

U.S. Department of Labor Occupational Safety and Health Administration
17625 El Camino Real
Suite 400
Houston, TX 77058



06/28/2024

Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
and its successors
6030 England St
Houston, TX 77021

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. The OSHA publication "Employer Rights and Responsibilities Following an OSHA Inspection", is available by scanning the QR code below with your smartphone or barcode scanner.

English – OSHA 3000 Rev 2018



[OSHA 3000](#)

Spanish – OSHA 3195 Rev 2019



[OSHA 3195](#)

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 (281) 286-0583.

You will note 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.

You may also 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 total time of this contest period is not interrupted by having 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,



Larissa Ipsen, M.S.
Area Director

Enclosures

NOTICE TO EMPLOYEES

The law gives you and your representative the opportunity to object to any abatement date set for a violation if you believe the date to be unreasonable. Any contest of the abatement dates of the citations referred to in paragraph 1 of this Settlement Agreement must be mailed to the address below within 15 working days (excluding weekends and Federal Holidays) of the receipt by the Employer of the original citations:

U.S. Department of Labor
Occupational Safety and Health Administration
17625 El Camino Real, Suite 400
Houston, TX 77058
(281) 286-0583 (281) 286-6352

U.S. Department of Labor
Occupational Safety and Health Administration
17625 El Camino Real
Suite 400
Houston, TX 77058



Citation and Notification of Penalty

To:
Outdoor Furniture Refinishing, Inc., dba Allied
Powder Coating
and its successors
6030 England St
Houston, TX 77021

Inspection Site:
6011 St. Augustine St
Houston, TX 77021

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024

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. 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.

Employer Rights and Responsibilities – The OSHA publication “Employer Rights and Responsibilities Following an OSHA Inspection”, is available by scanning the QR code below with your smartphone or barcode scanner. You may also access the document by clicking on the link or typing it into your browser to take you directly to OSHA's webpage.

English – OSHA 3000 Rev 2018



[OSHA 3000](#)

Spanish – OSHA 3195 Rev 2019



[OSHA 3195](#)

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 (281) 286-0583. 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. The QR codes on the previous page link to the OSHA publication “Employer Rights and Responsibilities Following an OSHA Inspection”. Additional information concerning the Debt Collection Act of 1982 can be found in the Debt Collection Notice (the last two pages of this document). Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance.

You may also make your payment electronically. Scan the QR code below with your smartphone or barcode scanner to be directed to the pay.gov website. You may also go to the pay.gov website by clicking on the link.



[Pay.gov - OSHA Payments](#)

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. For an electronic copy of the sample abatement certification letter, or to submit abatement electronically, scan the QR code below with your smartphone or barcode scanner to be taken to the OSHA abatement website.



[Certification of Abatement](#)

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.

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.

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

06/28/2024. The conference will be held by telephone or at the OSHA office located at 17625

El Camino Real, Suite 400, Houston, TX 77058 on _____ at

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET



Certification of Abatement

Inspection Number: 1718649

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021
Issuance Date: 06/28/2024

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, 17625 El Camino Real, Suite 400, Houston, TX 77058.**

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 inhalation hazards when applying 1,3,5-triglycidyl isocyanurate (TGIC) during powder coating operations:

a) On February 5, 2024, in the Batch Building, an employee performing powder coating activities in the big batch spray booth was exposed to an 8-hour time weighted average of 0.36 milligrams per cubic meter of TGIC, which is 7.2 times the American Conference of Governmental Industrial Hygienists (ACGIH) Threshold Limit Value (TLV) of 0.05 milligrams per cubic meter. Zero exposure was assumed for the unsampled time of 74 minutes.

Exposure to TGIC is capable of causing permanent physical illness and death including anemia, allergic contact dermatitis, serious eye irritation, respiratory sensitization and occupational asthma, DNA mutations, birth defects, and reduced sperm count.

1) Among other methods, one feasible and acceptable abatement method to correct the hazard is to:

Utilize engineering or administrative controls to reduce employee exposure to 1,3,5 - Triglycidyl Isocyanurate below the 0.05 milligram per cubic meter Threshold Limit Value set by the American Conference of Governmental Hygienists as specified in the "2010 TLVs and BEIs Based on the Documentation of the Threshold Limit Values for Chemical Substances and Physical Agents & Biological Exposure Indices."

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$11,292.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.95(g)(5)(i): The employer did not establish, within 6 months of an employee's first exposure at or above the action level, a valid baseline audiogram against which subsequent audiograms can be compared:

- a) On January 11, 2024, in the inside blasting building where employees, whose baseline audiograms were not established, performed abrasive blasting activities, an employee was exposed to noise at 316.2% of the permissible daily noise exposure (8-hour time-weighted average sound level of 90 dBA) or an equivalent sound level of approximately 98.3 dBA. Sampling was conducted for 408 minutes of one work shift. Zero exposure was assumed for the remaining 72 minutes.

- b) On February 5, 2024, in the Batch Building where employees, whose baseline audiograms were not established, performed powder coating activities, an employee was exposed to noise at 86.77% of the permissible daily noise exposure (8-hour time-weighted average sound level of 90 dBA) or an equivalent sound level of approximately 88.9 dBA. Sampling was conducted for 439 minutes of one work shift. Zero exposure was assumed for the remaining 41 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.95(i)(2)(ii)(A): The employer did not ensure that hearing protectors were worn by any employee who was exposed to an 8-hour time-weighted average of 85 decibels or greater and had not yet had a baseline audiogram established pursuant to 29 CFR 1910.95(g)(5)(ii):

a) On February 5, 2024, in the Batch Building where an employee performing powder coating activities did not utilize hearing protectors and the employee was exposed to noise at 86.77% of the permissible daily noise exposure (8-hour time-weighted average sound level of 90 dBA) or an equivalent sound level of approximately 88.9 dBA. Sampling was conducted for 439 minutes of one work shift. Zero exposure was assumed for the remaining 41 minutes. The employee never received an audiometric test to establish a baseline audiogram.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.107(b)(5)(i): Visible gauges or audible alarm or pressure activated devices were not installed to indicate or insure that the required air velocity was maintained:

a) On December 28, 2023, in the Batch Building, the small batch spray booth was not equipped with gauges or alarms or pressure activated devices, exposing employees that performed powder coating activities to fire and explosion hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$11,292.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.107(d)(9): Air exhaust from spray operations was directed so that it could contaminate makeup air being introduced into the spraying area and other ventilating intakes, or directed so as to create a nuisance. Air exhausted from spray operations was recirculated:

a) On December 28, 2023, in the Line Building, air exhaust from the spray area was discharged into the interior of the building and could be recirculated, exposing employees to air contaminant hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$11,292.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.107(f)(3): Sprinklers protecting spraying areas were not kept as free from deposits as practical by cleaning daily if necessary:

a) On January 11, 2024, in the Batch Building, the sprinklers in the big and small batch spray booths were not kept as free from deposits as practical.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.107(l)(4)(i): All areas were not kept free of the accumulation of powder coating dust:

- a) On January 11, 2024, in the Batch Building, the areas inside and outside of the big batch spray booth and small batch spray booth were not kept free of the accumulation of powder coating dust.
- b) On February 5, 2024, in the Line Building, the areas inside and outside of the spray area were not kept free of the accumulation of powder coating dust.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$11,292.00

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

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 8 a Type of Violation: **Serious**

29 CFR 1910.134(c)(3): The employer did not designate a program administrator who was qualified by appropriate training or experience to administer or oversee the respiratory protection program and to conduct the required evaluations of program effectiveness:

a) On or about December 28, 2023, at the facility, the employer had not designated a qualified individual to administer the respiratory protection program, exposing employees to inhalation hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.134(k): The employer did not provide comprehensive, understandable training to employees who were required to use respirators:

a) On or about December 28, 2023, at the facility, the employer did not provide respiratory protection training to employees who were required to use respirators, exposing employees to inhalation hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.134(d)(1)(ii): The employer did not select and use a NIOSH-certified respirator in compliance with the conditions of its certification:

- a) On or about December 28, 2023, in the inside blasting building and outside blasting area, SAS N95 particulate respirators were worn beneath Bullard air-supplied abrasive helmets. This combination use of respirators was not certified by NIOSH, thereby exposing employees performing abrasive blasting activities to inhalation hazards.
- b) On or about December 28, 2023, in the Batch Building and Line Building, scarves were worn beneath elastomeric air-purifying respirators. This practice was not in compliance with the conditions of the respirators' NIOSH certification, thereby exposing employees performing powder coating activities to inhalation hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.134(d)(1)(iii): The employer did not identify and evaluate the respiratory hazard(s) in the workplace, including a reasonable estimate of employee exposures to respiratory hazards and identification of the contaminant's chemical state and physical form:

a) On or about December 28, 2023, in the Batch and Line Buildings, the employer did not identify and evaluate the respiratory hazards for the powder coating operations, including total dust and 1,3,5-triglycidyl isocyanurate (TGIC), exposing employees to inhalation hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.134(e)(2)(ii): The medical evaluation did not obtain the information requested by the questionnaire in Sections 1 and 2, Part A of Appendix C of 29 CFR 1910.134:

a) On or about December 28, 2023, in the inside blasting building, outside blasting area, and Batch Building, employees who were required to use respirators did not receive a medical evaluation that obtained the information requested by the mandatory questionnaire.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$6,453.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

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

- a) On or about December 28, 2023, in the Batch Building, the employer did not ensure that employees who performed powder coating activities and were required to use elastomeric air-purifying respirators were fit tested prior to their initial use, exposing employees to inhalation hazards.
- b) On or about December 28, 2023, in the Line Building, the employer did not ensure that employees who performed powder coating activities and were required to use elastomeric air-purifying respirators were fit tested prior to their initial use, exposing employees to inhalation hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 13 a Type of Violation: **Serious**

29 CFR 1910.134(g)(1)(i)(B): Respirators with tight-fitting facepieces were worn by employees with a condition that interfered with the face-to-facepiece seal or valve function:

a) On February 28, 2024, in the Batch and Line Building, scarfs were worn beneath elastomeric air-purifying respirators, interfering with the seal of the elastomeric respirator facepiece, and exposing employees performing powder coating activities to inhalation hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.134(g)(1)(iii): For all tight-fitting respirators, the employer did not ensure that employees performed a user seal check each time they put on the respirator:

a) On or about December 28, 2023, in the Batch Building, employees performing powder coating activities did not perform a user seal check each time they put on the elastomeric air-purifying respirator, exposing employees to inhalation hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 14 a Type of Violation: **Serious**

29 CFR 1910.134(h)(1): Respirators were not cleaned and disinfected using the procedures in Appendix B-2 of 29 CFR 1910.134 or equivalent procedures recommended by the respirator manufacturer:

a) On or about December 28, 2023, in the Batch Building, respirators were cleaned with compressed air in lieu of the procedures in Appendix B-2 of 29 CFR 1910.134, exposing employees to inhalation and contact hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.134(h)(2)(i): Respirators were not stored to protect them from damage, contamination, dust, sunlight, extreme temperatures, excessive moisture, and damaging chemicals or were not packed or stored to prevent deformation of the facepiece and exhalation valve:

a) On December 28, 2023, in the inside blasting building, outside blasting area, and Batch Building, respirators were stored inside the blasting area when not used and thus were subject to contamination from dust and toxic substances including lead, arsenic, cadmium and beryllium, and 1,3,5-triglycidyl isocyanurate (TGIC).

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$0.00

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

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 1910.141(e): Where employees were required by a particular standard to wear protective clothing because of the possibility of contamination with toxic materials, the employer did not provide change rooms equipped with storage facilities for street clothes and separate storage facilities for the protective clothing:

a) On February 28, 2024, in the inside blasting building, employees performing abrasive blasting activities were not provided with change rooms equipped with storage facilities.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1018(m)(1): Clean change rooms equipped with storage facilities for street clothes and separate storage facilities for protective clothing and equipment, in accordance with 29 CFR 1910.141(e), were not provided for employees working in regulated areas or in areas subject to the possibility of skin or eye irritation from inorganic arsenic:

a) On February 28, 2024, in the inside blasting building where employees performing abrasive blasting activities were not provided with clean change rooms. An employee was exposed to inorganic arsenic at an 8-hour time weighted average (TWA) of 66 micrograms per cubic meter, 6.6 times the permissible exposure limit (PEL) for inorganic arsenic of 10 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1024(i)(2): The employer did not provide employees who were required to use personal protective clothing or equipment under paragraph (h)(1)(ii) of this standard with a designated change room in accordance with this standard and the Sanitation standard (§ 1910.141) where employees were required to remove their personal clothing:

a) On February 28, 2024, in the inside blasting building where employees performing abrasive blasting activities were not provided with a designated change room to remove their personal clothing. An employee was exposed to beryllium at an 8-hour time weighted average (TWA) of 1.43 micrograms per cubic meter, 7.15 times the permissible exposure limit (PEL) for beryllium of 0.2 micrograms per cubic meter. Sampling was conducted for 278 minutes. Zero exposure was assumed for the remaining 202 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$0.00

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

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1025(i)(2)(i): Clean change rooms were not provided for employees exposed to lead in excess of the permissible exposure limit (PEL), without regard to the use of respirators:

a) On February 28, 2024, in the inside blasting building where employees performing abrasive blasting activities were not provided with clean change rooms. An employee was exposed to lead at an 8-hour time weighted average (TWA) of 73 micrograms per cubic meter, 1.46 times the permissible exposure limit (PEL) for lead of 50 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.242(b): Compressed air used for cleaning purposes was not reduced to less than 30 p.s.i.:

a) On December 28, 2023, in the Batch Building, compressed air with pressure of up to 120 p.s.i was used for cleaning purposes.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$9,680.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 17 a Type of Violation: **Serious**

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its disconnecting means or overcurrent device, was not legibly marked to indicate its purpose, nor located and arranged so the purpose was evident:

a) On January 11, 2024, in the northwest corner of the Batch Building, electrical switches inside the panel were not marked to indicate their purpose.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$9,680.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.305(d)(2): Panelboards were not mounted in cabinets, cutout boxes, or enclosures designed for the purpose and/or were not dead front:

a) On January 11, 2024, in the northwest corner of the Batch Building, the panelboard was not dead front.

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

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

a) On December 28, 2023, next to the small batch spray booth in the Batch Building, an unused opening of the electrical box was not closed.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$11,292.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 19 a Type of Violation: **Serious**

29 CFR 1910.307(b): Areas designated as hazardous (classified) locations under the Class and Zone system and areas designated under the Class and Division system established after August 13, 2007 were not properly documented:

a) On or about December 28, 2023, in the Batch Building, powder coating hazardous (classified) locations, areas subject to deposits of combustible residue were not properly documented for electrical classification.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 12, 2024
Proposed Penalty:	\$11,292.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.307(c): Equipment, wiring methods, and installations of equipment in hazardous (classified) locations were not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

a) On or about December 28, 2023, in the Batch Building, the temporary lighting panels in the spray booths were not approved for the hazardous location.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	August 12, 2024
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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 20 a Type of Violation: **Serious**

29 CFR 1910.1000(a)(2): Employee(s) were exposed to an airborne concentration of particulates not otherwise regulated (PNOR) total dust fraction listed in Table Z-1 in excess of the 8-hour Time Weighted Average concentration of 15 milligrams per cubic meter:

a) On February 5, 2024, in the Batch Building, an employee performing powder coating activities was exposed to total dust at an 8-hour time weighted average (TWA) of 37.25 milligrams per cubic meter, 2.48 times the permissible exposure limit (PEL) for total dust of 15 milligrams per cubic meter. Sampling was conducted for 423 minutes. Zero exposure was assumed for the remaining 57 minutes.

b) On February 28, 2024, in the Line Building, an employee performing powder coating activities was exposed to total dust at an 8-hour time weighted average (TWA) of 66.31 milligrams per cubic meter, 4.42 times the permissible exposure limit (PEL) for total dust of 15 milligrams per cubic meter. Sampling was conducted for 311 minutes. Zero exposure was assumed for the remaining 169 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$9,680.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1000(e): Feasible administrative or engineering controls were not determined and implemented to achieve compliance with the limits prescribed in 29 CFR 1910.1000(a) through (d):

- a) On February 5, 2024, in the Batch Building, employees were exposed to total dust above the permissible exposure limit without the employer instituting feasible administrative or engineering controls.
- b) On February 28, 2024, in the Line Building, employees were exposed to total dust above the permissible exposure limit without the employer instituting feasible administrative or engineering controls.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 21 a Type of Violation: **Serious**

29 CFR 1910.1018(c): Employee(s) were exposed to inorganic arsenic at concentrations greater than 10 micrograms per cubic meter of air, averaged over an 8-hour period:

a) On February 28, 2024, in the inside blasting building, an employee performing abrasive blasting activities was exposed to inorganic arsenic at an 8-hour time weighted average (TWA) of 66 micrograms per cubic meter, 6.6 times the permissible exposure limit (PEL) for inorganic arsenic of 10 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1018(g)(1)(i): Engineering and work practice controls were not instituted to reduce inorganic arsenic exposure to or below the permissible exposure limit:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to inorganic arsenic above the permissible exposure limit without the employer instituting engineering or work practice controls.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1018(e)(2): Initial monitoring was not performed for each workplace, or work operation covered by 29 CFR 1910.1018 to accurately determine the airborne concentration of inorganic arsenic to which employees may be exposed:

a) On February 28, 2024, in the inside blasting building, the employer did not perform initial monitoring for an employee who performed abrasive blasting activities and was exposed to inorganic arsenic above the permissible exposure limit.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 23 a Type of Violation: **Serious**

29 CFR 1910.1018(f)(1): Regulated areas were not established where workers exposure to inorganic arsenic, without regard to the use of respirators, were in excess of the permissible limit:

a) On February 28, 2024, in the inside blasting building where a regulated area was not established for abrasive blasting operations, an employee performing abrasive blasting activities was exposed to inorganic arsenic at an 8-hour time weighted average (TWA) of 66 micrograms per cubic meter, 6.6 times the permissible exposure limit (PEL) for inorganic arsenic of 10 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1018(p)(2)(i): Signs bearing the legend, DANGER, INORGANIC ARSENIC, MAY CAUSE CANCER, DO NOT EAT, DRINK OR SMOKE, WEAR RESPIRATORY PROTECTION IN THIS AREA, AUTHORIZED PERSONNEL ONLY, were not posted demarcating regulated areas:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to inorganic arsenic above the permissible exposure limit without the employer posting signs that demarcated the blasting area.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1024(e)(1)(ii): The employer did not establish and maintain a regulated area wherever employees were, or could reasonably be expected to be exposed to airborne beryllium at levels above the TWA PEL or STEL:

a) On February 28, 2024, in the inside blasting building where a regulated area was not established for abrasive blasting operations, an employee performing abrasive blasting activities was exposed to beryllium at an 8-hour time weighted average (TWA) of 1.43 micrograms per cubic meter, 7.15 times the permissible exposure limit (PEL) for beryllium of 0.2 micrograms per cubic meter. Sampling was conducted for 278 minutes. Zero exposure was assumed for the remaining 202 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1024(m)(2)(i): The employer did not provide and display warning signs at each approach to a regulated area so that each employee was able to read and understand the signs and take necessary protective steps before entering the area:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to beryllium above the permissible exposure limit without the employer providing and displaying warning signs at each approach to the blasting area.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 24 a Type of Violation: **Serious**

29 CFR 1910.1018(j)(2)(viii): The employer did not prohibit the removal of inorganic arsenic from protective clothing or equipment by blowing or shaking:

a) On February 28, 2024, in the inside blasting building, employees used compressed air to remove dust containing inorganic arsenic from their protective suit.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1024(h)(3)(ii): The employer did not ensure that beryllium was not removed from beryllium-contaminated personal protective clothing and equipment by blowing, shaking or any other means that dispersed beryllium into the air:

a) On February 28, 2024, in the inside blasting building, employees used compressed air to remove dust containing beryllium from contaminated personal protective clothing.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1025(g)(2)(viii): The employer did not prohibit the removal of lead from protective clothing or equipment by blowing, shaking, or any other means which disperses lead into the air:

a) On February 28, 2024, in the inside blasting building, employees used compressed air to remove dust containing lead from protective clothing.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 25 a Type of Violation: **Serious**

29 CFR 1910.1018(m)(2)(i): Employees working in regulated areas, or subject to the possibility of skin or eye irritation from inorganic arsenic were not required to shower at the end of the work shift:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to inorganic arsenic above the permissible exposure limit and was not required to shower at the end of the work shift.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1024(i)(3)(i)(A): The employer did not provide showers in accordance with the Sanitation standard (§1910.141) where airborne exposure exceeded, or could reasonably be expected to exceed, the TWA PEL or STEL:

a) On February 28, 2024, in the inside blasting building where employees performing abrasive blasting activities were not provided with shower facilities, an employee was exposed to beryllium at an 8-hour time weighted average (TWA) of 1.43 micrograms per cubic meter, 7.15 times the permissible exposure limit (PEL) for beryllium of 0.2 micrograms per cubic meter. Sampling was conducted for 278 minutes. Zero exposure was assumed for the remaining 202 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1025(i)(3)(ii): Shower facilities, in accordance with 29 CFR 1910.141(d)(3), were not provided for employee(s) exposed to lead in excess of the permissible exposure limit (PEL), without regard to the use of respirators:

a) On February 28, 2024, in the inside blasting building where employees performing abrasive blasting activities were not provided with shower facilities, an employee was exposed to lead at an 8-hour time weighted average (TWA) of 73 micrograms per cubic meter, 1.46 times the permissible exposure limit (PEL) for lead of 50 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1018(n)(1)(i)(A): A medical surveillance program was not instituted for all employees who were or would be exposed to inorganic arsenic in excess of the action level, without regard to the use of respirators, at least 30 days per year:

a) On February 28, 2024, in the inside blasting building where a medical surveillance program was not instituted for employees performing abrasive blasting activities, an employee was exposed to inorganic arsenic at an 8-hour time weighted average (TWA) of 66 micrograms per cubic meter, 6.6 times the permissible exposure limit (PEL) for inorganic arsenic of 10 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.1018(o)(1)(i): A training program was not instituted for each employee who was subject to inorganic arsenic exposure above the action level, without regard to respirator use, or for whom there was a possibility of skin or eye irritation from inorganic arsenic:

a) On February 28, 2024, in the inside blasting building where an inorganic arsenic training program was not instituted for employees performing abrasive blasting activities, an employee was exposed to inorganic arsenic at an 8-hour time weighted average (TWA) of 66 micrograms per cubic meter, 6.6 times the permissible exposure limit (PEL) for inorganic arsenic of 10 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 28 a Type of Violation: **Serious**

29 CFR 1910.1024(c)(1): The employer did not ensure that no employee was exposed to an airborne concentration of beryllium in excess of 0.2 µg/m³ calculated as an 8-hour TWA:

a) On February 28, 2024, in the inside blasting building, an employee performing abrasive blasting activities was exposed to beryllium at an 8-hour time weighted average (TWA) of 1.43 micrograms per cubic meter, 7.15 times the permissible exposure limit (PEL) for beryllium of 0.2 micrograms per cubic meter. Sampling was conducted for 278 minutes. Zero exposure was assumed for the remaining 202 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 28 b Type of Violation: **Serious**

29 CFR 1910.1024(f)(2)(i): The employer did not use engineering and/or work practice controls to the extent that such controls were feasible to reduce and/or maintain employee airborne exposure to or below the PEL and STEL:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to beryllium above the permissible exposure limit without the employer instituting engineering or work practice controls.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 29 Type of Violation: **Serious**

29 CFR 1910.1024(d)(1): The employer did not assess the airborne exposure of each employee who was, or could reasonably be expected to be exposed to airborne beryllium, in accordance with either the performance option in paragraph (d)(2) or the scheduled monitoring option in paragraph (d)(3) of this standard:

a) On February 28, 2024, in the inside blasting building, the employer did not assess the airborne exposure of an employee who was exposed to beryllium above the permissible exposure limit.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 30 Type of Violation: **Serious**

29 CFR 1910.1024(k)(1)(i)(A): The employer did not make medical surveillance required by this paragraph available at no cost and at a reasonable time and place to an employee who was, or was reasonably expected to be exposed at or above the action level for more than 30 days per year:

a) On February 28, 2024, in the inside blasting building where the employer did not make medical surveillance available to employees performing abrasive blasting activities, an employee was exposed to beryllium at an 8-hour time weighted average (TWA) of 1.43 micrograms per cubic meter, 7.15 times the permissible exposure limit (PEL) for beryllium of 0.2 micrograms per cubic meter. Sampling was conducted for 278 minutes. Zero exposure was assumed for the remaining 202 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 31 a Type of Violation: **Serious**

29 CFR 1910.1025(c)(1): Employee(s) were exposed to lead at concentrations greater than fifty micrograms per cubic meter of air averaged over an eight-hour period:

a) On February 28, 2024, in the inside blasting building, an employee performing abrasive blasting activities was exposed to lead at an 8-hour time weighted average (TWA) of 73 micrograms per cubic meter, 1.46 times the permissible exposure limit (PEL) for lead of 50 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 31 b Type of Violation: **Serious**

29 CFR 1910.1025(e)(1)(i): For any employees exposed to lead above the permissible exposure limit for more than 30 days per year, the employer did not implement engineering and work practice controls (including administrative controls) to reduce and maintain employee exposure to lead:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to lead above the permissible exposure limit without the employer implementing engineering or work practice controls.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 32 Type of Violation: **Serious**

29 CFR 1910.1025(d)(2): An initial determination was not made to determine if any employee might be exposed to lead at or above the action level:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to lead above the action level without the employer making an initial determination.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 33 Type of Violation: **Serious**

29 CFR 1910.1025(j)(1)(i): The employer did not institute a medical surveillance program for all employees who were or might be exposed at or above the action level for more than 30 days per year:

a) On February 28, 2024, in the inside blasting building where a medical surveillance program was not instituted for employees performing abrasive blasting activities, an employee was exposed to lead at an 8-hour time weighted average (TWA) of 73 micrograms per cubic meter, 1.46 times the permissible exposure limit (PEL) for lead of 50 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 34 Type of Violation: **Serious**

29 CFR 1910.1025(l)(1)(ii): The employer did not institute a training program and train each employee who was subject to exposure to lead at or above the action level, or for whom the possibility of skin or eye irritation existed, in accordance with the requirements of 29 CFR 1910.1025:

a) On February 28, 2024, in the inside blasting building where a lead training program was not instituted for employees performing abrasive blasting activities, an employee was exposed to lead at an 8-hour time weighted average (TWA) of 73 micrograms per cubic meter, 1.46 times the permissible exposure limit (PEL) for lead of 50 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 35 Type of Violation: **Serious**

29 CFR 1910.1025(m)(2)(i): Warning signs bearing the legend: DANGER, LEAD, MAY DAMAGE FERTILITY OR THE UNBORN CHILD, CAUSES DAMAGE TO THE CENTRAL NERVOUS SYSTEM, DO NOT EAT, DRINK OR SMOKE IN THIS AREA, were not posted in each work area where the permissible exposure limit (PEL) was exceeded:

a) On February 28, 2024, in the inside blasting building where warning signs were not posted, an employee was exposed to lead at an 8-hour time weighted average (TWA) of 73 micrograms per cubic meter, 1.46 times the permissible exposure limit (PEL) for lead of 50 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 36 Type of Violation: **Serious**

29 CFR 1910.1027(d)(1)(i): The employer did not determine whether any employee was exposed to cadmium at or above the action level:

a) On February 28, 2024, in the inside blasting building where the employer did not determine employee exposure level of cadmium, an employee performing abrasive blasting activities was exposed to cadmium at an 8-hour time weighted average (TWA) of 2.86 micrograms per cubic meter, above the action level for cadmium of 2.5 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 37 Type of Violation: **Serious**

29 CFR 1910.1027(l)(1)(i)(A): The employer did not institute a medical surveillance program for all employees who were or potentially were exposed to cadmium at or above the action level on 30 or more days per year (twelve consecutive months):

a) On February 28, 2024, in the inside blasting building where a medical surveillance program was not instituted for employees performing abrasive blasting activities, an employee was exposed to cadmium at an 8-hour time weighted average (TWA) of 2.86 micrograms per cubic meter, above the action level for cadmium of 2.5 micrograms per cubic meter. Sampling was conducted for 445 minutes. Zero exposure was assumed for the remaining 35 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 38 Type of Violation: **Serious**

29 CFR 1910.1027(m)(4)(i): The employer did not institute a training program for all employees who were potentially exposed to cadmium, ensure employee participation in the program, and maintain a record of the contents of such program:

a) On February 28, 2024, in the inside blasting building, an employee was exposed to cadmium above the action level without the employer instituting a cadmium training program.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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 39 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:

a) On or about December 28, 2023, at the facility, the employer did not develop a written hazard communication program.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$8,067.00

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

Inspection Number: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 1 Item 39 b Type of Violation: **Serious**

29 CFR 1910.1200(h)(1): The employer did not 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 hazard that the employees had not been previously trained about was introduced into their work area:

a) On or about December 28, 2023, at the facility, the employer did not train employees on hazardous chemicals in their work areas.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

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

a) On January 11, 2024, in the outside blasting area where a noise monitoring program was not developed and implemented, when an employee performing abrasive blasting activities was exposed to noise at 632.8% of the permissible daily noise exposure (8-hour time-weighted average sound level of 90 dBA) or an equivalent sound level of approximately 103.3 dBA. Sampling was conducted for 452 minutes of one work shift. Zero exposure was assumed for the remaining 28 minutes.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

29 CFR 1910.107(l)(4)(iii): "No Smoking" signs in large letters on contrasting color background were not conspicuously posted at all powder coating areas and powder storage rooms:

a) On December 28, 2023, in the Batch Building and Line Building, "No Smoking" signs were not posted at the powder coating areas.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 2 Item 3 Type of Violation: **Other-than-Serious**

29 CFR 1910.157(e)(3): Portable fire extinguishers were not subjected to an annual maintenance check:

a) On February 28, 2024, in the Batch Building, a portable fire extinguisher had not been inspected and maintained for more than 12 months.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

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

Citation 2 Item 4 a Type of Violation: **Other-than-Serious**

29 CFR 1910.178(l)(4)(iii): An evaluation of each powered industrial truck operator's performance was not conducted at least once every three years:

a) On December 28, 2023, in the Batch Building, a forklift operator did not receive an evaluation at least once every three years.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$906.00

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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 2 Item 4 b Type of Violation: **Other-than-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):

a) On December 28, 2023, at the facility, the employer did not certify that each forklift operator had been trained and evaluated.

Date By Which Violation Must be Abated:
Proposed Penalty:

August 12, 2024
\$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: 1718649
Inspection Date(s): 12/28/2023 - 04/24/2024
Issuance Date: 06/28/2024



Citation and Notification of Penalty

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021

Citation 2 Item 5 Type of Violation: **Other-than-Serious**

29 CFR 1910.305(g)(1)(iv)(B): Flexible cords and/or cables were run through holes in walls, ceilings, or floors:

a) On February 5, 2023, in the big batch spray booth of the Batch Building, flexible cords of the powder applicator were run through a hole in the spray booth wall.

Date By Which Violation Must be Abated:
Proposed Penalty:

July 22, 2024
\$0.00

Larissa Ipsen

Larissa Ipsen, M.S.
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
17625 El Camino Real
Suite 400
Houston, TX 77058



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Outdoor Furniture Refinishing, Inc., dba Allied Powder Coating
Inspection Site: 6011 St. Augustine St, Houston, TX 77021
Issuance Date: 06/28/2024

Summary of Penalties for Inspection Number: 1718649

Citation 1 Item 1, Serious	\$11,292.00
Citation 1 Item 2, Serious	\$8,067.00
Citation 1 Item 3, Serious	\$8,067.00
Citation 1 Item 4, Serious	\$11,292.00
Citation 1 Item 5, Serious	\$11,292.00
Citation 1 Item 6, Serious	\$8,067.00
Citation 1 Item 7, Serious	\$11,292.00
Citation 1 Item 8a, Serious	\$8,067.00
Citation 1 Item 8b, Serious	\$0.00
Citation 1 Item 9, Serious	\$8,067.00
Citation 1 Item 10, Serious	\$8,067.00
Citation 1 Item 11, Serious	\$6,453.00
Citation 1 Item 12, Serious	\$8,067.00
Citation 1 Item 13a, Serious	\$8,067.00
Citation 1 Item 13b, Serious	\$0.00
Citation 1 Item 14a, Serious	\$8,067.00
Citation 1 Item 14b, Serious	\$0.00
Citation 1 Item 15a, Serious	\$8,067.00
Citation 1 Item 15b, Serious	\$0.00
Citation 1 Item 15c, Serious	\$0.00
Citation 1 Item 15d, Serious	\$0.00
Citation 1 Item 16, Serious	\$9,680.00
Citation 1 Item 17a, Serious	\$9,680.00
Citation 1 Item 17b, Serious	\$0.00
Citation 1 Item 18, Serious	\$11,292.00
Citation 1 Item 19a, Serious	\$11,292.00
Citation 1 Item 19b, Serious	\$0.00
Citation 1 Item 20a, Serious	\$9,680.00

Citation 1 Item 20b, Serious	\$0.00
Citation 1 Item 21a, Serious	\$8,067.00
Citation 1 Item 21b, Serious	\$0.00
Citation 1 Item 22, Serious	\$8,067.00
Citation 1 Item 23a, Serious	\$8,067.00
Citation 1 Item 23b, Serious	\$0.00
Citation 1 Item 23c, Serious	\$0.00
Citation 1 Item 23d, Serious	\$0.00
Citation 1 Item 24a, Serious	\$8,067.00
Citation 1 Item 24b, Serious	\$0.00
Citation 1 Item 24c, Serious	\$0.00
Citation 1 Item 25a, Serious	\$8,067.00
Citation 1 Item 25b, Serious	\$0.00
Citation 1 Item 25c, Serious	\$0.00
Citation 1 Item 26, Serious	\$8,067.00
Citation 1 Item 27, Serious	\$8,067.00
Citation 1 Item 28a, Serious	\$8,067.00
Citation 1 Item 28b, Serious	\$0.00
Citation 1 Item 29, Serious	\$8,067.00
Citation 1 Item 30, Serious	\$8,067.00
Citation 1 Item 31a, Serious	\$8,067.00
Citation 1 Item 31b, Serious	\$0.00
Citation 1 Item 32, Serious	\$8,067.00
Citation 1 Item 33, Serious	\$8,067.00
Citation 1 Item 34, Serious	\$8,067.00
Citation 1 Item 35, Serious	\$8,067.00
Citation 1 Item 36, Serious	\$8,067.00
Citation 1 Item 37, Serious	\$8,067.00
Citation 1 Item 38, Serious	\$8,067.00
Citation 1 Item 39a, Serious	\$8,067.00
Citation 1 Item 39b, Serious	\$0.00
Citation 2 Item 1, Other-than-Serious	\$0.00
Citation 2 Item 2, Other-than-Serious	\$0.00
Citation 2 Item 3, Other-than-Serious	\$0.00
Citation 2 Item 4a, Other-than-Serious	\$906.00
Citation 2 Item 4b, Other-than-Serious	\$0.00
Citation 2 Item 5, Other-than-Serious	\$0.00

TOTAL PROPOSED PENALTIES: **\$338,094.00**

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 may also make your payment electronically. Scan the QR code below with your smartphone or barcode scanner to be directed to the pay.gov website. You may also go to the pay.gov website by clicking on the link.



[Pav.gov - OSHA Payments](#)

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.

Larissa Ipsen

06/28/2024

Larissa Ipsen, M.S.

Date

Area Director