

**Este documento es muy importante. Si ud. No habla inglés,
busque un traductor o llame al (920) 734-4521.**

U.S. Department of Labor Occupational Safety and Health Administration
1648 Tri Park Way
Appleton, WI 54914
Phone: (920) 734-4521 Fax: (920) 734-2661



July 19, 2023

Dear Cole Osterloh,

On 01/27/2023, an OSHA compliance officer met with you or your representative as part of an inspection at 2099 Badgerland Drive, Green Bay, WI 54303. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,

A handwritten signature in blue ink that reads "Robert J. Borack".

Robert J. Borack, Area Director

Your Citation Summary

Sanimax USA LLC

Inspection Number: 1646335

Total Amount Due: \$249,793.00

**Payment Due Date: 15 working days
after receipt of
this letter**

You must correct each violation by the date listed in the Citation and Notification of Penalty. Please see the violations and the correction deadline for each violation starting on page 6.

Total Number of Violations: 10

**Your First Correction Deadline is:
August 16, 2023**

Step 1 – Choose a Response Option and Act within 15 working days

Respond now before you lose the ability to discuss potential adjustments to penalty amounts and/or due dates. Please choose one option below and complete the steps on the next page.

Option #1 – Discuss with OSHA

I would like to discuss the citation with an OSHA representative. This may lead to changes in the penalty amount, due date or correction deadlines (if appropriate).

Option #2 – Correct and Pay

I agree with the citation, penalties, and correction deadlines, and do not contest.

Option #3 – Contest the Citation

I do not agree with the citation, penalties, and/or correction deadlines, and would like to contest.

Questions or Concerns?

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (920) 734-4521.

Step 2 – Complete One Option Checklist

Please post a copy of the citation at or near the place where each violation occurred, even if you plan to contest. You can use the checklist to the right to help plan your next steps. Please do not send in your checklist.

Option #1 – Discuss with OSHA

I will complete by:

1. Call our office at (920) 734-4521 as soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. ****This meeting does NOT extend your 15 working day deadline to contest the citation.****
2. Fill in and post the attached “Notice to Employees OSHA Informal Conference” after scheduling meeting.

___ / ___

___ / ___

Option #2 – Correct Violations and Pay Penalty

I will complete by:

1. Correct violations, then complete and mail the attached “Certification of Corrective Action Worksheet” along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**
2. Pay the **Total Penalty** by using one of the following methods:
****Include your Inspection Number (see first page) on the payment.****

___ / ___

___ / ___

Pay Online: Search “OSHA” on www.pay.gov and complete the “OSHA Penalty Payment Form.” Pay by debit, credit or Automated Clearing House (ACH) **within 15 working days.** Penalties over \$25,000 must be paid by ACH and require a Transaction ID (Call 202-693-2170 to obtain one).

Pay by Check: Mail check or money order payable to “DOL-OSHA” for the Total Penalty to the OSHA office listed on the first page **within 15 working days.**

Option #3 – Contest the Citation

I will complete by:

Mail a letter of intent to legally contest to the OSHA office listed on the first page, postmarked within **15 working days.**

___ / ___

U.S. Department of Labor Occupational Safety and Health Administration
1648 Tri Park Way
Appleton, WI 54914



07/19/2023

Sanimax USA LLC
and its successors
2099 Badgerland Dr.
Green Bay, WI 54303

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 (920) 734-4521.

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,

A handwritten signature in blue ink that reads "Robert J. Bonack". The signature is written in a cursive style with a large initial "R".

Robert J. Bonack
Area Director

Enclosures

U.S. Department of Labor
Occupational Safety and Health Administration
1648 Tri Park Way
Appleton, WI 54914



Citation and Notification of Penalty

To:
Sanimax USA LLC
and its successors
2099 Badgerland Dr.
Green Bay, WI 54303

Inspection Number: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023

Inspection Site:
2099 Badgerland Drive
Green Bay, WI 54303

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 (920) 734-4521. 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.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/19/2023. The conference will be held by telephone or at the OSHA office located at 1648 Tri Park Way, Appleton, WI 54914 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1646335

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303
Issuance Date: 07/19/2023

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, 1648 Tri Park Way, Appleton, WI 54914.**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

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

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



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 burns from accidental contact with hot steam pipes and hot tallow tanks:

On or about January 27, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI; the employer did not ensure employees were protected from severe burn hazards due to potential contact with non-insulated or unguarded metal steam pipes, tallow pipes, and holding tanks in the Main Room, and the 60K and 80K rooms. The metal pipe and tank temperatures measured up to 266.3 degrees Fahrenheit and were in walkways and throughout the areas where employees cleaned and worked daily.

Among other methods, feasible and acceptable means of abatement include, but are not limited to: Insulate hot pipes and tanks with insulating material and/or isolating hot pipes and tanks with barrier guards to prevent employee contact as described in American Society for Testing Materials (ASTM) "Standard Guide for Heated System Conditions that Produce Contact Burn Injuries (C 1055-20)".

Date By Which Violation Must be Abated:
Proposed Penalty:

September 07, 2023
\$14,733.00



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 1910.25(b)(3): The employer must ensure stairs have uniform riser heights and tread depths between landings:

- a) On or about January 27, 2023, to July 3, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI; the employer did not ensure that the riser heights were uniform from the bottom step of the staircase from the landing on the mezzanine leading to the catwalk above Receiving Pits A & B, exposing employees to trip and fall hazards.
- b) On or about January 27, 2023, to July 3, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI; the employer did not ensure that the riser heights and tread depths were uniform from the top step of the staircase to the landing on the mezzanine leading into the Titus Grinding Room, exposing employees to trip and fall hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 07, 2023
\$9,822.00

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

Inspection Number: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.25(b)(4): The employer must ensure that stairway landings and platforms are at least the width of the stair and at least 30 inches (76 cm) in depth, as measured in the direction of travel:

- a) On or about January 27, 2023, to July 3, 2023, at an establishment at 2099 Badgerland Drive in Green Bay, WI; the employer did not ensure that the landing on the mezzanine level coming down the stairs from the catwalk above Receiving Pits A & B was at least the width of the stairs, exposing employees to trip and fall hazards.

- b) On or about January 27, 2023, to July 3, 2023, at an establishment at 2099 Badgerland Drive in Green Bay, WI; the employer did not ensure that the landing on the mezzanine level was at least 30 inches in depth, as measured in the direction of travel going up the yellow stairway to the the Titus Grinding Room and the catwalk above Receiving Pits A & B, exposing employees to trip and fall hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 07, 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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.28(b)(1)(i): Unprotected sides and edges. Except as provided elsewhere in this section, the employer must 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 is protected from falling by one or more of the following: (A) Guardrail systems; (B) Safety net systems; or (C) Personal fall protections systems, such as personal fall arrest, travel restraint, or positioning systems:

- a) On or about May 28, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, in the Main Room above the Anderson expeller presses; unprotected sides and edges on an aluminum platform exposed employees to a fall hazard of approximately 91 inches from the platform onto the equipment and concrete floor below.
- b) On or about January 23, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI; an unprotected edge was located on the walking-working surface immediately adjacent to the Dino discharge conveyor, exposing employee to a fall hazard of approximately 49.25 inches to the concrete floor below.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 07, 2023
\$12,278.00



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 4 a Type of Violation: **Serious**

29 CFR 1910.147(c)(4)(i): The employer shall develop, document, and utilize procedures for the control of potentially hazardous energy when employees are engaged in the activities covered by this section:

On or about January 24, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI; the employer did not develop, document, and utilize an energy control procedure for employees troubleshooting a Titus Recycle Pump and adjoining pipes in the Main Room. Employees were exposed to uncontrolled releases of steam and tallow when pressurizing the system with steam to attempt to dislodge a plug.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: August 16, 2023
Proposed Penalty: \$15,625.00

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

Inspection Number: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.147(c)(4)(ii)(D): The procedures shall clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance including, specific requirements for testing a machine or equipment to determine and verify the effectiveness of lockout devices, tagout devices, and other energy control measures:

On or about February 1, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI; the employer's energy control procedures did not include specific requirements to outline the safe utilization of two-way radio communications being used to confirm verification of energy isolation of the equipment being serviced.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 07, 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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 5 a Type of Violation: **Serious**

29 CFR 1910.212(a)(1): Types of guarding. One or more methods of machine guarding shall be provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks:

At an establishment located at 2099 Badgerland Drive in Green Bay, WI; the employer did not provide machine guarding to protect Rendering Operators and other employees in the machine areas from hazards such as, but not limited to:

- a) On or about February 8, 2023, outside of the entrance door on the east side of the Bliss Room, employees were exposed to caught-between and entanglement hazards created by the rotating screw auger of the Bucket Elevator (B.E.) #2 feeder conveyor while collecting meat and bone meal samples with a hand-held, steel measuring cup.
- b) On or about July 1, 2023, in the Main Room on the west end of the Small Foot conveyor discharge area, employees were exposed to caught-between and entanglement hazards created by the rotating screw auger inside of the conveyor housing while cleaning around and emptying a tote.
- c) On or about February 1, 2023, in the Main Room, employees were exposed to flying hot materials, caught-between, and entanglement hazards created by the rotating screw augers inside of expeller presses while shoveling solids back into the presses. The side panels on the Haarslev expellers were not secured during operation, allowing employees access to the danger area of the presses.
- d) On or about June 1, 2023, to June 30, 2023, in the Main Room, employees were exposed to entanglement and caught-between hazards created by the Hard Crax conveyor while opening the access panels mounted on the west discharge ends of the six expellers.
- e) On or about January 27, 2023, on the mezzanine in the Effluent Room, employees were exposed to amputation and laceration hazards created by the rotating impeller on the top of the ProMinent Sigma metering pump.

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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: September 07, 2023
Proposed Penalty: \$15,625.00

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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.219(c)(3): Guarding vertical and inclined shafting. Vertical and inclined shafting seven (7) feet or less from floor or working platform, excepting maintenance runways, shall be enclosed with a stationary casing in accordance with requirements of paragraphs (m) and (o) of this section:

On or about January 27, 2023, to February 1, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, between the Grinding Room and Main Floor; the employer did not provide machine guarding to protect Rendering Operators and other employees from entanglement hazards with inclined, rotating shafts such as, but not limited to, the C1 Conveyor drive shaft that was located above a doorway.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 16, 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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.219(c)(4)(i): Projecting shaft ends shall present a smooth edge and end and shall not project more than one-half the diameter of the shaft unless guarded by nonrotating caps or safety sleeves:

On or about February 8, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, outside of the entrance door on the 80K Evaporator Room; employees were exposed to entanglement hazards created by the unguarded, projecting boot pulley shaft on Bucket Elevator (B.E.) #1.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 1910.219(d)(1): Guarding. Pulleys, any parts of which are seven (7) feet or less from the floor or working platform, shall be guarded in accordance with the standards specified in paragraphs (m) and (o) of this section:

On or about February 8, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, in the loading bay outside of the Bliss Room; the pulley on the Dayton 6K331B motor that pumped stabilizer into the mixer was not guarded, exposing employees to caught-in and amputation hazards created by the in-running nip points on the rubber belt and pulley.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$9,822.00

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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.219(e)(3)(i): Vertical and inclined belts shall be enclosed by a guard conforming to standards in paragraphs (m) and (o) of this section:

On or about February 8, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, in the loading bay outside of the Bliss Room; the vertical rubber belt on the Dayton 6K331B motor that pumped stabilizer into the mixer was not guarded, exposing employees to caught-in and amputation hazards created by the in-running nip points on the rubber belt and pulley.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 7 a Type of Violation: **Serious**

29 CFR 1910.305(b)(1)(i): Conductors entering cutout boxes, cabinets, or fittings shall be protected from abrasion, and openings through which conductors enter shall be effectively closed:

On or about February 7, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, outside of the Bliss Room, to the right of the pedestrian door on the east side; the flexible conduit housing the electrical wires to power Bucket Elevator (B.E.) #2 feed conveyor was broken and open at the connection fitting, exposing the conductors to abrasion.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$12,278.00

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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.305(b)(2)(i): All pull boxes, junction boxes, and fittings shall be provided with covers identified for the purpose. If metal covers are used, they shall be grounded. In completed installations, each outlet box shall have a cover, faceplate, or fixture canopy:

On or about January 26, 2023, to January 27, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, in the Effluent Room; a junction box used to power the high and low hide pump floats had the hinged cover in the open position with the live conductors protruding out of the box, exposing employees to potential electrical shock hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.22(a)(1): The employer must ensure that all places of employment, passageways, storerooms, service rooms, and walking-working surfaces are kept in a clean, orderly, and sanitary condition:

On or about February 1, 2023, through February 4, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI; the employer did not maintain the work area around the Titus Grinder in a clean and sanitary condition in that employees had to walk on and through approximately 4 inches of built up tallow on the floor from a leak, exposing employees to slip and fall hazards.

Sanimax LLC was previously cited for a violation of this Occupational Safety and Health Standard, which was contained in OSHA inspection number 1578462, citation number 1, item number 2a, and was affirmed as a final order on October 12, 2022, with respect to a workplace located at 2099 Badgerland Drive, in Green Bay, Wisconsin 54303.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	September 07, 2023
Proposed Penalty:	\$36,828.00

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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.29(b)(3): The employer must ensure guardrail systems are capable of withstanding, without failure, a force of at least 200 pounds (890 N) applied in a downward or outward direction within 2 inches (5 cm) of the top edge, at any point along the top rail:

On or about January 27, 2023, at an establishment located at 2099 Badgerland Drive in Green Bay, WI, in front of Receiving Pit A; the swing gate installed to provide fall protection at the Receiving Pit A was bent, broke through, and damaged to the point that the system would fail to prevent a fall into the exposed screw auger system below.

Sanimax was previously cited for a violation of this Occupational Safety and Health Standard, which was contained in OSHA inspection number 1439428, citation number 1, item number 2b, and was affirmed as a final order on November 20, 2019, with respect to a workplace located at 2099 Badgerland Drive in Green Bay, Wisconsin, 54303.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$61,391.00

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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

Citation 2 Item 3 Type of Violation: **Repeat - Serious**

29 CFR 1910.219(c)(2)(i): All exposed parts of horizontal shafting seven (7) feet or less from floor or working platform, excepting runways used exclusively for oiling, or running adjustments, shall be protected by a stationary casing enclosing shafting completely or by a trough enclosing sides and top or sides and bottom of shafting as location requires:

At an establishment located at 2099 Badgerland Drive in Green Bay, WI; employees were not protected from entanglement hazards created by exposed, rotating, horizontal shafts when:

- a) On or about February 1, 2023, in the Grinding Room, an employee manipulating a Contromatics valve extension handle stood on the base of nearby pump motor. The employee's leg was approximately 9 inches from the unguarded drive shaft of the motor.
- b) On or about January 27, 2023, on the Main Floor, employees were cleaning near and walking by the unguarded, rotating drive shaft of the 60K Cooling Tower Pump motor.
- c) On or about February 1, 2023, on the Main Floor, employees were cleaning around the unguarded, rotating drive shaft of the 80K First Stage Feed Pump.
- d) On or about January 27, 2023, through February 8, 2023, in the Grinding Room, employees retrieved ladders and shovels, and placed their coat on the guardrail next to the unguarded, rotating drive shaft on the Scrubber #4 Recycle Pump motor.

Sanimax was previously cited for a violation of this Occupational Safety and Health Standard, which was contained in OSHA inspection number 1439428, citation number 1, item number 3, and was affirmed as a final order on November 20, 2019, with respect to a workplace located at 2099 Badgerland Drive in Green Bay, Wisconsin.

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: 1646335
Inspection Date(s): 01/27/2023 - 01/27/2023
Issuance Date: 07/19/2023

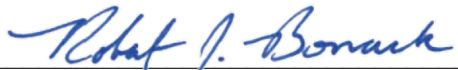


Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: August 16, 2023
Proposed Penalty: \$61,391.00


Robert J. Bonack
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
1648 Tri Park Way
Appleton, WI 54914



INVOICE / DEBT COLLECTION NOTICE

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303
Issuance Date: 07/19/2023

Summary of Penalties for Inspection Number: 1646335

Citation 1 Item 1, Serious	\$14,733.00
Citation 1 Item 2a, Serious	\$9,822.00
Citation 1 Item 2b, Serious	\$0.00
Citation 1 Item 3, Serious	\$12,278.00
Citation 1 Item 4a, Serious	\$15,625.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$15,625.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 5c, Serious	\$0.00
Citation 1 Item 6a, Serious	\$9,822.00
Citation 1 Item 6b, Serious	\$0.00
Citation 1 Item 7a, Serious	\$12,278.00
Citation 1 Item 7b, Serious	\$0.00
Citation 2 Item 1, Repeat - Serious	\$36,828.00
Citation 2 Item 2, Repeat - Serious	\$61,391.00
Citation 2 Item 3, Repeat - Serious	\$61,391.00

TOTAL PROPOSED PENALTIES: **\$249,793.00**

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.

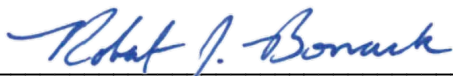
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 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.



Robert J. Bonack

Area Director

July 19, 2023

Date

**Este documento es muy importante. Si ud. No habla inglés,
busque un traductor o llame al (920) 734-4521.**

U.S. Department of Labor Occupational Safety and Health Administration
1648 Tri Park Way
Appleton, WI 54914
Phone: (920) 734-4521 Fax: (920) 734-2661



July 19, 2023

Dear Cole Osterloh,

On 02/08/2023, an OSHA compliance officer met with you or your representative as part of an inspection at 2099 Badgerland Drive, Green Bay, WI 54303. This letter includes the citations for the violations that were found (see summary below). Please choose one of the three options from the box to the right and complete the associated steps found on the following page **within 15 working days**. Please call us if you have any questions about the enclosed citation and/or penalties; we are here to help you choose the best option to resolve your citation as quickly as possible.

Sincerely,

A handwritten signature in blue ink that reads "Robert J. Bonack".

Robert J. Bonack, Area Director

Your Citation Summary

Sanimax USA LLC

Inspection Number: 1648900

Total Amount Due: \$46,875.00

**Payment Due Date: 15 working days
after receipt of
this letter**

You must correct each violation by the date listed in the Citation and Notification of Penalty. Please see the violations and the correction deadline for each violation starting on page 6.

Total Number of Violations: 3

**Your First Correction Deadline is:
August 16, 2023**

Step 1 – Choose a Response Option and Act within 15 working days

Respond now before you lose the ability to discuss potential adjustments to penalty amounts and/or due dates. Please choose one option below and complete the steps on the next page.

Option #1 – Discuss with OSHA

I would like to discuss the citation with an OSHA representative. This may lead to changes in the penalty amount, due date or correction deadlines (if appropriate).

Option #2 – Correct and Pay

I agree with the citation, penalties, and correction deadlines, and do not contest.

Option #3 – Contest the Citation

I do not agree with the citation, penalties, and/or correction deadlines, and would like to contest.

Questions or Concerns?

If you have any questions or concerns regarding the citation, penalties, and/or correction deadlines, please call us at (920) 734-4521.

Step 2 – Complete One Option Checklist

Please post a copy of the citation at or near the place where each violation occurred, even if you plan to contest. You can use the checklist to the right to help plan your next steps. Please do not send in your checklist.

Option #1 – Discuss with OSHA

I will complete by:

1. Call our office at (920) 734-4521 as soon as possible to schedule a meeting with an OSHA representative that must occur **within 15 working days** of receiving this citation. Bring supporting documentation of existing conditions and corrections done thus far. If necessary, you can still contest the citation after this meeting. ****This meeting does NOT extend your 15 working day deadline to contest the citation.****
2. Fill in and post the attached “Notice to Employees OSHA Informal Conference” after scheduling meeting.

___ / ___

___ / ___

Option #2 – Correct Violations and Pay Penalty

I will complete by:

1. Correct violations, then complete and mail the attached “Certification of Corrective Action Worksheet” along with the appropriate evidence of repair (e.g. photos, purchase orders, etc.) to the OSHA office listed on the first page, **postmarked within 10 calendar days after each violation's correction deadline and include any required evidence. If these documents are transmitted by means other than mailing, the date the Agency received the documents is the date of submission.**
2. Pay the **Total Penalty** by using one of the following methods:
****Include your Inspection Number (see first page) on the payment.****

___ / ___

___ / ___

Pay Online: Search “OSHA” on www.pay.gov and complete the “OSHA Penalty Payment Form.” Pay by debit, credit or Automated Clearing House (ACH) **within 15 working days.** Penalties over \$25,000 must be paid by ACH and require a Transaction ID (Call 202-693-2170 to obtain one).

Pay by Check: Mail check or money order payable to “DOL-OSHA” for the Total Penalty to the OSHA office listed on the first page **within 15 working days.**

Option #3 – Contest the Citation

I will complete by:

Mail a letter of intent to legally contest to the OSHA office listed on the first page, postmarked within **15 working days.**

___ / ___

U.S. Department of Labor Occupational Safety and Health Administration
1648 Tri Park Way
Appleton, WI 54914



07/19/2023

Sanimax USA LLC
and its successors
2099 Badgerland Dr.
Green Bay, WI 54303

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 (920) 734-4521.

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,

A handwritten signature in blue ink that reads "Robert J. Bonack". The signature is written in a cursive style with a large initial "R".

Robert J. Bonack
Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
1648 Tri Park Way
Appleton, WI 54914



Citation and Notification of Penalty

To:
Sanimax USA LLC
and its successors
2099 Badgerland Dr.
Green Bay, WI 54303

Inspection Number: 1648900
Inspection Date(s): 02/08/2023 - 07/05/2023
Issuance Date: 07/19/2023

Inspection Site:
2099 Badgerland Drive
Green Bay, WI 54303

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 (920) 734-4521. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 07/19/2023. The conference will be held by telephone or at the OSHA office located at 1648 Tri Park Way, Appleton, WI 54914 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1648900

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303
Issuance Date: 07/19/2023

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, 1648 Tri Park Way, Appleton, WI 54914.**

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

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

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

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

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

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

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

Signature

Date

Typed or Printed Name

Title

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

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



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 combustible meat bone meal (MBM) particulate fire, deflagration, and explosion hazards while working at or near the protein powder system equipment consisting of indoor separating screens, indoor hammermill, outdoor bucket elevator legs, and connecting screw conveyors:

- a) On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI - The indoor separating screens and associated screw auger conveying system presented fire hazards to indoor workers (i.e., smoke, toxic gases, flames) from the ignition of combustible MBM from self-heating or internal screw auger friction-based sources of ignition (i.e., misaligned internal rotating components, overheated internal rotated components, etc.). The indoor separating screens process equipment have a history of ignition. The separating screens lacked a means of fire protection (detection and extinguishment) to protect building occupants from fire hazards described above.
- b) On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI - The indoor hammermill and downstream screw auger conveying system presented fire hazards to indoor workers (i.e., smoke, toxic gases, flames) from the ignition of combustible MBM from internal hammermill friction-based sources of ignition (i.e., introduction of foreign materials, misaligned internal rotating components, overheated internal rotated components, etc.) and self-heating. The indoor hammermill and downstream process equipment have a history of ignition. The hammermill lacked a means of fire protection (detection, shutdown, and extinguishment) to protect building occupants from fire hazards described above.
- c) On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI - The outdoor bucket elevator legs and downstream silos presented fire hazards and potential deflagration and explosion hazards to outdoor workers from the ignition of combustible MBM from internal bucket elevator leg friction-based sources of ignition (i.e., introduction of foreign materials, misaligned belts, overheated bearings, blockages, etc.) and self-heating. The outdoor bucket elevator legs and silos have a history of ignition. The bucket elevator legs lacked means of ignition source protection (detection, alarms, and interlocks) to protect outdoor workers from fire, deflagration, and explosion hazards in the bucket elevator legs and connected silos. The outdoor bucket elevator legs lacked means of explosion and deflagration propagation protection. The outdoor silos lacked means of explosion protection.

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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

Among other methods, feasible and acceptable means of abatement include following National Fire Protection Association (NFPA) Standards –

NFPA 652 "Standard on the Fundamentals of Combustible Dust, 2019 edition" - 9.3.14.3.1 (Bucket Elevators - Power Cutoff), 9.3.14.6 (Bucket Elevators - Monitors), and 9.7.4 (Equipment Isolation).

NFPA 654 "Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids, 2020 edition" - Sections 9.3.15.4 (Particle Size Separation - Fire Protection), 9.3.14.3 (Size Reduction - Fire Protection), 9.3.10.1 (Bucket Elevators - Deflagration/Explosion Protection), 9.3.10.9 (Bucket Elevators - Monitors), 9.7.2 (Isolation of Equipment and Work Areas), and 9.3.2.3.3.1 (Fixed Bulk Storage Protection).

Specifically:

For fire protection on the indoor separating screens – Provide a means for detecting abnormal conditions that indicate the presence of or potential for a fire, a means for shutting down associated equipment, and a means of activating an extinguishing system.

For fire protection on the indoor hammermill and downstream equipment - Provide a means for detecting abnormal conditions that indicate the presence of or potential for a fire, a means for shutting down the equipment and associated equipment, and a means of activating an extinguishing system.

For ignition source prevention on the outdoor bucket elevator legs – Provide speed sensor devices that will cut off the power to the drive motors and actuate alarms in the event the legs' belts slow to 80 percent of normal operating speed. Also provide monitors at the head and tail pulleys that indicate high bearing temperature, pulley alignment, and belt alignment.

For explosion protection on the outdoor bucket elevator legs – Provide means of explosion protection such as a deflagration detection and chemical suppression system on the boot and head sections in accordance with NFPA 69 “Standard on Explosion Prevention Systems”. Such systems can also be used to provide deflagration propagation protection (isolation) to upstream and downstream equipment and areas.

For explosion protection on the outdoor silos – Provide means of explosion protection such as deflagration venting in accordance with NFPA 68 “Standard on Explosion Protection by Deflagration Venting”.

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: 1648900
Inspection Date(s): 02/08/2023 - 07/05/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

In consideration of potential abatement methods, a Dust Hazards Analysis (DHA) should be performed. The purpose of a DHA is to thoroughly evaluate the fire, deflagration, and explosion hazards present in a facility/operation and to provide detailed recommendations to manage identified/confirmed hazards. Chapter 7 of both NFPA 652 and NFPA 654 outline the general requirements, criteria, documentation, methodology, necessary material evaluations, etc. for completing a DHA.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: December 05, 2023
Proposed Penalty: \$15,625.00

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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.22(a)(1): The employer must ensure that all places of employment, passageways, storerooms, service rooms, and walking-working surfaces are kept in a clean, orderly, and sanitary condition:

On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI; the employer did not keep all places of employment and walking-working surfaces in a clean and orderly condition. Accumulations of fugitive combustible meat bone meal (MBM) particulate were present in the Bliss Room on walking-working surfaces, walls, equipment, electrical conduit, electrical boxes, pipes, horizontal structural I-beams, steel cross-bracings, and other elevated surfaces. Employees were exposed to hazards from fire, flash fires, and deflagration.

Abatement note: One feasible means of complying with this OSHA performance standard is to develop and implement a written housekeeping program following the elements contained in National Fire Protection Association (NFPA) Standard 652 "Standard on the Fundamentals of Combustible Dust, 2019 edition". NFPA 652 (2019) Section 8.4 (Housekeeping) states that housekeeping procedures shall be documented to include topics such as safe methods of cleaning, cleaning frequency, cleaning sequence, thresholds housekeeping dust accumulation levels, etc. This section also gives guidance on safe methods of cleaning to reduce the potential for creating a combustible dust cloud during cleaning activities. Typically, an effective housekeeping program addresses (1) the feasible means of reducing accumulations of fugitive dust through capture at the source of generation by ensuring that dust collection systems are safe, operational, and efficiently maintained for the removal of fugitive dust(s) from equipment or equipment transitions, and (2) the safe means of removing accumulations of combustible dust(s) before they reach unsafe levels. NFPA 652 (2019) Section 9.3.2 (Equipment Design for Dust Containment) requires all components of enclosed systems handling combustible dust(s) be designed to prevent the escape of dust to the extent feasible and where not feasible provided with dust collection systems. Please also note that the Wisconsin State Fire Code (Wisconsin Legislature - Chapter SPS 314: Fire Prevention) adopts the 2012 Edition of NFPA 1 "Fire Code" which requires the installation and maintenance of equipment and systems with multiple NFPA combustible dust codes, and which requires the employer to develop provisions for fugitive dust control and housekeeping.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 25, 2023
Proposed Penalty:	\$15,625.00

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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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 1910.1200(h)(1): Employers shall provide employees with effective information and training on hazardous chemicals in their work area at the time of their initial assignment, and whenever a new chemical hazard the employees have not previously been trained about is introduced into their work area. Information and training may be designed to cover categories of hazards (e.g., flammability, carcinogenicity) or specific chemicals:

On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI; the employer did not provide employees with effective information and training on the hazardous chemicals in their work areas. Employees did not receive training on the combustibility nature of the meat bone meal (MBM) particulate, including its ability to catch fire, deflagrate, or explode.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 16, 2023
Proposed Penalty:	\$15,625.00

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: 1648900
Inspection Date(s): 02/08/2023 - 07/05/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.1200(h)(2)(ii): Employees shall be informed of any operations in their work area where hazardous chemicals are present:

On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI; the employer's information and training did not identify operations in the work area where combustible dust hazards were present. Employees were not informed of the locations, operations, or equipment where combustible dust hazards from meat bone meal (MBM) particulate were present or likely to be present including areas and processes such as, but not limited to; in the Bliss Room where screening, milling, and screw auger transportation occurred, and at the outdoor bucket elevators and silos where transportation and storage occurred.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 16, 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: 1648900
Inspection Date(s): 02/08/2023 - 07/05/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.1200(h)(3)(i): Employee training shall include methods and observations that may be used to detect the presence or release of a hazardous chemical in the work area (such as monitoring conducted by the employer, continuous monitoring devices, visual appearance or odor of hazardous chemicals when being released, etc.):

On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI; the employer's training did not include methods and observations that may be used to detect the presence or combustible dust in the work area. Employees did not receive training on observations of meat bone meal (MBM) combustible dust hazards such as, but not limited to visible dust clouds, hazardous dust accumulations, or signs of a combustible dust fire.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: August 16, 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: 1648900
Inspection Date(s): 02/08/2023 - 07/05/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.1200(h)(3)(ii): Employee training shall include the physical, health, simple asphyxiation, combustible dust, and pyrophoric gas hazards, as well as hazards not otherwise classified, of the chemicals in the work area:

On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI; the employer's training did not include combustible dust hazards of chemicals in the work area. Employees did not receive training on combustible dust hazards of meat bone meal (MBM) particulate such as, but not limited to smoke inhalation, exposure to fires, flash fires, deflagrations, and explosions.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 16, 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: 1648900
Inspection Date(s): 02/08/2023 - 07/05/2023
Issuance Date: 07/19/2023



Citation and Notification of Penalty

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.1200(h)(3)(iii): Employee training shall include the measures employees can take to protect themselves from these hazards, including specific procedures the employer has implemented to protect employees from exposure to hazardous chemicals, such as appropriate work practices, emergency procedures, and personal protective equipment to be used:

On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI; the employer's training did not include measures employees could take to protect themselves from combustible dust hazards. Employees did not receive training on specific procedures, appropriate work practices, emergency procedure or personal protective equipment to be used when employees worked with meat bone meal (MBM) combustible dust which could expose employees to hazards such as, but not limited to smoke inhalation, fires, flash fires, deflagrations, and explosions.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 16, 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: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303

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

29 CFR 1910.1200(g)(2)(ii): The chemical manufacturer or importer preparing the safety data sheet shall ensure that it include the associated information under the heading Section 2, Hazard(s) identification (See Appendix D to 1910.1200 - Safety Data Sheets, for the specific content of each section of the safety data sheet):

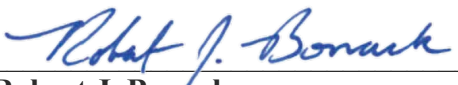
On or about February 8, 2023, at a facility located at 2099 Badgerland Drive in Green Bay, WI; the Sanimax safety data sheet (SDS) for the Meat and Bone Meal product did not include the following required information under Section 2 of the SDS where the product is, by nature a combustible dust, a hazardous chemical as defined under of 29 CFR 1910.1200(c):

- (i) Hazard - Combustible Dust
- (ii) Signal Word - Warning
- (iii) Hazard Statement - May form combustible dust concentrations in air

Abatement note: Transmittal of a corrected safety data sheet (SDS) to all customers with the next shipment of chemical is required.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: September 07, 2023
Proposed Penalty: \$0.00


Robert J. Bonack
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1648 Tri Park Way
Appleton, WI 54914



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Sanimax USA LLC
Inspection Site: 2099 Badgerland Drive, Green Bay, WI 54303
Issuance Date: 07/19/2023

Summary of Penalties for Inspection Number: 1648900

Citation 1 Item 1, Serious	\$15,625.00
Citation 1 Item 2, Serious	\$15,625.00
Citation 1 Item 3a, Serious	\$15,625.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 3c, Serious	\$0.00
Citation 1 Item 3d, Serious	\$0.00
Citation 1 Item 3e, Serious	\$0.00
Citation 1 Item 3f, Serious	\$0.00

TOTAL PROPOSED PENALTIES: **\$46,875.00**

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.

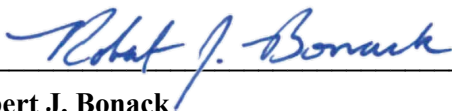
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 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.



Robert J. Bonack

Area Director

July 19, 2023

Date