA/staffing agency employee(s) with effective training in how improper usage can compromise the protective effect of the respirator against SARS-CoV-2. A nursing employee, required to use tight-fitting filtering facepiece N95 respirators (Model VENUS CN95+) when entering the "Yellow/Quarantine Zone" of the facility, was observed wearing a surgical mask underneath the N95 respirator, which interfered with the respirator seal.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: **October 29, 2021**
Proposed Penalty: **\$8,582.00**



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 2 b Type of Violation: **Serious**

29 CFR 1910.502(n)(2)(iii): The employer did not ensure that each employee received additional training whenever there was an indication that the employee has not retained the necessary understanding or skill.

Yellow/Quarantine Zone: 311 Edgewater Drive, Bloomingdale, IL 60108:

a) On or about July 28, 2021, the employer failed to provide additional training to a housekeeping employee who was observed having facial hair and wearing a surgical mask underneath the tight-fitting filtering facepiece N95 respirator (Model VENUS CN95+), which interfered with the respirator seal, when entering the "Yellow/Quarantine Zone" of the facility.

b) On or about July 28, 2021, the employer failed to provide additional training to CNA/staffing agency employee(s) who were observed wearing a surgical mask underneath the tight-fitting filtering facepiece N95 respirators (Model VENUS CN95+), which interfered with the respirator seal, when entering the "Yellow/Quarantine Zone" of the facility.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: **October 29, 2021**
Proposed Penalty: **\$0.00**



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 1 Item 3 a Type of Violation: **Serious**

29 CFR 1910.502(c)(4)i: The employer did not conduct a workplace-specific hazard assessment to identify potential workplace hazards related to COVID-19.

First Floor Nurses' Station: 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021, the employer did not conduct a hazard assessment specific to the nurses' station in Wing 100, 200, and 300 where unvaccinated healthcare providers, (including but not limited to LPNs, CNAs, RNs), spend in excess of 15 minutes per shift in close proximity (5 feet or less) to each other, while performing tasks such as, but not limited to data entry, phone calls, and reports at the end of each shift. Healthcare staff did not physically distance at all times when not providing medical care and barriers were not installed at the nurses' station.

Abatement documentation is required of this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:
Proposed Penalty:

October 25, 2021
\$10,728.00



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 3 b Type of Violation: **Serious**

29 CFR 1910.502(h)(1): The employer did not ensure that each employee was separated from all other people by at least 6 feet when indoors when such physical distancing was feasible.

First Floor Nurses' Station: 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021, at the Nurses Station by the 100, 200 and 300 Wings, the employer failed to ensure that unvaccinated healthcare providers maintained 6 feet separation from other nursing home staff when not involved in direct patient care activities. Unvaccinated healthcare providers, including but not limited to, LPNs, CNAs, and RNs, spend in excess of 15 minutes per shift in close proximity, to one another, of approximately 5 feet, during the course of the shift, performing tasks including data entry, phone calls, and reports at each end of shift. Healthcare staff did not physically distance at all times, to the extent possible, when not providing medical care.

Abatement documentation is required of this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:
Proposed Penalty:

November 15, 2021
\$0.00



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 3 c Type of Violation: **Serious**

29 CFR 1910.502(i): Physical barriers. At each fixed work location outside of direct patient care areas (e.g., entryway/lobby, check-in desks, triage, hospital pharmacy windows, bill payment) where each employee is not separated from all other people by at least 6 feet of distance, the employer did not install cleanable or disposable solid barriers, except where the employer can demonstrate it is not feasible. The barrier must be sized (e.g., height and width) and located to block face-to-face pathways between individuals based on where each person would normally stand or sit. The barrier may have a pass-through space at the bottom for objects and merchandise.

First Floor Nurses' Station: 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021 at the Nurses' Station by the 100, 200, and 300 Wings, the employer failed to ensure that unvaccinated healthcare providers were separated from other nursing home staff by physical barriers at fixed workstations. Unvaccinated healthcare providers including but not limited to LPNs, CNAs, RNs, spend in excess of 15 minutes per shift in close proximity to each other (approximately 5 feet), during the course of the shift, while performing tasks including data entry, phone calls and reports at each end of shift. Physical barriers were not installed at the Nurses' Station.

Abatement documentation is required of this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:

November 15, 2021

Proposed Penalty:

\$0.00

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1544665
Inspection Date(s): 07/28/2021 - 10/06/2021
Issuance Date: 10/06/2021



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1910.502(c)(4)(ii): The COVID-19 plan did not include policies and procedures to determine employees' vaccination status if claiming exemptions in (a)(4) of this section.

First Floor Nurses' Station: 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021, the employer failed to ensure the COVID-19 plan included policies and procedures to determine the vaccination status of staffing agency employees on the First Floor.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:
Proposed Penalty:

November 04, 2021
\$10,728.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 1 Item 5 Type of Violation: **Serious**

29 CFR 1910.502(c)(6):The employer did not monitor each workplace to ensure the ongoing effectiveness of the COVID-19 plan and update it as needed.

On or about July 28, 2021, the employer did not monitor the free movement of unmasked residents under quarantine status in-and-out of the "Yellow/Quarantine Zone" to ensure that isolated resident(s) under investigation (PUIs) remain confined to the "Yellow/Quarantine Zone" and do not potentially spread COVID-19 to staff and residents. A resident assigned to the "Yellow/Quarantine Zone" was observed passing through the facility on their way outside the building, without wearing any source of control (e.g. surgical mask or N95 filtering facepiece respirator).

Abatement documentation is required of this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:
Proposed Penalty:

November 15, 2021
\$10,728.00



Citation and Notification of Penalty

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108

Citation 2 Item 1 Type of Violation: **Repeat - Serious**

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employee's ability to use a respirator, before the employee is fit tested or required to use the respirator in the workplace:

West Suburban Nursing and Rehabilitation Center, LLC located at 311 Edgewater Drive, Bloomingdale, IL 60108:

On or about July 28, 2021, the employer did not provide a medical evaluation to determine each employee's ability to use a respirator before requiring use. The employer required employees to wear N95 respirators (Model VENUS CN95+) while providing care to suspected COVID-19 residents, when performing tasks such as, but not limited to, feeding, bathing, maintaining continence, and conducting assessments for residents.

Abatement documentation is required for this item in accordance with 29 CFR 1903.19(d).

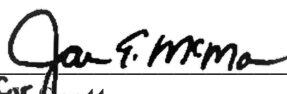
West Suburban Nursing and Rehabilitation Center, LLC, was previously cited for a violation of this occupational safety and health standard or its equivalent standard (1910.134(e)(1)), which was contained in OSHA inspection number 1492236, citation number 1, item number 1b, and was affirmed as a final order on February 12, 2021, with respect to a workplace located at 311 Edgewater Drive Bloomingdale, IL 60108.

Date By Which Violation Must be Abated:

November 15, 2021

Proposed Penalty:

\$32,181.00



Jacob Scott
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1771 West Diehl Road, Suite 210
Naperville, IL 60563



INVOICE / DEBT COLLECTION NOTICE

Company Name: West Suburban Nursing and Rehabilitation Center, LLC
Inspection Site: 311 Edgewater Drive, Bloomingdale, IL 60108
Issuance Date: 10/06/2021

Summary of Penalties for Inspection Number: 1544665

Citation 1 Item 1a, Serious	\$10,728.00
Citation 1 Item 1b, Serious	\$0.00
Citation 1 Item 1c, Serious	\$0.00
Citation 1 Item 1d, Serious	\$0.00
Citation 1 Item 2a, Serious	\$8,582.00
Citation 1 Item 2b, Serious	\$0.00
Citation 1 Item 3a, Serious	\$10,728.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 3c, Serious	\$0.00
Citation 1 Item 4, Serious	\$10,728.00
Citation 1 Item 5, Serious	\$10,728.00
Citation 2 Item 1, Repeat - Serious	\$32,181.00

TOTAL PROPOSED PENALTIES: \$83,675.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically at www.pay.gov. At the top of the pay.gov homepage, type "OSHA" in the Search field and select Search. From the **OSHA Penalty Payment Form** search result, select Continue. The direct link is: <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$25,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will cash the check or money order as if these

restrictions or conditions do not exist.

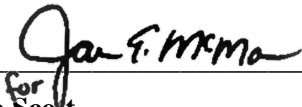
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to two times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.



Jacob Scott
Area Director

10/06/2021

Date