

**U.S. Department of Labor** Occupational Safety and Health Administration  
2020 S. Arlington Heights Road  
Suite 102  
Arlington Heights, IL 60005



08/22/2024

Florenza Marble & Granite Corporation  
and its successors  
1900 North Austin Avenue Suite 70  
Chicago, IL 60639

Dear Employer:

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000), which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone. Please contact me at (847) 227-1700.

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

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

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

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

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

Sincerely,



**Sukhvir Kaur**  
Area Director

Enclosures

## U.S. Department of Labor

Occupational Safety and Health Administration  
2020 S. Arlington Heights Road  
Suite 102  
Arlington Heights, IL 60005



# Citation and Notification of Penalty

**To:**  
Florenza Marble & Granite Corporation  
and its successors  
1900 North Austin Avenue Suite 70  
Chicago, IL 60639

**Inspection Number:** 1730297  
**Inspection Date(s):** 02/23/2024 - 08/19/2024  
**Issuance Date:** 08/22/2024

**Inspection Site:**  
1900 North Austin Avenue Suite 70  
Chicago, IL 60639

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

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

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

**Informal Conference** - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period by calling (847) 227-1700. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

**Inspection Activity Data** – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at [www.osha.gov](http://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 08/22/2024. The conference will be held by telephone or at the OSHA office located at 2020 S. Arlington Heights Road, Suite 102, Arlington Heights, IL 60005 on \_\_\_\_\_ at \_\_\_\_\_.

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

**CERTIFICATION OF CORRECTIVE ACTION WORKSHEET**

**Inspection Number: 1730297**

Company Name: Florenza Marble & Granite Corporation  
Inspection Site: 1900 North Austin Avenue Suite 70, Chicago, IL 60639  
Issuance Date: 08/22/2024

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, 2020 S. Arlington Heights Road, Suite 102, Arlington Heights, IL 60005.**

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

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

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

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

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

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

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

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Typed or Printed Name

\_\_\_\_\_  
Title

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

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



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.22(a)(2): The employer did not ensure that the floor of each workroom is maintained in a clean and, to the extent feasible, in a dry condition. The employer did not ensure that when wet processes were used, drainage was maintained and, to the extent feasible, dry standing places, such as false floors, platforms, and mats are provided.

a) Fabrication Area - On or about February 23, 2024, the employer did not ensure that a floor drain (4-inch pipe) was maintained in a functional condition when an employee operated a Cougar Bridge Saw to cut engineered stone slabs containing up to 60% silica (quartz). Silt and water accumulated on the floor throughout the shift and employees continued to walk through the water without cleaning it up.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated: September 18, 2024  
Proposed Penalty: \$3,457.00



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

**Inspection Number:** 1730297  
**Inspection Date(s):** 02/23/2024 - 08/19/2024  
**Issuance Date:** 08/22/2024



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.141(g)(2): Employees were permitted to consume food or beverage in area(s) exposed to toxic materials:

a) Fabrication Area - On or about February 23, 2024, the employer allowed employees to consume food or beverage in an area exposed to toxic chemicals including but not limited to crystalline silica and acetone.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$4,148.00

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:** 1730297  
**Inspection Date(s):** 02/23/2024 - 08/19/2024  
**Issuance Date:** 08/22/2024



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

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

a) Fabrication Area - On or about February 23, 2024, the employer did not ensure that employees who were required to use 3M 8210 Plus N95 filtering facepiece respirators and/or 3M 6000 series tight-fitting half-face respirator with combo filter (Organic Vapor/Acid Gas/P100) during the production of engineered stone countertops, were medically evaluated to determine their ability to wear the respirators.

No abatement documentation is required for this item.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4,839.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

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

29 CFR 1910.134(f)(2): Employee(s) using tight-fitting facepiece respirators were not fit tested prior to initial use of the respirator:

a) Fabrication Area - On or about February 23, 2024, the employer did not ensure that employees who were required to use 3M 8210 Plus N95 filtering facepiece respirators and/or 3M 6000 series tight-fitting half-face respirator with combo filter (Organic Vapor/Acid Gas/P100) during the production of engineered stone countertops, were fit tested prior to initial use of the respirator. Employees conducting engineered stone countertop grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

No abatement documentation is required for this item.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4,839.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.134(g)(1)(i)(A): Respirators with tight-fitting facepieces were worn by employees who had facial hair that came between the sealing surface of the facepiece and the face or that interfered with valve function:

- a) Fabrication Area - On February 29, 2023, the employer did not ensure that employees using 3M 8210 Plus N95 filtering facepiece respirators did not have facial hair which interfered with the seal between the face and the respirator's facepiece.
- b) Fabrication Area - On February 29, 2023, the employer did not ensure that an employee using 3M 6000 series tight-fitting half-face respirator with combo filter (Organic Vapor/Acid Gas/P100) did not have facial hair which interfered with the seal between the face and the respirator's facepiece.

Employees in the fabrication area conducting engineered stone countertop grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>, and had not been subjected to a quantitative or quantitative fit test.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$0.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

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

29 CFR 1910.134(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) Fabrication Area - On February 23, 2024, the employer did not ensure that employees cleaned and disinfected their 3M 6000 series tight-fitting half-face respirator with combo filter (Organic Vapor/Acid Gas/P100) according to Appendix B of 29 CFR 1910.134. Upon visual inspection, the inside of the respirator's facepiece was found to be dirty. Employees conducting engineered stone countertop grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated: September 18, 2024  
Proposed Penalty: \$4,839.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 1 Item 5 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) Fabrication Area - On February 23, 2024, the employer did not ensure that respirators were stored to prevent contamination from silica dust particles. Employee(s) stored the 3M 6000 series tight-fitting half-face respirator with combo filter (Organic Vapor/Acid Gas/P100) hanging in the wall.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 04, 2024  
\$0.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.134(h)(4): Respirators that failed an inspection or were otherwise found to be defective were not removed from service and discarded or repaired:

a) Fabrication Area - On February 23, 2024, the employer did not ensure that a defective respirator was removed from service. An employee used a 3M 6000 series tight-fitting half-face respirator with combo filter that had the upper headband strap missing and was repaired using a rope. Employees conducting engineered stone countertop grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$0.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.134(k)(1): The employer did not provide respirator training that would ensure each employee could demonstrate knowledge of items in section (i)-(vii):

a) Fabrication Area - On or about February 23, 2024, the employer required its employees to use respiratory protection, including but not limited to 3M 8210 Plus N95 filtering facepiece respirators and 3M 6000 series tight-fitting half-face respirator with combo filter (Organic Vapor/Acid Gas/P100), when conducting countertop fabrication operations. Employees were not trained on why the respirator was necessary and how improper fit, usage, storage or maintenance can compromise the protective effect of the respirator. Employees conducting engineered stone countertop grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$4,839.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(d)(6)(i): Within 15 working days after completing an exposure assessment in accordance with paragraph (d) of this section, the employer did not individually notify each affected employee in writing of the results of that assessment or post the results in an appropriate location accessible to all affected employees:

a) Fabrication Area - On or before April 8, 2024, the employer did not notify each affected employee working in the fabrication area in writing or by posting of the results of the air monitoring that were received via email from OSHA on March 15, 2024.

Employees performed engineered stone countertop cutting, grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$4,839.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(e)(1): The employer did not establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica was, or could have been reasonably expected to be, in excess of the PEL:

a) Fabrication Area - On or about February 29, 2024, the employer did not establish a regulated area for employees cutting, grinding and polishing engineered stone countertops containing up to 60% of silica (quartz). Employees in the fabrication area were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$4,839.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

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

29 CFR 1910.1053(f)(2)(i)(A): The exposure control plan did not contain a description of the tasks in the workplace that involve exposure to respirable crystalline silica:

a) Fabrication Area - On February 23, 2024, the employer's exposure control plan did not include a description of tasks that involve potential exposure to respirable crystalline silica, including but not limited to creating cut-outs for sinks, and/or shoveling dry slurry, and/or cleaning exhaust air duct vents from settled crystalline silica dust, in the exposure control plan that was developed for the workplace.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$4,839.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(f)(2)(i)(B): The exposure control plan did not contain a description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task:

a) Fabrication Area - On February 23, 2024, the employer's exposure control plan did not include a description of dust control methods being used at the shop to limit employee exposure to respirable crystalline silica when cutting stone slabs, and/or grinding and polishing stone countertops, and/or shoveling dry slurry, and/or cleaning exhaust air duct vents and floors from settled crystalline silica dust.

b) Fabrication Area - On February 23, 2024, the employer's exposure control plan did not list the type of respiratory protection that was required to be used for each task to limit employee exposure to respirable crystalline silica.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$0.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(f)(2)(i)(C): The exposure control plan did not contain a description of the housekeeping measures used to limit employee exposure to respirable crystalline silica:

a) Fabrication Area - On or about February 23, 2024, the employer did not include in the facility's written exposure control plan details on the housekeeping practices used to control respirable crystalline silica exposures during and following the fabrication of engineered stone countertops containing up to 60% of silica (quartz). Employees conducting engineered stone countertop grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$0.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(f)(2)(ii): The employer did not review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary:

a) Fabrication area - On or about February 23, 2024, the employer did not review and evaluate the effectiveness of the written exposure control plan at least annually and did not update it as necessary to address aspects including but not limited to changes in work practices, tool modifications, or reports of medical symptoms related to respirable crystalline silica exposures. Employees conducting engineered stone countertop cutting, grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m<sup>3</sup>.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:

September 18, 2024

Proposed Penalty:

\$0.00



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(h)(2)(i): The employer allowed compressed air to be used to clean clothing or surfaces where such activity could contribute to employee exposure to respirable crystalline silica without being used in conjunction with a ventilation system to capture blown dust:

a) Fabrication Area - On February 29, 2024, the employer allowed employees to use compressed air guns to clean the surface of the engineered stone countertop and their clothes without being used in conjunction with a ventilation system to capture blown silica dust. Employees conducting engineered stone countertop grinding and polishing operations were exposed to respirable crystalline silica dust approximately 3-6 times the OSHA Permissible Exposure Limit (PEL) of 50 µg/m3.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

Corrected During Inspection  
\$4,839.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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 11 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) Fabrication Area - On or about February 23, 2024, the employer did not implement, at the workplace, a written hazard communication program in accordance with 29 CFR 1910.1200 that describe at least the following:

- 1) Requirement for labeling of containers of hazardous chemicals;
- 2) Training of employees;
- 3) A complete list of hazardous chemicals known to be in the workplace;
- 4) Methods to inform employees of the hazards of non-routine tasks; and,
- 5) Methods to inform other employer(s) of safety data sheets availability; the labeling system and any precautionary measures to protect employees.

Employees were exposed to chemicals including, but not limited to: respirable crystalline silica (quartz and cristobalite), Acetone and Superior Polyester Adhesive and Filler (containing Styrene and Ethyl benzene).

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

**Date By Which Violation Must be Abated:**  
**Proposed Penalty:**

**September 18, 2024**  
**\$4,839.00**







**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

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

a) Fabrication Area - On or about February 23, 2024, the employer did not provide training to his employees on the hazardous chemicals at the worksite used during the fabrication of countertops such as, but not limited to Acetone and Superior Polyester Adhesive and Filler (containing Styrene and Ethyl benzene).

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated: September 18, 2024  
Proposed Penalty: \$0.00





**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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 1 a** Type of Violation: **Willful - Serious**

29 CFR 1910.134(c)(1): A written respiratory protection program that included the provisions in 29 CFR 1910.134(c)(1)(i) - (ix) with worksite specific procedures was not established and implemented for required respirator use:

a) Fabrication Area - Florenza Marble & Granite Corporation does not have a written respiratory protection program developed and implemented to protect the health of employees from hazardous chemicals such as, but not limited to acetone, styrene (components of Superior Polyesters Transparent Knife Grade Adhesive) and ethylbenzene (components of Superior Polyesters Transparent Knife Grade Adhesive). This was most recently documented on February 23, 2024, when employee(s) used 3M 8210 Plus N95s respirators and 3M 6000 series half-face negative pressure elastomeric respirators with 3M 602923 cartridges (Organic Vapor/Acid Gas/P100), during the fabrication of stone countertops. Elements of a written respiratory protection program including but not limited to medical evaluation, fit testing and training are not implemented in the workplace.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

October 09, 2024  
\$96,794.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(g)(2): Where respirator use was required by this section, the employer did not institute a respiratory protection program in accordance with 29 CFR 1910.134:

a) Fabrication Area - Florenza Marble & Granite Corporation does not have a written respiratory protection program developed and implemented to protect the health of employees from respirable crystalline silica. This was most recently documented on February 23, 2024, when employees used 3M 8210 Plus N95s respirators and 3M 6000 series half-face negative pressure elastomeric respirators with 3M 602923 cartridges (Organic Vapor/Acid Gas/P100), during the fabrication of stone countertops. Elements of a written respiratory protection program including but not limited to medical evaluation, fit testing and training are not implemented in the workplace. On February 29, 2024, employee(s) working on engineered stone containing up to 60% silica (quartz) were exposed to respirable crystalline silica concentrations of 180 to 320 µg/m<sup>3</sup>, approximately 3.6 to 6.5 times the Permissible Exposure Level.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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 2 a Type of Violation: **Willful - Serious****

29 CFR 1910.1053(c): The employer did not ensure that no employee was exposed to an airborne concentration of respirable crystalline silica in excess of 50  $\mu\text{g}/\text{m}^3$ , calculated as an 8-hour TWA:

- a) Fabrication Area - An employee in the fabrication area performing grinding and polishing engineered stone, is exposed to concentrations of respirable crystalline silica (quartz), of 320  $\mu\text{g}/\text{m}^3$ , calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 6.5 times. This was most recently documented on February 29, 2024, when the employee worked on engineered stone containing up to 60% silica (quartz).
- b) Fabrication Area - An employee in the fabrication area performing grinding and polishing engineered stone, is exposed to concentrations of respirable crystalline silica (quartz), of 210  $\mu\text{g}/\text{m}^3$ , calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 4.1 times. This was most recently documented on February 29, 2024, when the employee worked on engineered stone containing up to 60% silica (quartz).
- c) Fabrication Area - An employee in the fabrication area performing grinding and polishing engineered stone, is exposed to concentrations of respirable crystalline silica (quartz), of 270  $\mu\text{g}/\text{m}^3$ , calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 5.4 times. This was most recently documented on February 29, 2024, when the employee worked on engineered stone containing up to 60% silica (quartz).
- d) Fabrication Area - An employee in the fabrication area cutting engineered stones, is exposed to concentrations of respirable crystalline silica (quartz), of 180  $\mu\text{g}/\text{m}^3$ , calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 3.7 times. This was most recently documented on February 29, 2024, when the employee worked on engineered stone containing up to 60% silica (quartz).

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

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:** 1730297  
**Inspection Date(s):** 02/23/2024 - 08/19/2024  
**Issuance Date:** 08/22/2024



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$96,794.00

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: Florenza Marble & Granite Corporation**  
**Inspection Site: 1900 North Austin Avenue Suite 70, Chicago, IL 60639**

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

29 CFR 1910.1053(f)(1): The employer did not use engineering and work practice controls to reduce and maintain employee exposure to respirable crystalline silica to or below the PEL, unless the employer can demonstrate that such controls are not feasible:

Florenza Marble & Granite Corporation does not implement feasible engineering and administrative methods and controls to limit employee exposures to respirable crystalline silica when polishing and grinding natural and engineered (quartz) stone slabs during fabrication of countertops. This was most recently documented on February 29, 2024, when:

a) Three employees conducting engineered stone countertop grinding and polishing operations with angle grinders and stone polishers, are exposed to concentrations of respirable crystalline silica (quartz), ranging from 210 to 320  $\mu\text{g}/\text{m}^3$ , calculated as an 8-hour time-weighted average. These values exceeded the OSHA Permissible Exposure Limit (PEL) of 50  $\mu\text{g}/\text{m}^3$  by approximately 4 to 6 times.

b) An employee conducting engineered stone countertop cutting operations with a bridge wet saw was exposed to airborne concentrations of respirable crystalline silica (quartz), of 180  $\mu\text{g}/\text{m}^3$ , calculated as an 8-hour time-weighted average. This value exceeded the OSHA Permissible Exposure Limit (PEL) of 50  $\mu\text{g}/\text{m}^3$  by approximately 3 times.

See instance description in item 2a of this citation.

General methods of control applicable in this circumstance include, but are not limited to the following:

1. Seek the expertise of a competent individual such as an engineer or certified industrial hygienist to obtain recommendations to implement appropriate controls including an effective local exhaust ventilation system and equipment with integrated water delivery system and prepare design documentation for the successful installation of recommended equipment.
2. Ensure that all equipment used for cutting and polishing operations is designed and equipped to function with appropriate engineering controls as designed by the manufacturer such as an integrated water delivery system or shroud with exhaust ventilation.
3. Perform periodic maintenance checks on any equipment with integrated water delivery system to ensure that the

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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system, including water flow rates and dispersion is functioning as designed in accordance with manufacturer's recommendations.

4. Prohibit the use any work practices such as compressed air to clean surfaces and clothing that will re-entrain the silica dust.
5. Establish and implement an effective housekeeping program to ensure that all dust is promptly & regularly removed to prevent the accumulation of silica containing dust on horizontal surfaces.

STEP 1: (a) Effective respiratory protection shall be provided and used by exposed employees as an interim protective measure until feasible engineering and/or administrative controls can be implemented, or whenever such controls fail to reduce employee exposure to the respirable dust permissible exposure limits.

(b) Implement a medical surveillance program by ensuring all exposed workers seek medical examination. This medical examination by a physician or a licensed healthcare provider shall cover all elements including medical and work history as outlined in 1910.1053(i).  
Abatement due by September 12, 2024.

STEP 2: Submit to the area director a written, detail plan of abatement outlining a schedule for the implementation of engineering and/or administrative measure to control employee exposure to hazardous substances as referenced in this citation. This plan shall include, at a minimum, target dates for the following action which must be consistent with the abatement dates required by this citation.  
Abatement due by October 3, 2024.

- 1) Evaluation of engineering/administrative control options;
- 2) Selection of optimum control methods and completion of design;
- 3) Procurement, installation and operation of selected control measures; and
- 4) Testing and acceptance or modification/redesign of controls.

STEP 3: Abatement shall have been completed by the implementation of feasible engineering and/or administrative controls upon verification of their effectiveness in achieving compliance. Abatement due by October 24, 2024.

NOTE: All proposed control measures shall be evaluated for each particular use by a competent industrial hygienist or other technically qualified person. 30-day progress reports are required during the abatement period.

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:** 1730297  
**Inspection Date(s):** 02/23/2024 - 08/19/2024  
**Issuance Date:** 08/22/2024



**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Date By Which Violation Must be Abated:  
Proposed Penalty:

October 31, 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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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

29 CFR 1910.1053(d)(1): The employer did not assess the exposure of each employee who was or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in paragraph (d)(2) or the scheduled monitoring option in paragraph (d)(3) of this section:

a) Fabrication Area - Florenza Marble & Granite Corporation does not evaluate the exposure of employees exposed to respirable crystalline silica when polishing and grinding natural and engineered (quartz) stone slabs during fabrication of countertops. This was most recently documented on February 29, 2024, when an employee was exposed to concentrations of respirable crystalline silica (quartz), of 320 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 6.5 times.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$96,794.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 2 Item 4 Type of Violation: **Willful - Serious**

29 CFR 1910.1053(d)(1): The employer did not assess the exposure of each employee who was or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in paragraph (d)(2) or the scheduled monitoring option in paragraph (d)(3) of this section:

a) Fabrication Area - Florenza Marble & Granite Corporation does not evaluate the exposure of employees exposed to respirable crystalline silica when polishing and grinding natural and engineered (quartz) stone slabs during fabrication of countertops. This was most recently documented on February 29, 2024, when an employee was exposed to concentrations of respirable crystalline silica (quartz), of 210 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 4.1 times.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$96,794.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 2 Item 5 Type of Violation: **Willful - Serious**

29 CFR 1910.1053(d)(1): The employer did not assess the exposure of each employee who was or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in paragraph (d)(2) or the scheduled monitoring option in paragraph (d)(3) of this section:

a) Fabrication Area - Florenza Marble & Granite Corporation does not evaluate the exposure of employees exposed to respirable crystalline silica when cutting natural and engineered (quartz) stone slabs during fabrication of countertops. This was most recently documented on February 29, 2024, when an employee was exposed to concentrations of respirable crystalline silica (quartz), of 180 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 3.7 times.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:

September 18, 2024

Proposed Penalty:

\$96,794.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 2 Item 6 Type of Violation: **Willful - Serious**

29 CFR 1910.1053(d)(1): The employer did not assess the exposure of each employee who was or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in paragraph (d)(2) or the scheduled monitoring option in paragraph (d)(3) of this section:

a) Fabrication Area - Florenza Marble & Granite Corporation does not evaluate the exposure of employees exposed to respirable crystalline silica when polishing and grinding natural and engineered (quartz) stone slabs during fabrication of countertops. This was most recently documented on February 29, 2024, when an employee was exposed to concentrations of respirable crystalline silica (quartz), of 270 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 5.4 times.

In accordance with 29 CFR 1903.19(d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstrating that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of the purchase or repair of the equipment, photographic or video evidence of abatement, or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 18, 2024  
\$96,794.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 2 Item 7 Type of Violation: **Willful - Serious**

29 CFR 1910.1053(i)(1)(i): The employer did not make medical surveillance available at no cost to each employee, and at a reasonable time and place, for each employee who has been occupationally exposed to respirable crystalline silica at or above the action level for 30 or more days per year:

a) Fabrication Area - Florenza Marble & Granite Corporation does not provide medical surveillance to employees that are exposed to respirable crystalline silica (RCS) at or above the Action Level of 25 µg/m<sup>3</sup> for 30 or more days a year. This was most recently documented on February 29, 2024, when an employee performing grinding and polishing engineered stones was exposed to concentrations of respirable crystalline silica (quartz), of 320 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 6.5 times.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 11, 2024  
\$96,794.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 2 Item 8    Type of Violation: **Willful - Serious**

29 CFR 1910.1053(i)(1)(i): The employer did not make medical surveillance available at no cost to each employee, and at a reasonable time and place, for each employee who has been occupationally exposed to respirable crystalline silica at or above the action level for 30 or more days per year:

a) Fabrication Area - Florenza Marble & Granite Corporation does not provide medical surveillance to employees that are exposed to respirable crystalline silica (RCS) at or above the Action Level of 25 µg/m<sup>3</sup> for 30 or more days a year. This was most recently documented on February 29, 2024, when an employee performing grinding and polishing natural and engineered stone countertops was exposed to concentrations of respirable crystalline silica (quartz), of 210 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 4.1 times.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:

September 11, 2024

Proposed Penalty:

\$96,794.00





**Citation and Notification of Penalty**

**Company Name:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 2 Item 9 Type of Violation: **Willful - Serious**

29 CFR 1910.1053(i)(1)(i): The employer did not make medical surveillance available at no cost to each employee, and at a reasonable time and place, for each employee who has been occupationally exposed to respirable crystalline silica at or above the action level for 30 or more days per year:

a) Fabrication Area - Florenza Marble & Granite Corporation does not provide medical surveillance to employees that are exposed to respirable crystalline silica (RCS) at or above the Action Level of 25 µg/m<sup>3</sup> for 30 or more days a year. This was most recently documented on February 29, 2024, when an employee cutting engineered stone slabs was exposed to concentrations of respirable crystalline silica (quartz), of 180 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 3.7 times.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 11, 2024  
\$96,794.00

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:** Florenza Marble & Granite Corporation  
**Inspection Site:** 1900 North Austin Avenue Suite 70, Chicago, IL 60639

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Citation 2 Item 10 Type of Violation: **Willful - Serious**

29 CFR 1910.1053(i)(1)(i): The employer did not make medical surveillance available at no cost to each employee, and at a reasonable time and place, for each employee who has been occupationally exposed to respirable crystalline silica at or above the action level for 30 or more days per year:

a) Fabrication Area - Florenza Marble & Granite Corporation does not provide medical surveillance to employees that are exposed to respirable crystalline silica (RCS) at or above the Action Level of 25 µg/m<sup>3</sup> for 30 or more days a year. This was most recently documented on February 29, 2024, when an employee performing grinding and polishing natural and engineered stone countertops was exposed to concentrations of respirable crystalline silica (quartz), of 270 µg/m<sup>3</sup>, calculated as an 8-hour time-weighted average (TWA). This value exceeded the OSHA Permissible Exposure Limit (PEL) by approximately 5.4 times.

In accordance with 29 CFR 1903.19 (d), abatement certification is required for this violation (using the CERTIFICATION OF CORRECTIVE ACTION WORKSHEET), and in addition, documentation demonstration that abatement is complete must be included with your certification. This documentation may include, but is not limited to, evidence of purchase or repair of equipment, photographic or video evidence of abatement or other written records.

Date By Which Violation Must be Abated:  
Proposed Penalty:

September 11, 2024  
\$96,794.00

A handwritten signature in blue ink, appearing to read "Sukhvir Kaur", written over a horizontal line.

**Sukhvir Kaur**  
Area Director

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
2020 S. Arlington Heights Road  
Suite 102  
Arlington Heights, IL 60005




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**INVOICE /  
DEBT COLLECTION NOTICE**

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**Company Name: Florenza Marble & Granite Corporation**  
**Inspection Site: 1900 North Austin Avenue Suite 70, Chicago, IL 60639**  
**Issuance Date: 08/22/2024**

Summary of Penalties for Inspection Number: 1730297

Citation 1 Item 1, Serious	\$3,457.00
Citation 1 Item 2, Serious	\$4,148.00
Citation 1 Item 3, Serious	\$4,839.00
Citation 1 Item 4a, Serious	\$4,839.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$4,839.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 5c, Serious	\$0.00
Citation 1 Item 6, Serious	\$4,839.00
Citation 1 Item 7, Serious	\$4,839.00
Citation 1 Item 8, Serious	\$4,839.00
Citation 1 Item 9a, Serious	\$4,839.00
Citation 1 Item 9b, Serious	\$0.00
Citation 1 Item 9c, Serious	\$0.00
Citation 1 Item 9d, Serious	\$0.00
Citation 1 Item 10, Serious	\$4,839.00
Citation 1 Item 11a, Serious	\$4,839.00
Citation 1 Item 11b, Serious	\$0.00
Citation 1 Item 11c, Serious	\$0.00
Citation 1 Item 11d, Serious	\$0.00
Citation 2 Item 1a, Willful - Serious	\$96,794.00
Citation 2 Item 1b, Willful - Serious	\$0.00
Citation 2 Item 2a, Willful - Serious	\$96,794.00
Citation 2 Item 2b, Willful - Serious	\$0.00
Citation 2 Item 3, Willful - Serious	\$96,794.00
Citation 2 Item 4, Willful - Serious	\$96,794.00

Citation 2 Item 5, Willful - Serious	\$96,794.00
Citation 2 Item 6, Willful - Serious	\$96,794.00
Citation 2 Item 7, Willful - Serious	\$96,794.00
Citation 2 Item 8, Willful - Serious	\$96,794.00
Citation 2 Item 9, Willful - Serious	\$96,794.00
Citation 2 Item 10, Willful - Serious	\$96,794.00

**TOTAL PROPOSED PENALTIES:** **\$1,019,096.00**

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

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

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

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

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

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

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



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**Sukhvir Kaur**

Area Director

August 22, 2024

Date