

U.S. Department of Labor Occupational Safety and Health Administration
2296 Henderson Mill Road
Suite 200
Atlanta, GA 30345



10/04/2024

Kumho Tire Georgia, Inc., dba Kumho Tire
and its successors
3051 Kumho Pkwy
Macon, GA 31216

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 (770) 493-6644.

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

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

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

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

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

Sincerely,

(for) Joshua W. Turner
Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
2296 Henderson Mill Road
Suite 200
Atlanta, GA 30345



Citation and Notification of Penalty

To:
Kumho Tire Georgia, Inc., dba Kumho Tire
and its successors
3051 Kumho Pkwy
Macon, GA 31216

Inspection Number: 1740802
Inspection Date(s): 04/11/2024 - 06/21/2024
Issuance Date: 10/04/2024

Inspection Site:
3051 Kumho Pkwy
Macon, GA 31216

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 (770) 493-6644. During such an informal conference, you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

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

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

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

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

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

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

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

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

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

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

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

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



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 10/04/2024. The conference will be held by telephone or at the OSHA office located at 2296 Henderson Mill Road, Suite 200, Atlanta, GA 30345 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1740802

Company Name: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216
Issuance Date: 10/04/2024

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, 2296 Henderson Mill Road, Suite 200, Atlanta, GA 30345.**

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

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

a) The employer fails to ensure effective measures to prevent tripping and thermal burn hazards as demonstrated on or about May 18, 2024 at the basement area wastewater drainage trough, before the utilities tunnel at base of stairs where employees working in the boiler area or walking through to the utility tunnel system were exposed to tripping and up to 171 degree Fahrenheit, third degree burn hazards, in that; the grating was missing on the walking working surface where 3-inch-deep superheated wastewater ran through lengths including but not limited to 130-inch-long X 7.5-inch-deep X 8.5-inch-wide . To abate this hazard, the employer must ensure that covers or a guardrail system is in place.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from tripping and thermal burn hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 31, 2024
Proposed Penalty:	\$11,524.00

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.29(b)(1): The employer did not ensure that guardrail systems met the requirement that the top edge height of top rails, or equivalent guardrail system members, that are 42 inches (107 cm), plus or minus 3 inches (8 cm), above the walking-working surface. The top edge height may exceed 45 inches (114 cm), provided the guardrail system meets all other criteria of paragraph (b) of this section (see Figure D11 of this section).

a) The employer fails to ensure effective measures to prevent falls into dangerous equipment and caught-in hazards as demonstrated at Wig Wag 2, on or about May 15, 2024, and times prior; where approximately 27-inches of the top rail was missing at the catwalk. To abate this hazard, the employer must ensure that all guardrails are in place.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from fall and caught in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

October 31, 2024
\$11,524.00



Citation and Notification of Penalty

Company Name: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

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

29 CFR 1910.147(c)(4)(i): Procedures were not utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

- a) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about April 10, 2024 at Wig Wag 1 machine, where the employer did not enforce employees to utilize the written specific LOTO procedure "KTGA2-C01-07-05(MIX-028) Zero Lockout Tagout Procedure: BOMC 1~4" before performing servicing and maintenance inside the equipment, such as, but not limited to troubleshooting and clearing jams. To abate this hazard, the employer must ensure lockout/tagout procedures for the Wig Wag 1 are utilized.
- b) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about April 7, 2024 at Wig Wag 1 machine, where the employer did not enforce employees to utilize the written specific LOTO procedure "KTGA2-C01-07-05(MIX-028) Zero Lockout Tagout Procedure: BOMC 1~4" before performing servicing and maintenance inside the equipment, such as, but not limited to, troubleshooting or clearing jams. To abate this hazard, the employer must ensure lockout/tagout procedures for the Wig Wag 1 are utilized.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: **October 17, 2024**
Proposed Penalty: **\$16,131.00**

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.147(d): The established procedure for the application of energy control (the lockout or tagout procedures) did not cover the actions listed in and was not done in sequence as required by 29 CFR 1910.147(d)(1)-(6):

a) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about April 10, 2024, at machines including but not limited to the Wig Wag 1 machine, where an employee engages in maintenance activities such as, but not limited to, maintenance, troubleshooting and clearing jams. To abate this hazard, the employer must ensure that employees have knowledge of the magnitude of the energy sources and the Wig Wag 1 machine is shut down or turned off properly and the remaining applicable energy control elements, involving machine isolation [(d)(3)], LOTO device application [(d)(4)], stored energy [(d)(5), if applicable], and verification of isolation [(d)(6)] are implemented.

b) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about April 7, 2024, at machines including but not limited to the Wig Wag 1 machine, where an employee engages in maintenance activities such as, but not limited to, maintenance, troubleshooting and clearing jams. To abate this hazard, the employer must ensure that employees have knowledge of the magnitude of the energy sources and the Wig Wag 1 machine is shut down or turned off properly and the remaining applicable energy control elements, involving machine isolation [(d)(3)], LOTO device application [(d)(4)], stored energy [(d)(5), if applicable], and verification of isolation [(d)(6)] are implemented.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

October 17, 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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

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

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

a) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 6, 2024 to May 16, 2024 at APEX 1, 2, 3 and 4 machines, where the employer did not enforce employees to utilize the written specific LOTO procedure KTGA2-C01-07-05(SEMI-005) "Zero lockout tagout procedure: APEX" before performing servicing and maintenance inside the equipment, such as, but not limited to, troubleshooting or clearing jams. To abate this hazard, the employer must ensure lockout/tagout procedures for the APEX 1, 2, 3, and 4 machines are utilized.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by, caught-in, and thermal burn hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 17, 2024
Proposed Penalty:	\$16,131.00

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.147(d): The established procedure for the application of energy control (the lockout or tagout procedures) did not cover the actions listed in and was not done in sequence as required by 29 CFR 1910.147(d)(1)-(6):

a) The employer fails to ensure effective measures to prevent struck-by, caught-in, and thermal burn hazards as demonstrated on or about May 6, 2024 to May 16, 2024, at APEX 1, 2, 3, and 4 machines, where an employee engages in maintenance activities such as, but not limited to, maintenance, troubleshooting and clearing jams. To abate this hazard, the employer must ensure that the employees have knowledge of the magnitude of the energy sources and APEX 1,2 3, and 4 machines are shut down or turned off properly and the remaining applicable energy control elements, involving machine isolation [(d)(3)], LOTO device application [(d)(4)], stored energy [(d)(5), if applicable], and verification of isolation [(d)(6)] are implemented.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by, caught-in, and thermal burn hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 17, 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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

a) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 20, 2024 to May 23, 2024, at Curing Lines A through F that include 10 machines per line, where the employer did not enforce employees to utilize the written specific LOTO procedure, "KTGA2-C01-07-05(CURE-001) Zero Lockout Tryout: Curing press" before performing servicing and maintenance inside the equipment, such as, but not limited to, removing and installing bladders and cleaning bottom plates. To abate this hazard, the employer must ensure lockout/tagout procedures for the machines at Curing Lines A through F are utilized.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 17, 2024
Proposed Penalty:	\$16,131.00

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.147(d): The established procedure for the application of energy control (the lockout or tagout procedures) did not cover the actions listed in and was not done in sequence as required by 29 CFR 1910.147(d)(1)-(6):

a) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 20, 2024 to May 23, 2024, at Curing lines A through F that include 10 machines per line, where an employee engages in maintenance activities such as, but not limited to, removing and installing bladders and cleaning bottom plates. To abate this hazard, the employer must ensure that the machines at Curing lines A through F are shut down or turned off properly and the remaining applicable energy control elements, involving machine isolation [(d)(3)], LOTO device application [(d)(4)], stored energy [(d)(5), if applicable], and verification of isolation [(d)(6)] are implemented.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: **October 17, 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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

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

29 CFR 1910.147(c)(4)(i): Procedures were not utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

a) The employer fails to ensure effective measures to prevent struck-by and caught-between hazards as demonstrated on or about May 15, 2024, where employees engage in maintenance activities such as, but not limited to, re-attaching the right tine sensor with a load on the forks and the carriage was visibly lowering. To abate this hazard the employer must ensure that lockout/tagout procedures are developed, documented, and utilized.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-between hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: **October 17, 2024**
Proposed Penalty: **\$16,131.00**



Citation and Notification of Penalty

Company Name: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.147(d)(4)(i): Lockout or tagout devices were not affixed to each energy isolating device by authorized employees:

a) The employer fails to ensure effective measures to prevent struck-by and caught-between hazards as demonstrated on or about May 15, 2024 where an employee performed maintenance on forklift such as, but not limited to, re-attaching the right tine sensor with the forks under load and the carriage was visibly lowering with the worker below. To abate this hazard, the employer must ensure that the forklift is shut down or turned off properly and the remaining applicable energy control elements, involving machine isolation [(d)(3)], LOTO device application [(d)(4)], stored energy [(d)(5), if applicable], and verification of isolation [(d)(6)] are implemented.

Recommended Abatement Action Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-between hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	October 17, 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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.147(c)(4)(ii): The energy control procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, including, but not limited to Items of this section:

- a) The employer fails to ensure effective measures to prevent struck-by and caught-between hazards as demonstrated on or about May 15, 2024, where the steps for written specific procedures including but not limited to "KTGA2-C01-07-05 (MIX-28) Zero Lockout Tagout Procedure BOMC 1~4" were not complete, in that; all sequenced procedures were not addressed and the pneumatics and hydraulics magnitudes were missing. To abate this hazard the employer must ensure that lockout/tagout procedures specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy.
- b) The employer fails to ensure effective measures to prevent struck-by and caught-between hazards as demonstrated on or about May 15, 2024, where the written specific procedures including but not limited to "KTGA2-C01-07-05 (SEMI-005) Zero Lockout Tagout Procedure APEX" were not complete, in that; the magnitude of pneumatic and water energy sources were missing. To abate this hazard the employer must ensure that lockout/tagout procedures specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy.
- c) The employer fails to ensure effective measures to prevent struck-by and caught-between hazards as demonstrated on or about May 15, 2024, where the written specific procedures including but not limited to "KTGA2-C01-07-05 (CURE-001) "Zero Lockout Tagout Procedure: Cure press were not complete, in that; the magnitudes for Nitrogen, Steam, and hydraulics were missing. To abate this hazard the employer must ensure that lockout/tagout procedures specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: **November 22, 2024**
Proposed Penalty: **\$11,524.00**

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.212(a)(1): One or more methods of machine guarding was not provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks:

- a) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about April 10, 2024, at Wig Wag 1 machine, where the gate for the fence was not secured to prevent entry into a hazardous area. To abate this hazard, the employer must ensure that the gate at Wig Wag 1 machine is secured.
- b) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 15, 2024, at ASRS, Kiosk 4 labeled 160-EP-026, where 44-inches of the fencing was missing and the temporary portable fence was not secured to prevent entry into a hazardous area. To abate this hazard, the employer must ensure that ASRS, Kiosk 4 labeled 160-EP-026 is adequately guarded.
- c) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 16, 2024, at Tug 1, where there was an opening of approximately 13-inches long by 27- inches high along the fence that allows entry into a hazardous area. To abate this hazard, the employer must ensure that TUG 1 is adequately guarded.
- d) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 16, 2024, at Tug 2, where there was an opening of approximately 13-inches long by 27- inches high along the fence that allows entry into a hazardous area. To abate this hazard, the employer must ensure that TUG 2 is adequately guarded.
- e) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 16, 2024, at Tug 3, where there was an opening of approximately 13-inches long by 27- inches high along the fence that allows entry into a hazardous area. To abate this hazard, the employer must ensure that TUG 3 is adequately guarded.
- f) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 16, 2024, at Tug 4, where there was an opening of approximately 13-inches long by 27- inches high along the fence the allows entry into a hazardous area. To abate this hazard, the employer must ensure that TUG 4 is adequately guarded.

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

g) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 16, 2024, at Tug 5, where there was an opening of approximately 13-inches long by 27- inches high along the fence that allows entry into a hazardous area. To abate this hazard, the employer must ensure that TUG 5 is adequately guarded.

h) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about May 16, 2024, at Tug 6, where there was an opening of approximately 13-inches long by 27- inches high along the fence that allows entry into a hazardous area. To abate this hazard, the employer must ensure that TUG 6 is adequately guarded.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by and caught-in hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	November 22, 2024
Proposed Penalty:	\$11,524.00

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.147(c)(7)(i)(A): Authorized employee(s) did not receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control:

a) The employer fails to ensure effective measures to prevent struck-by and caught-in hazards as demonstrated on or about April 7, 2024 to May 23, 2024 at machines including but not limited to Wig Wag 1, APEX machines 1-4, and Curing lines A through F where operators engage in servicing and maintenance activities such as, but not limited to clearing jams, cleaning equipment, and changing bladders. To abate this hazard, the employer must ensure operators are trained as an authorized employee.

Kumho Tire Georgia, LLC was previously cited for a violation of this occupational safety and health standard 1910.147(c)(7)(i)(A), which was contained in OSHA inspection number 1364702, citation number 2, item number 3 and was affirmed as a final order on 6/17/2019 with respect to a workplace located at 3051 Kumho Parkway Macon, Georgia 31216.

Kumho Tire Georgia, LLC was previously cited for a violation of this occupational safety and health standard 1910.147(c)(7)(i)(A), which was contained in OSHA inspection number 1196140, citation number 1, item number 3 and was affirmed as a final order on 6/30/2017, with respect to a workplace located at 3051 Kumho Parkway Macon, Georgia 31216.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by, caught-in, and thermal burn hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

October 31, 2024

Proposed Penalty:

\$161,310.00

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: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.144(a)(3): Physical hazards such as: Striking against, stumbling, falling, tripping, and "caught in between" were not marked in yellow to designate caution.

a) The employer fails to ensure effective measures to prevent struck-by hazards as demonstrated on or about May 15, 2024 throughout the plant to include but not limited to the Apex 1-4 machines where employees working at or near and entering into the rotating carousel of the Apex lines, performing tasks such as but not limited to loading beads onto the rotating carousel where yellow warning lines were not present to show the hazardous area to which the workers entered. To abate this hazard, the employer must ensure warning lines are painted on the floor at the Apex.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from struck-by hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	November 22, 2024
Proposed Penalty:	\$0.00



Citation and Notification of Penalty

Company Name: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216

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

29 CFR 1910.147(c)(5)(ii): Lockout devices and tagout devices were not singularly identified and Lockout devices were utilized for other purposes than controlling energy:

- a) The employer fails to ensure effective measures to prevent caught-in and stuck-by hazards as demonstrated on or about May 15, 2024 at the Auto Storage & Retrieval (ASRS) where employees used a Lockout lock identified as "GM Jungh" to keep the West gate locked, with the line in full operation, not for lockout purposes. To abate this hazard, the employer must ensure that all Lockout locks are singularly identified and used only for Lockout purposes.
- b) The employer fails to ensure effective measures to prevent caught-in and stuck-by hazards as demonstrated on or about May 15, 2024 at the Auto Storage & Retrieval (ASRS) where employees used a Lockout lock identified as "1 HP" to keep the East gate locked, with the line in full operation, not for lockout purposes. To abate this hazard, the employer must ensure that all Lockout locks are singularly identified and used only for Lockout purposes.

Pursuant to 29 CFR 1903.19, the employer must submit documents describing the measures it is taking to ensure compliance, including an explanation of how these steps protect its employees from amputation hazards.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: November 22, 2024
Proposed Penalty: \$0.00

(for) **Joshua W. Turner**
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
2296 Henderson Mill Road
Suite 200
Atlanta, GA 30345



**INVOICE /
DEBT COLLECTION NOTICE**

Company Name: Kumho Tire Georgia, Inc., dba Kumho Tire
Inspection Site: 3051 Kumho Pkwy, Macon, GA 31216
Issuance Date: 10/04/2024

Summary of Penalties for Inspection Number: 1740802

Citation 1 Item 1, Serious	\$11,524.00
Citation 1 Item 2, Serious	\$11,524.00
Citation 1 Item 3a, Serious	\$16,131.00
Citation 1 Item 3b, Serious	\$0.00
Citation 1 Item 4a, Serious	\$16,131.00
Citation 1 Item 4b, Serious	\$0.00
Citation 1 Item 5a, Serious	\$16,131.00
Citation 1 Item 5b, Serious	\$0.00
Citation 1 Item 6a, Serious	\$16,131.00
Citation 1 Item 6b, Serious	\$0.00
Citation 1 Item 7, Serious	\$11,524.00

Citation 1 Item 8, Serious	\$11,524.00
Citation 2 Item 1, Repeat - Serious	\$161,310.00
Citation 3 Item 1, Other-than-Serious	\$0.00
Citation 3 Item 2, Other-than-Serious	\$0.00

TOTAL PROPOSED PENALTIES: **\$271,930.00**

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

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

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

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

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

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

Administrative Costs: Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its

attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.

(for) Joshua W. Turner

Area Director

Date