

U.S. Department of Labor

Occupational Safety and Health Administration
1141 Montlimar Drive
Suite 1006
Mobile, AL 36609
Phone: 251-441-6131 Fax: 251-441-6396



Citation and Notification of Penalty

To:

Dudley Lumber Company, Inc.
P.O. BOX 7
Salem, AL 36874

Inspection Number: 1235518

Inspection Date(s): 05/24/2017 - 05/25/2017

Issuance Date: 11/17/2017

Inspection Site:

8575 HWY 280 East
Salem, AL 36874

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. 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 on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type “OSHA” and click Go. From the results, click on **OSHA Penalty Payment Form**. 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 11/17/2017. The conference will be held by telephone or at the OSHA office located at 1141 Montlimar Drive, Suite 1006, Mobile, AL 36609 on _____ at _____.

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

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 1235518

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874
Issuance Date: 11/17/2017

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, 1141 Montlimar Drive, Suite 1006, Mobile, AL 36609**

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed:

a) Saw Mill and Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to potential hazardous energies in that the employer failed to conduct the required periodic inspection of the energy control procedures for machinery with multiple energy sources which includes but is not limited to the Gang Saw, Debarker / Cut up System, and Planer Mill Trim Saw. Employees were required to work on these machines with procedures that had not been audited periodically as required by the standard so that any deviations or inadequacies would be discovered and corrected.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/28/2017
Proposed Penalty:	\$8963.00

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: 1235518
Inspection Date(s): 05/24/2017 - 05/25/2017
Issuance Date: 11/17/2017



Citation and Notification of Penalty

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.147(f)(3)(ii)(D): Each authorized employee did not affix a personal lockout or tagout device to the group lockout device before working on the machine or equipment:

a) Saw Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to potential hazardous energies in that employees were required to work on the Gang Saw together without all employees applying a personal lockout device on the energy control lockout point(s).

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

11/28/2017
\$8963.00

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: 1235518
Inspection Date(s): 05/24/2017 - 05/25/2017
Issuance Date: 11/17/2017



Citation and Notification of Penalty

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.212(a)(3)(ii): The point of operation of machines whose operation exposed an employee to injury was not guarded:

a) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to operate a Hitachi Compound Miter Saw with a broken blade guard.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/28/2017
\$8963.00

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: 1235518
Inspection Date(s): 05/24/2017 - 05/25/2017
Issuance Date: 11/17/2017



Citation and Notification of Penalty

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.219(f)(3): Sprocket wheels and chains which were seven -7 feet or less above floors or platforms were not enclosed:

a) Planer Mill - Sorting Table; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work within two feet of an unguarded rotating exposed chain and sprockets on the sorting table that were located less than one foot to the floor.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/30/2017
\$8963.00

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: 1235518
Inspection Date(s): 05/24/2017 - 05/25/2017
Issuance Date: 11/17/2017



Citation and Notification of Penalty

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.303(b)(1)(viii): Electrical equipment was not free from recognized hazards based on other factors that contribute to the practical safeguarding of persons using or likely to come in contact with the equipment:

a) Planer Mill - Pull chain before Strapper; On or about May 24, 2017 and at times prior thereto the employer exposed employees to electrical hazards in that employees were required to walk and work around an electric motor that had its wire connection box broken off exposing the motors electrical conductors to damage.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/28/2017
\$8963.00

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.22(a)(1): All places of employment, passageways, storerooms or service rooms were not kept clean and orderly or in a sanitary condition.

a) Saw Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to slip, trip, and possible fire hazards in that employees were required to walk and work in an area that had used oil bottles, paper boxes, saw dust, cloth and other trash piled up.

Dudley Lumber Company, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.22(a)(1), which was contained in OSHA inspection number 784181, citation number 2, item number 1 and was affirmed as a final order on December 19, 2012, with respect to a workplace East Alabama Lumber Company, Inc. located at 910 9th Avenue SE, Layfayette AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

11/28/2017
\$14341.00

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.147(c)(7)(i)(B): Affected employees were not instructed in the purpose and use of the energy control procedure:

a) Saw Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to potentially hazard energy sources in that employees were not provided training in lock out tag out as an affected employee which explained the purpose and use of energy control procedures on equipment.

Dudley Lumber Company, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.147(c)(7)(i), which was contained in OSHA inspection number 934646, citation number 1, item number 5 and was affirmed as a final order on March 4, 2014, with respect to a workplace located at 8575 Hwy 280 East, Salem AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/30/2017
Proposed Penalty:	\$17927.00

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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 3 a Type of Violation: **Repeat**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o):

- a) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around an air compressor that had unguarded pulleys.
- b) Saw Mill - underneath / bottom floor; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around a bark belt vibrator motor that had unguarded pulleys.
- c) Saw Mill - underneath / bottom floor; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around a chip belt vibrator motor (middle of the saw mill area) that had unguarded pulleys.

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

d) Saw Mill - underneath / bottom floor; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around a chip belt vibrator motor (back of the saw mill area closest to train) that had unguarded pulleys.

Dudley Lumber Company, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.219(d)(1), which was contained in OSHA inspection number 934646, citation number 1, item number 8/a and was affirmed as a final order on March 4, 2014, with respect to a workplace located at 8575 Hwy 280 East, Salem AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/30/2017
Proposed Penalty:	\$35854.00



Citation and Notification of Penalty

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

Citation 2 Item 3 b Type of Violation: **Repeat**

29 CFR 1910.219(e)(1)(i): Horizontal belts which had both runs seven feet or less from the floor level were not guarded with a guard that extended to at least fifteen inches above the belt:

- a) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around an air compressor that had unguarded belts.
- b) Saw Mill - underneath / bottom floor; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around a bark belt vibrator motor that had unguarded belts.
- c) Saw Mill - underneath / bottom floor; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around a chip belt vibrator motor (middle of the saw mill area) that had unguarded belts.
- d) Saw Mill - underneath / bottom floor; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to walk and work around a chip belt vibrator motor (back of the saw mill area closest to train) that had unguarded belts.

Dudley Lumber Company, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.219(e)(3)(i), which was contained in OSHA inspection number 934646, citation number 1, item number 8/b and was affirmed as a final order on March 4, 2014, with respect to a workplace located at 8575 Hwy 280 East, Salem AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

11/30/2017

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.265(c)(18)(i): Construction, operation, and maintenance of conveyors was not in accordance with American National Standard B20.1-1957, which is incorporated by reference as specified in Part 1910.6: Section 6 Design Features and Section 602 Pulleys, Sprockets, Sheaves, Drums, Blocks.

- a) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded chain and sprockets on the conveyor at the Roll Take Line.
- b) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded chain and sprockets on the conveyor at the Hydraulic Strapper Line.
- c) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded chain and sprockets on the conveyor at the rollers to the Hydraulic Strapper Line.
- d) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded chain and sprockets on the conveyor at the first chain on the Stacker Line.
- e) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded chain and sprockets on the conveyor at the pull chain before the Hydraulic Strapper Line.
- f) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded protruding shaft with an open keyway on the conveyor rollers near the Hydraulic Strapper Line.
- g) Saw Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded belt and pulleys on 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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

Return Belt to the Edger.

h) Saw Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded belt and pulleys on the Incline Belt from the Head Rig.

i) Saw Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around unguarded chain and sprockets on the Infeed to the Sharp Chain Conveyor.

j) Saw Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to amputation hazards in that employees were required to work around protruding unguarded shaft with a keyway while sorting boards near the incline belt.

Dudley Lumber Company, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 1910.265(c)(18)(i), which was contained in OSHA inspection number 934646, citation number 1, item number 10 and was affirmed as a final order on March 4, 2014, with respect to a workplace located at 8575 Hwy 280 East, Salem AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

11/30/2017
\$25097.00

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.303(g)(2)(i): Live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by approved cabinets of other forms of approved enclosures, or other means listed under this provision:

a) Planer Mill - near Strapper; On or about May 24, August 28, 2013 and at times prior thereto the employer exposed employees to electrical hazards in that employees were required to walk and work around a hydraulic power unit with an electrical cover removed exposing live 480 volt AC 3 phase.

Dudley Lumber Company, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.303(g)(2)(i), which was contained in OSHA inspection number 934646, citation number 1, item number 12 and was affirmed as a final order on March 4, 2014, with respect to a workplace located at 8575 Hwy 280 East, Salem AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/28/2017
Proposed Penalty:	\$17927.00

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.305(b)(2)(i): Each outlet box in completed installations did not have a cover, faceplate, or fixture canopy:

- a) Planer Mill - First chain on the stacker; On or about May 24, 2017 and at times prior thereto, the employer exposed employees to electrical hazards in that employees were allowed to walk/work around a motor connection box with a missing cover which exposed the electrical conductors.
- b) Planer Mill - Near the planer; On or about May 24, 2017 and at times prior thereto, the employer exposed employees to electrical hazards in that employees were required to walk/work around a motor connection box with a missing cover which exposed the electrical conductors.
- c) Saw Mill - near the incline belt from the head rig; On or about May 24, 2017 and at times prior thereto, the employer exposed employees to electrical hazards in that employees were required to walk/work around a motor connection box with a missing cover which exposed the electrical conductors.

Dudley Lumber Company, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard 29 CFR 1910.305(b)(2)(i), which was contained in OSHA inspection number 934646, citation number 2, item number 5 and was affirmed as a final order on March 4, 2014, with respect to a workplace located at 8575 Hwy 280 East, Salem AL.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/28/2017
Proposed Penalty:	\$3586.00

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: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

29 CFR 1910.305(b)(1)(i): Conductors entering cutout boxes, cabinets, or fittings were not protected from abrasions:

a) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to electrical hazards in that employees were required to walk and work around exposed electrical conductors entering a motor connector box on the Roll Take Line that was not protected from abrasion.

b) Planer Mill; On or about May 24, 2017 and at times prior thereto the employer exposed employees to electrical hazards in that employees were required to walk and work around exposed electrical conductors pulled loose from conduit near the rollers that go to the strapper; these conductors were not protected from abrasion.

Date By Which Violation Must be Abated:
Proposed Penalty:

11/28/2017
\$0.00



Citation and Notification of Penalty

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874

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

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

a) Saw Mill - underneath / bottom floor; On or about May 24, 2017 and at times prior thereto the employer exposed employees to electrical hazards in that employees were required to walk and work around an LB conduit body near the chip belt vibrator motor (back of the saw mill area closest to train) that had an unused opening not effectively closed.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

11/30/2017
\$0.00



Joseph Roesler
Area Director

U.S. Department of Labor
Occupational Safety and Health Administration
1141 Montlimar Drive
Suite 1006
Mobile, AL 36609
Phone: 251-441-6131 Fax: 251-441-6396



INVOICE / DEBT COLLECTION NOTICE

Company Name: Dudley Lumber Company, Inc.
Inspection Site: 8575 HWY 280 East, Salem, AL 36874
Issuance Date: 11/17/2017

Summary of Penalties for Inspection Number	1235518
Citation 1, Serious	\$44815.00
Citation 2, Repeat	\$114732.00
Citation 3, Other-than-Serious	\$0.00
TOTAL PROPOSED PENALTIES	\$159547.00

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 on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. 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 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 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.



Joseph Roesler
Area Director

11/17/2017

Date