

U.S. Department of Labor
Occupational Safety and Health Administration
365 Smoke Tree Plaza
North Aurora, IL 60542
Phone: (630) 896-8700 FAX: (630) 892-2160



Citation and Notification of Penalty

To:
Haasbach, L.L.C.
and its successors
6891 North Stagecoach Trail
Warren, IL 61087

Inspection Number: 314037433
Inspection Date(s): 07/28/2010 - 01/21/2011
Issuance Date: 01/24/2011

Inspection Site:
10650 Mill Road
Mt. Carroll, IL 61053

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 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. **The penalty dollar amounts need not be posted and may be marked out or covered up prior to posting.**

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may meet with the Area Director during the 15 working day contest period. 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). Please call immediately if you wish to schedule a conference.

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 page 5 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.

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

Abatement Certification - For violations which you do not contest, you should notify the U.S. Department of Labor Area Office promptly that you have taken appropriate corrective action within the time frame set forth on this Citation. Please send to the Area Office abatement certification or documentation as indicated on the citation.

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.

Internet Citation History - 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 your inspection will be available 30 calendar days after the Citation Issuance Date. 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.

ABATEMENT CERTIFICATION

Kathy Webb, Area Director
U.S. Department of Labor - OSHA

365 SMOKE TREE PLAZA
North Aurora, IL 60542-1798
Phone: (630)896-8700

Haasbach, L.L.C.
6891 North Stagecoach Trail
Warren, IL 61087

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____, Item _____ was corrected on _____
by the following action: _____

Write a brief description of corrective action

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____, Item _____ was corrected on _____
by the following action: _____

Write a brief description of corrective action

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____, Item _____ was corrected on _____
by the following action: _____

Write a brief description of corrective action

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____, Item _____ was corrected on _____
by the following action: _____

Write a brief description of corrective action

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

Signature

Typed or Printed Name



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 01/24/2011. The conference will be held at the OSHA office located at 365 Smoke Tree Plaza, North Aurora, IL, 60542-1798 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.132(d)(1): The employer did not assess the workplace to determine if hazards are present, or are likely to be present, which necessitate the use of personal protective equipment (PPE).

On or about July 28, 2010, Haasbach, L.L.C. did not assess the workplace to determine if hazards existed that required personal protective equipment. The workplace known as storage bin number 9, where employees were required to work in stored corn, posed an engulfment hazard.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:	02/11/2011
Proposed Penalty:	\$ 4200.00

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

29 CFR 1910.132(f)(1): The employer did not provide training to each employee who was required to wear personal protective equipment (PPE) on: (1) When PPE is necessary; (2) What PPE is necessary; (3) How to properly don, doff, adjust, and wear PPE; (4) the limitations of the PPE; and (5) the proper care, maintenance, useful life and disposal of the PPE.

On or about July 28, 2010, Haasbach, L.L.C. did not provide training to each employee who was required to wear a body harness and life line when entering grain bins. Such training did not include: when body harnesses and life lines are required; how to properly don, adjust, and wear body harnesses and life lines; the limitations of body harnesses and life lines; and the proper care and maintenance of body harnesses and life lines.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:	02/11/2011
Proposed Penalty:	\$ 4200.00

See pages 1 through 5 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.134(c)(1): In any workplace where respirators are necessary to protect the health of the employees or whenever respirators are required by the employer, the employer did not establish and implement a written respiratory protection program with work site specific procedures. The program shall include applicable provisions (i) through (ix) of this section:

On or about July 28, 2010, Haasbach, L.L.C. required employees to use respirators to protect their health from grain dust without the development of a respiratory protection program that included: procedures for selecting respirators for use in the workplace, fit testing procedures, procedures for proper use of respirators, and procedures for regularly evaluating the effectiveness of the program.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00

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

29 CFR 1910.145(c)(2)(i) Caution signs were not used to warn against potential hazards or to caution against unsafe practices:

On July 28, 2010, Haasbach, L.L.C. did not post caution signs warning employees of the hazards associated with grain bin entry or the requirement of a bin entry permit.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(d): The employer did not develop and implement an emergency action plan meeting the requirements contained in 29 CFR 1910.38:

On or about July 28, 2010, Haasbach, L.L.C. did not develop or implement an emergency action plan for employees entering and working in bin number 9.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00

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

29 CFR 1910.272(e)(1): The employer did not provide training to employees at least annually and when changes in job assignments would expose them to new hazards in the grain handling facilities:

On or about July 28, 2010, Haasbach, L.L.C. did not provide training to current employees and new employees in general safety practices and specific procedures such as preventative maintenance procedures and lockout/tagout procedures.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(g)(1)(i): The employer did not issue a permit for entering bins, silos or tanks in the grain handling facility before the employees entered the bins, silos, or tanks:

- a) On or about July 28, 2010, Haasbach, L.L.C. did not issue a permit for entry into corn storage bin number 9.
- b) On or about July 28, 2010, Haasbach, L.L.C. did not issue a permit for entry into corn storage bin number 13.
- c) On or about July 26, 2010, Haasbach, L.L.C. did not issue a permit for entry into corn storage bin number 13.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00

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

29 CFR 1910.272(g)(3): In the grain handling facility an observer, equipped to provide assistance, was not stationed outside the bin, silo, or tank being entered by an employee:

On or about July 28, 2010, Haasbach, L.L.C. required employees to work in corn storage bin number 9 without an observer equipped to provide assistance being stationed outside the bin.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00

See pages 1 through 5 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(g)(4): The employer of the grain handling facility did not provide equipment for rescue operations, which was specifically suited for the bin, silo, or tank being entered:

On or about July 28, 2010, Haasbach, L.L.C. required employees to work in corn storage bin number 9 without providing rescue equipment to be used in grain bin rescue.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:	02/11/2011
Proposed Penalty:	\$ 4200.00

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

29 CFR 1910.272(g)(6): Employees at the grain handling facility entered bins, silos, or tanks underneath a bridging condition, or where a buildup of grain products on the side could fall and bury them:

On or about July 27, 2010, Haasbach, L.L.C. required employees to remove adhered corn from the interior walls of storage bin number 9. This buildup of corn, moldy corn, and partially decayed corn adhered to the interior bin sides posed an engulfment hazard as employees moved this non-flowing grain.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:	02/11/2011
Proposed Penalty:	\$ 4200.00



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(m)(3): A certification record maintained of each inspection by the employer in the grain facility was not in accordance with 29 CFR 1910.272(m)(1):

On or about July 28, 2010, Haasbach, L.L.C. did not certify any record of any inspection of mechanical equipment in the grain facility.

Abatement documentation is required of this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00

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

29 CFR 1910.272(m)(4): The employer did not implement procedures in the grain handling facility for the use of tags and locks which would prevent the inadvertent application of energy or motion to equipment being repaired, serviced, or adjusted, which could result in employee injury:

On or about July 24, 2010, Haasbach, L.L.C. did not implement procedures to deenergize and prevent the operation of the electrical-mechanical bottom conveyor system of corn storage bin number 9 that was being repaired.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 4200.00



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(e)(2): Employees assigned special tasks in the grain handling facility, such as bin entry and handling of flammable or toxic substances, were not provided training to perform these tasks safety:

On July 27, 2010 and July 28, 2010, Haasbach, L.L.C. did not train employee number 1 in safe work practices such as bin entry permits and deenergizing equipment while working inside a grain storage structure. Additionally, the employee was not trained regarding the hazards of engulfment associated with the prohibited practice of walking down grain, the prohibited practice of working on moving grain, or the required use of personal protective equipment such as body harnesses and life lines while working in shelled corn stored in bin number 9.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00

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

29 CFR 1910.272(e)(2): Employees assigned special tasks in the grain handling facility, such as bin entry and handling of flammable or toxic substances, were not provided training to perform these tasks safety:

On July 27, 2010 and July 28, 2010, Haasbach, L.L.C. did not train employee number 2 in safe work practices such as bin entry permits and deenergizing equipment while working inside a grain storage structure. Additionally, the employee was not trained regarding the hazards of engulfment associated with the prohibited practice of walking down grain, the prohibited practice of working on moving grain, or the required use of personal protective equipment such as body harnesses and life lines while working in shelled corn stored in bin number 9.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00

See pages 1 through 5 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(e)(2): Employees assigned special tasks in the grain handling facility, such as bin entry and handling of flammable or toxic substances, were not provided training to perform these tasks safety:

On July 27, 2010 and July 28, 2010, Haasbach, L.L.C. did not train employee number 3 in safe work practices such as bin entry permits and deenergizing equipment while working inside a grain storage structure. Additionally, the employee was not trained regarding the hazards of engulfment associated with the prohibited practice of walking down grain, the prohibited practice of working on moving grain, or the required use of personal protective equipment such as body harnesses and life lines while working in shelled corn stored in bin number 9.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:	02/11/2011
Proposed Penalty:	\$ 42000.00

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

29 CFR 1910.272(e)(2): Employees assigned special tasks in the grain handling facility, such as bin entry and handling of flammable or toxic substances, were not provided training to perform these tasks safety:

On July 27, 2010 and July 28, 2010, Haasbach, L.L.C. did not train employee number 4 in safe work practices such as bin entry permits and deenergizing equipment while working inside a grain storage structure. Additionally, the employee was not trained regarding the hazards of engulfment associated with the prohibited practice of walking down grain, the prohibited practice of working on moving grain, or the required use of personal protective equipment such as body harnesses and life lines while working in shelled corn stored in bin number 9.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated:	02/11/2011
Proposed Penalty:	\$ 42000.00

See pages 1 through 5 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(g)(1)(ii): Prior to entry, all mechanical, electrical, hydraulic, and pneumatic equipment which presented a danger to employees inside bins, silos, or tanks in the grain handling facility were not deenergized and were not disconnected, locked-out and tagged, blocked off, or prevented from operating by other means or methods:

On July 27, 2010, Haasbach, L.L.C. did not deenergize and prevent from operating the electrical-mechanical bottom conveyor system for corn storage bin number 9 prior to employee entry into that same bin.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00

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

29 CFR 1910.272(g)(1)(ii): Prior to entry, all mechanical, electrical, hydraulic, and pneumatic equipment which presented a danger to employees inside bins, silos, or tanks in the grain handling facility were not deenergized and were not disconnected, locked-out and tagged, blocked off, or prevented from operating by other means or methods:

On July 28, 2010, Haasbach, L.L.C. did not deenergize and prevent from operating the electrical-mechanical bottom conveyor system for corn storage bin number 9 prior to employee entry into that same bin.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(g)(1)(iv): "Walking down grain" and similar practices where an employee walked on the grain to make it flow within or out from a grain storage structure, or where an employee was on moving grain, was not prohibited.

On July 27 and 28, 2010, Haasbach, L.L.C. required employees to manually move corn to flow points with shovels while walking on moving corn in storage bin number 9.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00

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

29 CFR 1910.272(g)(2): When entering the grain handling facility bins, silos, or tanks from the top, employees did not wear a body harness with lifeline, or use a boatswain's chair that met the requirements of Subpart D, 29 CFR 1910.28(j):

On July 27 and 28, 2010, Haasbach, L.L.C. required employee #1, without a body harness and lifeline, to work in corn storage bin number 9 where engulfment hazards existed.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

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

29 CFR 1910.272(g)(2): When entering the grain handling facility bins, silos, or tanks from the top, employees did not wear a body harness with lifeline, or use a boatswain's chair that met the requirements of Subpart D, 29 CFR 1910.28(j):

On July 27 and 28, 2010, Haasbach, L.L.C. required employee #2, without a body harness and lifeline, to work in corn storage bin number 9 where engulfment hazards existed.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00

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

29 CFR 1910.272(g)(2): When entering the grain handling facility bins, silos, or tanks from the top, employees did not wear a body harness with lifeline, or use a boatswain's chair that met the requirements of Subpart D, 29 CFR 1910.28(j):

On July 27 and 28, 2010, Haasbach, L.L.C. required employee #3, without a body harness and lifeline, to work in corn storage bin number 9 where engulfment hazards existed.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

Citation 2 Item 11 Type of Violation: **Willful**

29 CFR 1910.272(g)(2): When entering the grain handling facility bins, silos, or tanks from the top, employees did not wear a body harness with lifeline, or use a boatswain's chair that met the requirements of Subpart D, 29 CFR 1910.28(j):

On July 27 and 28, 2010, Haasbach, L.L.C. required employee #4, without a body harness and lifeline, to work in corn storage bin number 9 where engulfment hazards existed.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00

Citation 2 Item 12 Type of Violation: **Willful**

29 CFR 1910.272(g)(2): When entering the grain handling facility bins, silos, or tanks from the top, employees did not wear a body harness with lifeline, or use a boatswain's chair that met the requirements of Subpart D, 29 CFR 1910.28(j):

On July 27 and 28, 2010, Haasbach, L.L.C. required employee #5, without a body harness and lifeline, to work in corn storage bin number 9 where engulfment hazards existed.

Abatement documentation is required for this item in accordance with the requirements of 29 CFR 1903.19(d).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 42000.00

See pages 1 through 5 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053

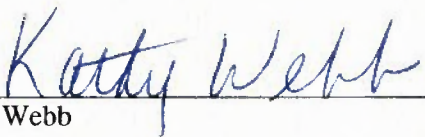
Citation 3 Item 1 Type of Violation: **Other**

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:

On or about July 28, 2010, Haasbach, L.L.C. did not develop, implement or maintain a hazard communication program.

Abatement certification is required for this item in accordance with the requirements of 29 CFR 1903.19(c).

Date By Which Violation Must be Abated: 02/11/2011
Proposed Penalty: \$ 600.00



Kathy Webb
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
365 Smoke Tree Plaza
North Aurora, IL 60542-1798
Phone: (630) 896-8700 FAX: (630) 892-2160



INVOICE/ DEBT COLLECTION NOTICE

Company Name: Haasbach, L.L.C.
Inspection Site: 10650 Mill Road, Mt. Carroll, IL 61053
Issuance Date: 01/24/2011

Summary of Penalties for Inspection Number 314037433

Citation 1, Serious	= \$	50400.00
Citation 2, Willful	= \$	504000.00
Citation 3, Other	= \$	600.00
TOTAL PROPOSED PENALTIES	= \$	555000.00

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.

OSHA does not agree to any restrictions or conditions put on any check or money order 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 2 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 4%. 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.

Kathy Webb
Kathy Webb
Area Director

1/24/2011
Date

Corrective action, taken by you for each alleged violation should be submitted to this office on or about the abatement dates indicated on the Citation and Notification of Penalty.

If the hazards itemized on this citation(s) are not abated/corrected and a follow-up inspection is conducted, your establishment may receive a Failure to Abate Citation for the uncorrected hazards with subsequent additional monetary penalties of up to thirty (30) times the original penalty amount of the uncorrected hazards.