

U.S. Department of Labor Occupational Safety and Health Administration
2300 Main Street
Suite 10071
Kansas City, MO 64108



07/10/2023

Don Gibson, dba Missouri Mats
and its successors
353 1/2 Grand Avenue
Memphis, MO 63555

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (816) 483-9531.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dates together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

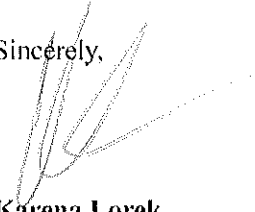
As indicated on page 3 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

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 the citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of 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.

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of 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.

Sincerely,



Karena Lorek
Area Director

Enclosures.

U.S. Department of Labor
Occupational Safety and Health Administration
2300 Main Street
Suite 10071
Kansas City, MO 64108



Citation and Notification of Penalty

To:
Don Gibson, dba Missouri Mats
and its successors
353 1/2 Grand Avenue
Memphis, MO 63555

Inspection Number: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023

Inspection Site:
33643 MO 6
Brashear, MO 63533

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 (816) 483-9531. 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](http://www.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.

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/10/2023. The conference will be held by telephone or at the OSHA office located at 2300 Main Street, Suite 10071, Kansas City, MO 64108 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1644865

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533
Issuance Date: 07/10/2023

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, 2300 Main Street, Suite 10071, Kansas City, MO 64108.**

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

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

Inspection Number: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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

29 CFR 1910.22(b): The employer did not ensure that each walking-working surface can support the maximum intended load for that surface.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall and crushing hazards in that the employer did not ensure that the maximum intended load rating for an elevated surface was known. Employees were accessing an elevated platform with an unknown maximum intended load rating to gather belts for maintenance and to perform maintenance on an air compressor.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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 1910.23(b)(9): The employer did not ensure that ladders are inspected before initial use in each work shift, and more frequently as necessary, to identify any visible defects that could cause employee injury.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards in that the employer did not ensure that ladders were inspected before initial use in each work shift, and more frequently as necessary, to identify any visible defects that could cause employee injury. Employees were accessing an elevated platform utilizing a broken extension ladder to conduct re-saw and lumber stacking work.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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

29 CFR 1910.23(b)(10): The employer did not ensure that any ladder with structural or other defects as immediately tagged "Dangerous: Do Not Use" or with similar language in accordance with § 1910.145 and removed from service until repaired in accordance with § 1910.22(d) or replaced.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards in that the employer did not ensure that the broken extension ladder employees were utilizing to gain access to the elevated work platform to conduct re-saw and lumber stacking work was immediately tagged "Dangerous: Do Not Use" and removed from service until repaired.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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

29 CFR 1910.23(c)(11): The employer did not ensure that portable ladders used to gain access to an upper landing surface that have side rails that extend at least 3 feet (0.9 m) above the upper landing surface.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards in that the employer did not ensure that a portable extension ladder employees were utilizing to gain access to the elevated work platform to conduct re-saw and lumber stacking work extended at least 3 feet past the upper landing surface.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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

29 CFR 1910.28(b)(1)(i): The employer did not ensure that each employee on a walking-working surface with an unprotected side or edge that is 4 feet (1.2 m) or more above a lower level was protected from falling:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards in that employees working in sections of the sawmill were required to walk and work on surfaces greater than four (4) feet above a lower surface without adequate means of fall protection. Instances include but are not limited to:

Instance 1. Employees conducting off-bearer and chop saw activities next to the industrial vibrator/shaker.

Instance 2. Employees conducting Grade mill activities between the band sawmill and the edger.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

July 31, 2023

Proposed Penalty:

\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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

29 CFR 1910.28(b)(3)(ii): The employer did not ensure that each employee was protected from tripping into or stepping into or through any hole that is less than 4 feet (1.2 m) above a lower level by covers or guardrail systems.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards related to tripping or stepping into or through floor holes. The employer did not ensure employees who were conducting green line and re-saw work were adequately protected from tripping or stepping into or through holes that were less than 4 feet (1.2 m) above a lower level.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$5,358.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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 6 a Type of Violation: **Serious**

29 CFR 1910.157(c)(4): Portable fire extinguishers were not maintained in a fully charged and operable condition:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fire hazards in that the employer did not ensure that fire extinguishers located within the workplace were fully charged. Instances include but are not limited to:

Instance 1: A discharged fire extinguisher was mounted in the Grade Mill building for employee use.

Instance 2: A discharged fire extinguisher was mounted in the Main building for employee use.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$3,572.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 6 b Type of Violation: **Serious**

29 CFR 1910.157(e)(1): The employer did not inspect, maintain, or test portable fire extinguishers in the workplace:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fire hazards in that the employer did not ensure that the portable fire extinguishers in the workplace were inspected, tested, or maintained.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 7 Type of Violation: **Serious**

29 CFR 1910.157(g)(1): An educational program was not provided for all employees to familiarize them with the general principles of fire extinguisher use and the hazards involved with incipient stage firefighting:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fire hazards in that the employer did not ensure that an education system, which familiarizes employees with the hazards involved with incipient stage firefighting was in place. Employees were exposed to fire hazards related to incipient stage firefighting at the worksite.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$3,572.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 8 Type of Violation: **Serious**

29 CFR 1910.178(a)(6): The employer did not ensure that all nameplates and markings were in place:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught between and crushing hazards in that the employer did not ensure that powered industrial trucks that employees were operating in the workplace had all labels in place on the operator control levers. Instances include but are not limited to:

Instance 1: Komatsu powered industrial truck operator control levers.

Instance 2: Toyota powered industrial truck operator control levers.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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 9 a Type of Violation: **Serious**

29 CFR 1910.178(l)(2)(ii): The employer did not ensure that each operator had successfully completed the training consisting of a combination of formal instruction (e.g., lecture, discussion, interactive computer learning, video tape, written material), practical training (demonstrations performed by the trainer and practical exercises performed by the trainee), and evaluation of the operator's performance in the workplace.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught between and crushing hazards in that the employer did not ensure that employees who were operating powered industrial trucks in the workplace had successfully completed training consisting of a combination of formal instruction, practical training, and evaluation of the operator's performance in the workplace.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 9 b Type of Violation: **Serious**

29 CFR 1910.178(l)(2)(iii): All operator training and evaluation was not conducted by persons who had the knowledge, training, and experience to train powered industrial truck operators and evaluate their performance:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught between and crushing hazards in that the employer did not ensure employees who were operating powered industrial trucks at the worksite was conducted by persons who had the knowledge, training, and experience to train powered industrial truck operators and evaluate their performance.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 9 c Type of Violation: **Serious**

29 CFR 1910.178(l)(6): The employer did not certify that each operator has been trained and evaluated as required by this paragraph (l):

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught between and crushing hazards in that the employer did not ensure employees who were operating powered industrial trucks at the worksite were trained by persons who had the knowledge, training, and experience to train powered industrial truck operators and evaluate their performance.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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 10 a Type of Violation: **Serious**

29 CFR 1910.178(q)(1): Any power-operated industrial truck not in safe operating condition was not taken out of service, and/or repairs were not made by authorized personnel:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught between and crushing hazards in that the employer did not ensure that any powered industrial truck not in safe operating condition was taken out of service, and/or repairs were made by authorized personnel. Instances of exposure include but are not limited to:

Instance 1. Komatsu Forklift: Anti-slip pads on the foot pedals were missing and damaged rear tires.

Instance 2. Toyota Forklift: Horn button and anti-slip foot pads on the foot pedals were missing, damaged rear tires.

Instance 3. Hyster Forklift: Front and rear damaged tires.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

July 31, 2023

Proposed Penalty:

\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 10 b Type of Violation: **Serious**

29 CFR 1910.178(q)(7): Powered industrial trucks were not examined at least daily before being placed in service.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught between and crushing hazards in that the employer did not ensure powered industrial trucks that employees were operating in the worksite had been examined daily before putting into service. Employees were exposed to caught between and crushed by hazards while operating unexamined forklifts to move lumber stacks and other material throughout the facility as part of their daily work activities. Instances include but are not limited to:

Instance 1: Komatsu forklift used by employees daily.

Instance 2: Toyota forklift used by employees daily.

Instance 3: Hyster forklift used by employees daily.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

July 31, 2023

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1910.213(b)(1): Woodworking machine(s) were not provided with mechanical or electrical power controls so located that the operator could cut off the power from the machine without leaving his position at the point of operation:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to amputation hazards in that the employer did not ensure the power controls to the chop saw in the main sawmill building were located within reach of the workstation's point of operation:

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 12 Type of Violation: **Serious**

1910.213(r)(4): The mention of specific machines in paragraphs (a) thru (q) and this paragraph (r) of this section, inclusive, is not intended to exclude other woodworking machines from the requirement that suitable guards and exhaust hoods be provided to reduce to a minimum the hazard due to the point of operation of such machines.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to amputation hazards in that the employer did not ensure employees were protected while using a chop saw with an unguarded point of operations during lumber cutting activities.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1910.215(a)(4): Work rest(s) on grinding machinery were not adjusted closely to the wheel with a maximum opening of one eighth inch:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to struck-by and caught between hazards in that the employer did not ensure employees conducting maintenance and repair work with a bench grinder were protected by work rest with a maximum opening of one eighth of an inch to the grinding wheel.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$3,572.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.215(b)(3): Bench and floor stands. The angular exposure of the grinding wheel periphery and sides for safety guards used on machines known as bench and floor stands exceeded 90 deg. or one-fourth of the periphery.

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to struck-by and caught between hazards in that the employer did not ensure employees conducting maintenance and repair work with a bench grinder were protected by side shields and guards on the equipment.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$3,572.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 15 Type of Violation: **Serious**

29 CFR 1910.215(b)(9): The employer did not ensure an adjustable tongue guard for the abrasive wheel machinery where an operator stands in front of the machine was installed to allow for adjusting the guard to the constantly decreasing diameter of the wheel. The distance between the wheel periphery and the adjustable tongue guard at the top shall never exceed 1/4-inch;

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to struck-by and caught between hazards in that the employer did not ensure employees conducting maintenance and repair work with a Blackhawk bench grinder were protected by having an adjustable tongue guard installed on the equipment.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$3,572.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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 16 a Type of Violation: **Serious**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o):

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught in and amputation hazards in that the employer did not ensure that belt and pulley assemblies were adequately guarded. Instances of exposure include but are not limited to:

Instance 1: Unguarded belt and pulley assembly located at Sawyers' clutch handle in main building.

Instance 2: Unguarded belt and pulley assembly located at Off bearers' clutch handle in main building.

Instance 3: Unguarded belt and pulley assembly located at Off bearers' edger in main building.

Instance 4: Unguarded belt and pulley assembly located at Chop saw in main building.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 16 b Type of Violation: **Serious**

29 CFR 1910.219(e)(3)(i): Vertical or inclined belt(s) were not enclosed by guard(s) conforming to the requirements specified at 29 CFR 1910.219(m) and (o):

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught in and amputation hazards s in that the employer did not ensure that vertical or inclined belts were adequately guarded. Instances of exposure include but are not limited to:

Instance 1: Unguarded belt and pulley assembly located at Sawyers' clutch handle in main building.

Instance 2: Unguarded belt and pulley assembly located at Off bearers' clutch handle in main building.

Instance 3: Unguarded belt and pulley assembly located at Off bearers' edger in main building.

Instance 4: Unguarded belt and pulley assembly located at Chop saw in main building.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	July 31, 2023
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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 17 Type of Violation: **Serious**

29 CFR 1910.219(f)(3): Sprocket wheels and chains which were seven (7) feet or less above floors or platforms were not enclosed:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught in and amputation hazards in that the employer did not ensure that sprocket wheels and chains were adequately guarded. Instances of exposure include but are not limited to:

Instance 1: Unguarded sprocket wheels and chain assembly at the end of the green line located in the main building.

Instance 2: Unguarded sprocket wheels and chain assembly at the end of the green line located in the new building (Grade mill).

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 18 Type of Violation: **Serious**

29 CFR 1910.243(c)(3): Abrasive wheels used on vertical portable grinder(s) (right angle head grinders) were not provided with safety guard(s) having a maximum exposure angle of 180 degrees and located between the operator and wheel:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to struck-by hazards in that the employer did not ensure employees using a handheld grinder to conduct grinding and cutting work in the chipper room were adequately protected by utilizing a guard with the equipment.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$3,572.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 19 Type of Violation: **Serious**

29 CFR 1910.265(c)(4)(iv): Elevated platform(s), 4 feet or more from the floor level, were not provided with a standard railing:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards in that the employer did not ensure employees conducting material handling and re-saw work on an elevated platform were adequately protected from falling to a lower level. Employees were exposed to a fall hazard of at least 6 feet to the ground below.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 20 Type of Violation: **Serious**

29 CFR 1910.265(c)(4)(v): Elevated platforms used routinely on a daily basis were not equipped with stairways or fixed ladders that complied with subpart D of this part:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards in that the employer did not ensure that an elevated work platform that employees were routinely accessing was equipped with a stairway or fixed ladder. Employees were using a broken extension ladder to access the elevated work platform.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 21 Type of Violation: **Serious**

29 CFR 1910.265(c)(5)(ii): Stairways were not provided with a standard handrail on at least one side or on any open side:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to fall hazards in that the employer did not ensure that the stairway next to the hurdle sawmill was equipped with a handrail. Employees were using the stairway to gain access to the Hurdle Sawmill operator's cab to conduct sawmill operations, maintenance, and repair work.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$5,358.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 22 Type of Violation: **Serious**

29 CFR 1910.265(e)(2)(iii)(c): Upper saw(s) of double circular mill(s) were not provided with substantial hood or guard:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to caught between and struck-by hazards in that the employer did not ensure that the top saw of the Hurdle Sawmill was equipped with an adequate guard. Employees assigned to work the off-bearer position was exposed to projectile debris from the from the unguarded top saw while conducting sawmill work.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$5,358.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 23 Type of Violation: **Serious**

29 CFR 1910.303(b)(1)(iv): Electric equipment was not free from recognized hazards that were likely to cause serious physical harm to employees, such as damaged electrical insulation:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to electrical shock and burn hazards in that the employer did not ensure that electrical extension cords with damaged insulation were taken out of service prior to use. Instance of exposure include but not limited to the damaged electrical extension cord being used to power the engine block heater of a (John?) Deere front end loader.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$3,572.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 24 Type of Violation: **Serious**

29 CFR 1910.303(b)(7)(iv): Electrical equipment had damaged parts that may adversely affect safe operation or mechanical strength of the equipment, such as parts that are broken, bent, cut, or deteriorated by corrosion, chemical action, or overheating:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to electrical hazards in that the employer did not ensure the on/off control box for the green line was serviceable thus exposing the operator to damaged wiring every time the green line was powered on or off.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 25 Type of Violation: **Serious**

29 CFR 1910.305(b)(1)(ii): Unused openings in boxes, cabinets, or fittings were not effectively closed:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to electrical shock and burn hazards in that the employer did not ensure that unused openings in boxes, cabinets, or fittings were effectively closed. Instances of exposure include but are not limited to:

Instance 1: The electrical control box used by employees to turn the top saw and vertical edger on and off had unused openings that were not effectively covered.

Instance 2: A switch box that employees utilize to energize and deenergize the top saw and vertical edger had unused openings that were not effectively closed.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$4,465.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 26 Type of Violation: **Serious**

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and/or cables were used as a substitute for the fixed wiring of a structure:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to electrical shock and burn hazards in that the employer did not ensure that flexible electrical extension cords were used as a substitute for the fixed electrical wiring throughout the worksite. Instances of exposure include but are not limited to:

Instance 1: A green 3-way extension cord splitter was observed as means of splitting power from a yellow extension cord to two separate power cords for the permanent lighting wiring on the Hurdle Sawmill.

Instance 2: An orange extension cord was observed as permanent wiring for lighting on the Hurdle Sawmill.

Instance 3: A flexible electrical extension cord was observed as permanent wiring for a security camera.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$4,465.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 1 Item 27 Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(iii): Flexible cords and cables were not connected to devices and fittings so that strain relief was provided that would prevent pull from being directly transmitted to joints or terminal screws:

On or about January 11, 2023, and thereafter, employees engaged in sawmill activities at the worksite located at 33643 MO-6 Brashear, Missouri 63533 were exposed to electrical shock and burn hazards in that the employer did not ensure that cords and cables were connected to devices and fittings so that strain relief was provided that would prevent pull from being directly transmitted to joints or terminal screws. Instances of exposure include but are not limited to:

Instance 1: A green extension cord was observed to have damage associated with inadequate strain relief, which was being used to power lighting in the worksite.

Instance 2: An orange extension cord was observed to have damage associated with inadequate strain relief, which was being used to power lighting in the worksite.

Instance 3: A flexible electrical extension cord was observed in the Grade Mill building to have damage associated with inadequate strain relief, which was being used to power a chop saw.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

July 31, 2023

Proposed Penalty:

\$6,250.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

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

29 CFR 1910.147(c)(1): The employer did not establish a program consisting of an energy control procedure, employee training and periodic inspections to ensure that before any employee performed any servicing or maintenance on a machine or equipment where the unexpected energizing, startup or release of stored energy could occur and cause injury, the machine or equipment shall be isolated from the energy source and rendered inoperative:

The employer is failing to protect employees from struck-by, caught-in, and amputation hazards associated with sawmill activities. This was most recently documented on or about January 18, 2023, at the worksite located at 33643 MO-6 Brashear, Missouri 63533 where the employer has employees performing maintenance on equipment without having developed and implemented a program that ensures hazardous stored energy is isolated before work begins. Instances of exposure include but are not limited to:

Instance 1: Sawyer entered the log carriage travel space when the vertical edger was still energized and running.

Instance 2: Off bearer entered the log carriage travel space when the vertical edger was still energized and running.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

July 31, 2023

Proposed Penalty:

\$62,504.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 2 Item 2 Type of Violation: **Willful - Serious**

29 CFR 1910.265(e)(1)(v): Barriers were not provided to prevent employees from entering the space necessary for travel of log carriage(s):

The employer is failing to protect employees from caught-in and struck-by hazards. This was most recently documented on or about January 18, 2023, at the worksite located at 33643 MO-6 Brashear, Missouri 63533. The employer did not ensure that a barrier was in place to prevent employees from entering the log carriage travel space while the vertical edger was energized. Further, no barriers were in place to prevent the employee from falling into and contacting energized parts of the sawmill. Instances of exposure include but are not limited to:

Instance 1: Sawyer entered the log carriage travel space when the vertical edger was still energized and running.

Instance 2: Off bearer entered the log carriage travel space when the vertical edger was still energized and running.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

July 31, 2023

Proposed Penalty:

\$62,504.00

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: 1644865
Inspection Date(s): 01/18/2023 - 01/18/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533

Citation 3 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1904.39(a)(1): The employer did not report within 8-hours the death of an employee resulting from a work-related incident:

At the workplace located at 33643 MO 6 Brashear Missouri 63533, the employer did not report a fatality as a result of a work-related incident to OSHA within eight (8) hours. An employee fatality occurred on or about January 11, 2023. The fatality was not reported to OSHA until January 17, 2023.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 31, 2023
\$4,465.00



Karona Lorek
Area Director

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
2300 Main Street
Suite 10071
Kansas City, MO 64108



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 MO 6, Brashear, MO 63533
Issuance Date: 07/10/2023

Summary of Penalties for Inspection Number: 1644865

Citation 1 Item 1, Serious	\$6,250.00
Citation 1 Item 2a, Serious	\$6,250.00
Citation 1 Item 2b, Serious	\$0.00
Citation 1 Item 3, Serious	\$6,250.00
Citation 1 Item 4, Serious	\$6,250.00
Citation 1 Item 5, Serious	\$5,358.00
Citation 1 Item 6a, Serious	\$3,572.00
Citation 1 Item 6b, Serious	\$0.00
Citation 1 Item 7, Serious	\$3,572.00
Citation 1 Item 8, Serious	\$6,250.00
Citation 1 Item 9a, Serious	\$6,250.00
Citation 1 Item 9b, Serious	\$0.00
Citation 1 Item 9c, Serious	\$0.00
Citation 1 Item 10a, Serious	\$6,250.00
Citation 1 Item 10b, Serious	\$0.00
Citation 1 Item 11, Serious	\$6,250.00
Citation 1 Item 12, Serious	\$6,250.00
Citation 1 Item 13, Serious	\$3,572.00
Citation 1 Item 14, Serious	\$3,572.00
Citation 1 Item 15, Serious	\$3,572.00
Citation 1 Item 16a, Serious	\$6,250.00
Citation 1 Item 16b, Serious	\$0.00
Citation 1 Item 17, Serious	\$6,250.00
Citation 1 Item 18, Serious	\$3,572.00
Citation 1 Item 19, Serious	\$6,250.00
Citation 1 Item 20, Serious	\$6,250.00
Citation 1 Item 21, Serious	\$5,358.00
Citation 1 Item 22, Serious	\$5,358.00
Citation 1 Item 23, Serious	\$3,572.00
Citation 1 Item 24, Serious	\$6,250.00
Citation 1 Item 25, Serious	\$4,465.00
Citation 1 Item 26, Serious	\$4,465.00
Citation 1 Item 27, Serious	\$6,250.00
Citation 2 Item 1, Willful - Serious	\$62,504.00
Citation 2 Item 2, Willful - Serious	\$62,504.00
Citation 3 Item 1, Other-than-Serious	\$4,465.00

TOTAL PROPOSED PENALTIES: **\$273,231.00**

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.

Karena Lorek
Area Director

Date

U.S. Department of Labor Occupational Safety and Health Administration
2300 Main Street
Suite 10071
Kansas City, MO 64108



07/10/2023

Don Gibson, dba Missouri Mats
and its successors
353 1/2 Grand Avenue
Memphis, MO 63555

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000-04R) revised 2018, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (816) 483-9531.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dates together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

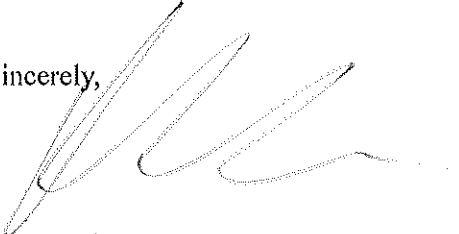
As indicated on page 3 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

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 the citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of 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.

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of 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.

Sincerely,



Karena Lorek
Area Director

Enclosures

U.S. Department of Labor
Occupational Safety and Health Administration
2300 Main Street
Suite 10071
Kansas City, MO 64108



Citation and Notification of Penalty

To:
Don Gibson, dba Missouri Mats
and its successors
353 1/2 Grand Avenue
Memphis, MO 63555

Inspection Number: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023

Inspection Site:
33643 State Route 6
Brashear, MO 63533

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 (816) 483-9531. 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](http://www.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.

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/10/2023. The conference will be held by telephone or at the OSHA office located at 2300 Main Street, Suite 10071, Kansas City, MO 64108 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1647116

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533
Issuance Date: 07/10/2023

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, 2300 Main Street, Suite 10071, Kansas City, MO 64108.**

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

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

Inspection Number: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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

OSH ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to the hazards of hearing loss and being struck-by fragments of Polyvinyl Chloride (PVC) plastic pipe in the event the pipe ruptured:

At a worksite located at 33643 State Route 6, Brashear, MO:

Employees engaged in sawmill activities were exposed to struck-by and rupture hazards. This was most recently documented on or about January 31, 2023, and at times prior to, when employees were using compressed air contained in PVC plastic piping in exposed above-ground areas to transport compressed air at approximately 120 psi. Compressed air is used as part of the manufacturing process; as well as for cleaning purposes.

Among other methods, one feasible and acceptable abatement method to correct this hazard is to replace the PVC piping and fittings with metal piping and fittings.
29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$4,465.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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

29 CFR 1910.22(a)(1): The employer did not ensure that all places of employment, passageways, storerooms, service rooms, and walking-working surfaces were kept in a clean, orderly, and sanitary condition.

At a worksite located at 33643 State Route 6, Brashear, MO:

Employees were exposed to fire and explosion hazards. This was most recently documented on or about January 31, 2023, and at times prior to, when the employer did not provide walking-working surfaces that were free of hazards such as accumulation of sawdust. Dry sawdust, a combustible and explosive dust, was observed in the facility on elevated surfaces at a depth greater than 1.5 inches.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$6,250.00

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: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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 1910.95(c)(1): The employer did not administer a continuing, effective hearing conservation program as described in 29 CFR 1910.9(c) through (o) whenever employee noise exposures equal or exceed an 8-hour time-weighted average sound level of 85 decibels measured on the A scale, or equivalently a dose of fifty percent:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from occupational noise hazards. This was most recently demonstrated on or about February 1, 2023, when:

- a) An employee in the edger/performing edging of wood boards was exposed to a dose of 68.5% or an equivalent of 87.2 decibels as an 8-hour time-weighted average and the employer had not developed and implemented a hearing conservation program. The sampling was performed for 424 minutes during one shift, exposure calculations included a zero time for the 56 minutes not sampled.
- b) An employee in the Chipper area/performing chipping work was exposed to a dose of 82.2% or an equivalent of 88.5 decibels as an 8-hour time-weighted average and the employer had not developed and implemented a hearing conservation program. The sampling was performed for 461 minutes during one shift, exposure calculations included a zero time for the 19 minutes not sampled.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$6,250.00

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

Inspection Number: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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

29 CFR 1910.95(d)(1): When information indicated that any employee's exposure equaled or exceed the 8-hour time-weighted average of 85 decibels, the employer did not develop and implement a monitoring program:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from occupational noise hazards. This was most recently demonstrated on or about February 1, 2023, when:

- a) An employee in the edger/performing edging of wood boards was exposed to a dose of 68.5% or an equivalent of 87.2 decibels as an 8-hour time-weighted average and the employer had not developed and implemented a monitoring program.
- b) An employee in the Chipper area/performing chipping work was exposed to a dose of 82.2% or an equivalent of 88.5 decibels as an 8-hour time-weighted average and the employer had not developed and implemented a monitoring program.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 03, 2023
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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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

29 CFR 1910.95(g)(1): The employer did not establish and maintain an audiometric testing program as provided by 29 CFR 1910.95(g) by making audiometric testing available to all employees whose exposures equal or exceed an 8-hour time-weighted average of 85 decibels:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from occupational noise hazards. This was most recently demonstrated on or about February 1, 2023, when:

- a) An employee in the edger/performing edging of wood boards was exposed to a dose of 68.5% or an equivalent of 87.2 decibels as an 8-hour time-weighted average and the employer had not provided baseline and/or annual audiometric testing was not provided to exposed employees.
- b) An employee in the Chipper area/performing chipping work was exposed to a dose of 82.2% or an equivalent of 88.5 decibels as an 8-hour time-weighted average and the employer had not baseline and/or annual audiometric testing was not provided to exposed employees.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 03, 2023
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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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

29 CFR 1910.95(k)(1): The employer did not train each employee who is exposed to noise at or above an 8-hour time-weighted average of 85 decibels in accordance with the requirements of 29 CFR 1910.95(k). The employer did not institute a training program and ensure employee participation in the program:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from occupational noise hazards and train employees on the hazards of being exposed to occupational noise. This was most recently demonstrated on or about February 1, 2023, when the employer did not train each employees exposed to noise hazards while working in the sawmill. The employer did not develop or implement a training program to protect employees from occupational noise.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 03, 2023
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: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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

29 CFR 1910.106(b)(2)(vii)(a): The area surrounding a tank or a group of tanks was not provided with drainage as in subdivision (B) of this subdivision, or was not diked as provided in subdivision (C) of this subdivision, to prevent accidental discharge of liquid from endangering adjoining property or reaching waterways:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from potential fire hazards not preventing accidental discharge of liquid to adjoining property to reaching waterways. This was most recently demonstrated on or about January 31, 2023, when:

- a) The area surrounding an above-ground gasoline storage tank was not diked or provided with appropriate drainage for a tank containing gasoline near the hurdle saw on the southeast wall.
- b) The area surrounding an above-ground gasoline storage tank was not diked or provided with appropriate drainage for a tank containing gasoline near the hurdle saw on the northeast wall.
- c) The area surrounding an above-ground gasoline storage tank was not diked or provided with appropriate drainage for a tank containing gasoline near the southeast wall mezzanine.
- d) The area surrounding an above-ground gasoline storage tank was not diked or provided with appropriate drainage for a tank containing gasoline near the chipper/shaker.
- e) The area surrounding an above-ground diesel storage tank was not diked or provided with appropriate drainage for a tank containing diesel near the entrance across from the hurdle saw.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$4,465.00

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: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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

29 CFR 1910.106(e)(6)(ii): Grounding. Category 1 or 2 flammable liquids, or Category 3 flammable liquids with a flashpoint below 100 °F (37.8 °C), shall not be dispensed into containers unless the nozzle and container are electrically interconnected. Where the metallic floorplate on which the container stands while filling is electrically connected to the fill stem or where the fill stem is bonded to the container during filling operations by means of a bond wire, the provisions of this section shall be deemed to have been complied with.

The employer failed to protect employees from potential fire hazards when Category 1 or 2 flammable liquids, or Category 3 flammable liquids with a flashpoint below 100 °F (37.8 °C), were being dispensed into containers without the nozzle and container being electrically interconnected as required. This was most recently demonstrated on or about January 31, 2023, when:

- a) The area surrounding an above-ground gasoline storage tank was not provided with appropriate grounding or bonding for a tank containing gasoline near the hurdle saw on the southeast wall.
- b) The area surrounding an above-ground gasoline storage tank was not provided with appropriate grounding or bonding for a tank containing gasoline near the hurdle saw on the northeast wall.
- c) The area surrounding an above-ground gasoline storage tank was not provided with appropriate grounding or bonding for a tank containing gasoline near the southeast wall mezzanine.
- d) The area surrounding an above-ground gasoline storage tank was not provided with appropriate grounding or bonding for a tank containing gasoline near the chipper/shaker.
- e) The area surrounding an above-ground gasoline storage tank was not provided with appropriate grounding or bonding for a tank containing diesel near the entrance across from the hurdle saw.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:

August 03, 2023

Proposed Penalty:

\$4,465.00

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: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 6 Type of Violation: **Serious**

29 CFR 1910.133(a)(1): The employer did not ensure that each affected employee uses appropriate eye or face protection when exposed to eye or face hazards from flying particles, molten metal, liquid chemicals, acids or caustic liquids, chemical gases or vapors, or potentially injurious light radiation:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from struck-by hazards to the eye(s) or face; including but not limited to flying particles and liquid chemicals. This was most recently demonstrated on or about February 1, 2023, and at times prior to, when:

- a) An employee at the edger/performing edging of wood boards was exposed to flying particles and was not protected by appropriate eye or face protection.
- b) An employee near the bandsaw/performing refill of the windshield washer fluid was exposed to liquid chemicals and was not protected by appropriate eye or face protection.
- c) An employee at the chipper/performing chipping of wood boards was exposed to flying particles and was not protected by appropriate eye or face protection.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$4,465.00

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

Inspection Number: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 7 Type of Violation: **Serious**

29 CFR 1910.134(c)(2)(i): Respirator users were not provided with the information contained in Appendix D to 29 CFR 1910.134 when the employer determined that any voluntary respirator use was permissible:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from respiratory hazards; including but not limited to dermatitis, allergic respiratory effects, and mucosal and nonallergic respiratory effects. This was most recently demonstrated on or about February 13, 2023, and at times prior to, when employees wore an N95 respirator and had not been provided with a copy of Appendix D of the respiratory protection standard.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$3,572.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 8 Type of Violation: **Serious**

29 CFR 1910.135(a)(1): The employer did not ensure that each affected employee wear a protective helmet when working in areas where there is a potential for injury to the head from falling objects:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from struck-by hazards; including but not limited to large wooden boards and wood scrap. This was most recently demonstrated on or about February 1, 2023, and at times prior to, when employees climb down into the horizontal shaker to retrieve large wood boards that had accidentally fallen off the line. Employees are not provided with a protective helmets as other workers continue to work overhead.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$4,465.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 9 Type of Violation: **Serious**

29 CFR 1910.136(a): The employer did not ensure that each affected employee uses protective footwear when working in areas where there is a danger of foot injuries due to falling or rolling objects, or objects piercing the sole, or when the use of protective footwear will protect the affected employee from an electrical hazard, such as a static-discharge or electric-shock hazard, that remains after the employer takes other necessary protective measures.

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from crushed-by hazards; including but not limited to large wood logs, large wooden boards, and wood scrap. This was most recently demonstrated on or about February 1, 2023, and at times prior to, when employees working throughout the facility were exposed to the manufacturing of wood products. Employees are not provided with protective footwear as they worked with and around heavy equipment and wood materials.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$5,358.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 10 Type of Violation: **Serious**

29 CFR 1910.146(c)(1): The employer did not evaluate the workplace to determine if any spaces were permit-required confined spaces:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from the potential hazards of permit-required confined spaces; including, but not limited to engulfment, entrapment, hazardous atmospheres or other recognized serious safety or health hazard. This was most recently demonstrated on or about January 31, 2023, and at times prior to, when an employee entered a large generator that had not been evaluated to determine if it was a permit-required confined space.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$4,465.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1910.169(b)(3)(i): Air receivers were not equipped with indicating pressure gauge(s), or one or more spring-loaded safety valves to prevent pressure in the receiver from exceeding the maximum allowable working pressure of the receiver by more than 10 percent:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from struck-by and explosion hazards. This was most recently demonstrated on or about January 31, 2023, and at times prior to when an air receiver was used in part to supply air to pneumatic air lines was not equipped with indicating pressure gauge(s), or one or more spring-loaded safety valves. This exposed employee to the potential pressure in the receiver exceeding the maximum allowable working pressure of the receiver by more than 10 percent.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$4,465.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 12 Type of Violation: **Serious**

29 CFR 1910.243(b)(2): Air hose and hose connections used for conducting compressed air to utilization equipment were not designed for the pressure and service to which they were subjected.

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from struck-by hazards. This was most recently demonstrated on or about March 1, 2023, and at times prior to when there was an air hose that was used in part to supply air to pneumatic air lines. The air hose was attached to the hose fitting by a worm drive-type hose clamp which was not designed for use on an air hose.

- a) Three clamps were associated with the Curtis Air Compressor and thereby exposing employees to possible whipping action of the hose if the clamp were to come off.
- b) Two clamps were associated with the Hurdle Saw and thereby exposing employees to possible whipping action of the hose if the clamp were to come off.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated: August 03, 2023
Proposed Penalty: \$3,572.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 13 Type of Violation: **Serious**

29 CFR 1910.253(b)(2)(ii): Inside of buildings, cylinders were not stored in a well-protected, well-ventilated, dry location, at least 20 feet (6.1 m) from highly combustible materials such as oil or excelsior:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from fire and struck-by hazards when compressed gas cylinders inside buildings were not properly secured or well-protected. This was most recently demonstrated on or about January 31, 2023, and at times prior to, when employees would use oxygen and acetylene tanks for welding/cutting purposes.

- a) Four oxygen cylinders were not anchored or secured to prevent displacement and thereby exposing the employees to a projectile hazard if the cylinder was knocked over.
- b) Two acetylene cylinders were not anchored or secured to prevent displacement and thereby exposing the employees to a projectile hazard if the cylinder was knocked over.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$4,465.00

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: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.307(c)(2)(i): Equipment in hazardous (classified) location(s) was not approved for the ignitable or combustible properties of the specific gas, vapor, dust, or fiber that was or could be present:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to ensure that all equipment, wiring methods, and installations of equipment are intrinsically safe, approved for hazardous (classified) locations, or safe for use in the hazardous (classified) location. This was most recently demonstrated on or about January 31, 2023, and at times prior to, when wood dust and fibers were generated as part of the chipping process. This exposes employees to the potential of fire and explosion hazards.

- a) General-purpose electrical fixtures, conduit, and wiring methods were used and installed in a Class 1 Division 2 location in the area around the Precision chipper and shaker table. The electrical fixtures, conduit, and wiring methods were not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location.
- b) An electrical control panel was used and installed in a Class 1 Division 2 location, in the area around the Precision chipper and shaker table. The control panel and associated components were not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$6,250.00

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

Inspection Number: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

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 15 a Type of Violation: **Serious**

29 CFR 1910.1200(e)(1): The employer did not develop, implement, and/or maintain at the workplace a written hazard communication program which describes how the criteria specified in 29 CFR 1910.1200(f), (g), and (h) will be met:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from exposure to potentially toxic or hazardous substances. This was most recently demonstrated on or about February 1, 2023, and at times prior to when workers were using chemicals in the workplace as part of the manufacturing process and the employer had not developed or implemented a written hazard communication program.

29 CFR 1903.19(d)(1) requires certification and documentation that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 03, 2023
Proposed Penalty:	\$6,250.00

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 15 b Type of Violation: **Serious**

29 CFR 1910.1200(h)(1): Employees were not provided effective information and training on hazardous chemicals in their work area at the time of their initial assignment and whenever a new hazard that the employees had not been previously trained about was introduced into their work area:

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from exposure to potentially toxic or hazardous substances. This was most recently demonstrated on or about February 1, 2023, and at times prior to when workers were using chemicals in the workplace as part of the manufacturing process and the employer had not provided effective information and training to employees on the hazardous chemicals in their workplace.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$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: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 1 Item 15 c Type of Violation: **Serious**

29 CFR 1910.1200(f)(6)(ii): Except as provided in 29 CFR 1910.1200(f)(7) and 29 CFR 1910.1200(f)(8), the employer did not ensure that each container of hazardous chemicals in the workplace was labeled, tagged or marked with the product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals and which, in conjunction with the other information immediately available to employees under the hazard communication program, would provide employees with the specific information regarding the physical and health hazards of the hazardous chemical.

At a worksite located at 33643 State Route 6, Brashear, MO:

The employer failed to protect employees from exposure to potentially toxic or hazardous substances. This was most recently demonstrated on or about February 1, 2023, and at times prior to when workers were using chemicals in the workplace as part of the manufacturing process and the employer had not at least general information regarding the hazards of the chemicals and which, in conjunction with the other information immediately available to employees under the hazard communication program.

- a) An above-ground gasoline storage tank was not labeled, tagged, or marked with the product identifier and words, pictures, symbols, or combination thereof for a tank containing gasoline near the hurdle saw on the southeast wall.
- b) An above-ground gasoline storage tank was not labeled, tagged, or marked with the product identifier and words, pictures, symbols, or a combination thereof for a gasoline tank near the hurdle saw on the northeast wall.
- c) An above-ground gasoline storage tank was not labeled, tagged, or marked with the product identifier and words, pictures, symbols, or a combination thereof for a gasoline tank near the southeast wall mezzanine.
- d) An above-ground gasoline storage tank was not labeled, tagged, or marked with the product identifier and words, pictures, symbols, or combination thereof for a gasoline tank near the chipper/shaker.
- e) An above-ground gasoline storage tank was not labeled, tagged, or marked with the product identifier and words, pictures, symbols, or a combination thereof for a diesel tank near the entrance across from the hurdle saw.
- f) A container with an unknown red liquid was not labeled, tagged, or marked with the product identifier and words, pictures, symbols, or a combination thereof for a container near the WN3500 horizontal band saw.

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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$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: 1647116
Inspection Date(s): 01/31/2023 - 02/01/2023
Issuance Date: 07/10/2023



Citation and Notification of Penalty

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533

Citation 2 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.132(d)(2): The employer did not verify, through a written certification, that the required workplace hazard assessment had been performed:

At a worksite located at 33643 State Route 6, Brashear, MO:

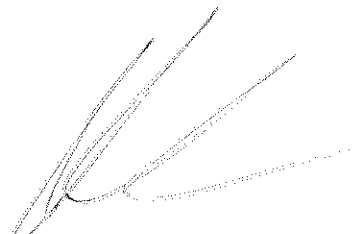
The employer failed to protect employees from exposure to potential physical and health-related hazards. This was most recently demonstrated on or about January 31, 2023, and at times prior to, when workers were exposed to physical and health-related hazards; including but not limited to flying wood particles, falling wood boards or large pieces, liquid chemicals, wood dust, and noisy equipment in the workplace as part of the manufacturing process. The employer had not verified that a hazard assessment had been performed at the facility through a written certification.

29 CFR 1903.19(c)(1) requires certification that the abatement of the above violation is complete.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

August 03, 2023
\$501.00



Karena Lorek
Area Director

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
2300 Main Street
Suite 10071
Kansas City, MO 64108



INVOICE /
DEBT COLLECTION NOTICE

Company Name: Don Gibson, dba Missouri Mats
Inspection Site: 33643 State Route 6, Brashear, MO 63533
Issuance Date: 07/10/2023

Summary of Penalties for Inspection Number: 1647116

Citation 1 Item 1, Serious	\$4,465.00
Citation 1 Item 2, Serious	\$6,250.00
Citation 1 Item 3a, Serious	\$6,250.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 3c, Serious	\$0.00
Citation 1 Item 3d, Serious	\$0.00
Citation 1 Item 4, Serious	\$4,465.00

Citation 1 Item 5, Serious	\$4,465.00
Citation 1 Item 6, Serious	\$4,465.00
Citation 1 Item 7, Serious	\$3,572.00
Citation 1 Item 8, Serious	\$4,465.00
Citation 1 Item 9, Serious	\$5,358.00
Citation 1 Item 10, Serious	\$4,465.00
Citation 1 Item 11, Serious	\$4,465.00
Citation 1 Item 12, Serious	\$3,572.00
Citation 1 Item 13, Serious	\$4,465.00
Citation 1 Item 14, Serious	\$6,250.00
Citation 1 Item 15a, Serious	\$6,250.00
Citation 1 Item 15b, Serious	\$0.00
Citation 1 Item 15c, Serious	\$0.00
Citation 2 Item 1, Other-than-Serious	\$501.00

TOTAL PROPOSED PENALTIES: **\$73,723.00**

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.

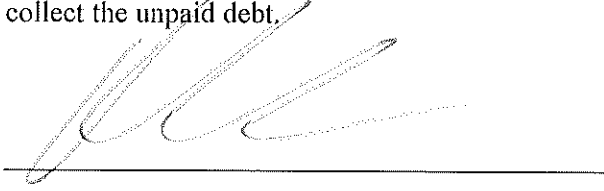
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts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

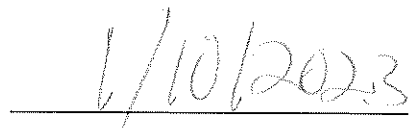
you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

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.



Karena Lorek
Area Director



Date