



Citation and Notification of Penalty

To:
Total Remodeling Services LLC
and its successors
244 River Road
Shelton, CT 06484

Inspection Number: 123287484
Inspection Date(s): 04/29/2011-04/29/2011
Issuance Date: 10/28/2011

Inspection Site:
15 Denise Drive
Stratford, CT 06615

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 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 page 4 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.

Notification of Corrective Action - For each violation which you do not contest, you must notify the Area Director of the Bridgeport OSHA Area Office, by letter, within 10 calendar days after each abatement date, that you have taken appropriate corrective action within the time frame set forth on this Citation. Where the citation indicates that *abatement certification* is necessary, only the abatement method and date when abatement occurred are required. Where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, etc., verifying that abatement has occurred is required. The abatement 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.

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, but not sooner than 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.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 10/28/2011. The conference will be held at the OSHA office located at 1057 Broad Street, Bridgeport, CT, 06604 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.



Citation and Notification of Penalty

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

29 CFR 1926.1053(b)(11): The employer does not protect employees who use portable ladders for access to upper landing surfaces by ensuring that the ladder(s) are not moved, shifted, or extended while occupied:

WORKSITE: This violation was most recently substantiated through employee interviews on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT, where a Werner 32-foot aluminum extension ladder was used by employees to access the roof and the ladder was extended to the roof by pushing the upper section with a hand while the employee was occupying the ladder.

To abate this violation, the employer must ensure that all "extension" ladders used to gain access to upper levels be properly equipped with the appropriate parts to setup and extend the ladder into a safe position.

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated within 10 days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/07/2011
Proposed Penalty:	\$ 3300.00



Citation and Notification of Penalty

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

29 CFR 1926.501(b)(13): The employer does not protect employee(s) engaged in residential construction activities 6 feet or more above a lower level from falling to that level:

WORKSITE: This violation was most recently observed on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT where guardrail systems, safety net systems, or personal fall arrest systems were not provided on a 5 in 12 pitched roof, exposing employees to falls between 15 and 22 feet.

Total Remodeling LLC has been previously cited for this practice, as described below.

Total Remodeling Services LLC was previously cited for a Serious violation of this occupational safety and health standard (29 CFR 1926.501 (b) (13)), which was contained in OSHA inspection number 109174607, citation number 1, item number 1, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, Ct.

Total Remodeling Services LLC was previously cited for a Repeat violation of this occupational safety and health standard (29 CFR 1926.501 (b) (13)), which was contained in OSHA inspection number 109177717, citation number 2, item number 1, affirmed as a final order on 9/22/2010, with respect to a workplace located at 642 Naugatuck Avenue, Milford, CT.

Total Remodeling Services LLC dba Total Remodeling Services LLC was previously cited for a Repeat violation of this occupational safety and health standard (29 CFR 1926.501 (b) (13)), which was contained in OSHA inspection number 109178269, citation number 2, item number 1, affirmed as a final order on 5/27/2011, with respect to a workplace located at 226-228 Oak Street, Bridgeport, CT.

To abate this violation, the employer must ensure that equipment necessary to protect employees against falls from roofs is available at it's worksites and that such equipment is used to protect all employees who work of roofs more than 6 feet above a lower level from falling to that lower level.

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated within 10 calendar days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/07/2011
Proposed Penalty:	\$ 42000.00

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: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

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

29 CFR 1926.503(a)(1): The employer does not provide a training program for each employee who might be exposed to fall hazards:

WORKSITE: This violation was most recently substantiated through employee interviews on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT where a lack of training was evidenced by employees exposed to fall hazards between 15 and 22 feet to the ground while engaged in residential roofing activities on a 5 in 12 pitched roof.

Total Remodeling LLC was previously cited for this practice, as described below.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.503 (a) (1)}, which was contained in OSHA inspection number 109174607, citation number 1, item number 2a, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, Ct.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.503 (a) (1)}, which was contained in OSHA inspection number 109177717, citation number 2, item number 2, affirmed as a final order on 9/22/2010, with respect to a workplace located at 642 Naugatuck Avenue, Milford, CT.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.503 (a) (1)}, which was contained in OSHA inspection number 109178269, citation number 2, item number 2, affirmed as a final order on 5/27/2011, with respect to a workplace located at 226-228 Oak Street, Bridgeport, CT.

To abate this violation, the employer must ensure that a training program shall enable each employee to recognize the hazards of falling and shall train each employee in the procedures to be followed in order to eliminate or minimize these hazards.

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: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated within 10 calendar days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/16/2011
Proposed Penalty:	\$ 36300.00



Citation and Notification of Penalty

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

29 CFR 1926.1060(a): The employer does not provide a training program for each employee who uses portable ladders:

WORKSITE: This violation was most recently substantiated through employee interviews on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT where a lack of training was evidenced by employees using portable extension ladders to access upper working level with a potential fall distance up to 20 feet while engaged in residential roofing activities on a 5 in 12 pitched roof.

Total Remodeling LLC has been previously cited for this practice, as described below.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1060 (a)}, which was contained in OSHA inspection number 109174607, citation number 1, item number 2b, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, Ct.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1060 (a)}, which was contained in OSHA inspection number 109177717, citation number 2, item number 6, affirmed as a final order on 9/22/2010, with respect to a workplace located at 642 Naugatuck Avenue, Milford, CT.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (22)}, which was contained in OSHA inspection number 109178269, citation number 2, item number 7, affirmed as a final order on 5/27/2011, with respect to a workplace located at 226-228 Oak Street, Bridgeport, CT.

To abate this violation, the employer must ensure that a training program shall enable each employee to recognize the hazards associated with the type of ladder being used and shall train each employee in the procedures to be followed in order to eliminate or minimize these hazards.

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated within 10 calendar days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/16/2011

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: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

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

29 CFR 1926.1053(b)(22): The employer does not protect employees who use portable ladders to carry objects or loads that could cause them to lose balance and fall up to 20 feet.

WORKSITE: This violation was most recently substantiated through employee interviews on 4/29/2011, at a worksite at 15 Denise Drive, Stratford, CT, where employees were climbing the ladders while carrying rolls of underlayment and bundles of shingles.

Total Remodeling LLC has been previously cited for this practice, as described below.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (22)}, which was contained in OSHA inspection number 109174607, citation number 1, item number 7, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, Ct.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (22)}, which was contained in OSHA inspection number 109177717, citation number 2, item number 4, affirmed as a final order on 9/22/2010, with respect to a workplace located at 642 Naugatuck Avenue, Milford, CT.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (22)}, which was contained in OSHA inspection number 109178269, citation number 2, item number 6, affirmed as a final order on 5/27/2011, with respect to a workplace located at 226-228 Oak Street, Bridgeport, CT.

To abate this violation, the employer must ensure that each employee climbing a ladder must maintain at least three points of contact with the ladder at all times while ascending/descending the ladder.

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated with 10 calendar days it receives the citation.

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: 123287484
Inspection Dates: 04/29/2011 - 04/29/2011
Issuance Date: 10/28/2011



Citation and Notification of Penalty

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/07/2011
Proposed Penalty:	\$ 42000.00

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: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

29 CFR 1926.1053(b)(1): The employer does not protect employees who use portable ladders for access to an upper landing surface by ensuring that the ladder's side rails extend at least 3 feet (0.9 m) above the upper landing surface to which the ladder was used to gain access.

WORKSITE: This violation was most recently observed on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT, where the side rails of a Werner 32 foot aluminum extension ladder that was used for access to a 5 in 12 pitch roof, approximately 21 feet above the ground, were not extended at least 3 feet above the roof.

Total Remodeling LLC has been previously cited for this practice, as described below.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (1)}, which was contained in OSHA inspection number 109174607, citation number 1, item number 3, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, Ct.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (1)}, which was contained in OSHA inspection number 109177717, citation number 2, item number 3, affirmed as a final order on 9/22/2010, with respect to a workplace located at 642 Naugatuck Avenue, Milford, CT.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (1)}, which was contained in OSHA inspection number 109178269, citation number 2, item number 3, affirmed as a final order on 5/27/2011, with respect to a workplace located at 226-228 Oak Street, Bridgeport, CT.

To abate this violation, the employer must ensure that all ladders used to gain access to upper levels be extended to such a length that their side rails extend at least 3 feet above the landing surface.

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated within 10 calendar days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/07/2011



Citation and Notification of Penalty

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

29 CFR 1926.1053(b)(5)(i): The employer does not protect employees who use portable ladders for access to an upper landing surface by ensuring that the ladders were setup at an angle such that the horizontal distance from the top support to the foot of the ladder was approximately one-quarter of the working length of the ladder (the distance along the ladder between the foot and top support):

WORKSITE: This violation was most recently observed on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT, where an aluminum extension ladder that was used to access a 5 in 12 pitched roof was setup in such a manner where the horizontal distance from the top support to the foot of the ladder exceeded one-quarter of the working length of the ladder.

Total Remodeling LLC has been previously cited for this practice, as described below.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (5) (i)}, which was contained in OSHA inspection number 109174607, citation number 1, item number 4, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, Ct.

Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (5) (i)}, which was contained in OSHA inspection number 109178269, citation number 2, item number 4, affirmed as a final order on 5/27/2011, with respect to a workplace located at 226-228 Oak Street, Bridgeport, CT.

To abate this violation, the employer must ensure that all ladders used to gain access to upper levels be setup such that the horizontal distance from the top support to the foot of the ladder is no more than one-quarter of the working length of the ladder.

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated within 10 calendar days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/07/2011



Citation and Notification of Penalty

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

29 CFR 1926.1053(b)(10): The employer does not protect employees who use portable ladders for access to an upper landing surface by ensuring the tops of a non-selfsupporting ladder were placed with the two rails supported equally unless the ladder was equipped with a single support attachment:

WORKSITE: This violation was most recently observed on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT, where the side rails of a Werner 32-foot aluminum extension ladder that was used for access to a 5 in 12 pitch roof, approximately 21 feet above the ground were placed on the rake edge of the roof and no stabilizing support device was used.

Total Remodeling Services LLC was previously cited for a violation of an equivalent occupational safety and health standard 29 CFR 1053(b)(7), which was contained in OSHA inspection number 109174607, citation number 1, item number 5, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, CT.

To abate this violation, the employer must ensure that the side rails of all ladders used to gain access to upper landing levels are properly supported or that a single support attachment is used.

Pursuant to 29 CFR 1903.19 (d), the employer must provide documentation that this violation has been abated within 10 calendar days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated: 11/07/2011



Citation and Notification of Penalty

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615

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

29 CFR 1926.1053(b)(15): The employer does not protect employees who use portable ladders by ensuring that the ladders were inspected by a competent person for visible defects on a periodic basis and after an occurrence that could affect the safe use of the ladder:

WORKSITE: This violation was most recently substantiated through employee interviews on 4/29/2011 at a worksite at 15 Denise Drive, Stratford, CT, where a portable extension ladder with visible damage and missing parts was not inspected prior to its use.

Total Remodeling LLC was previously cited for this practice, as described below.


Total Remodeling Services LLC was previously cited for a violation of this occupational safety and health standard {29 CFR 1926.1053 (b) (15)}, which was contained in OSHA inspection number 109174607, citation number 1, item number 6a, affirmed as a final order on 12/15/2009, with respect to a workplace located at 855-857 Laurel Avenue, Bridgeport, Ct.

To abate this violation, the employer must ensure that all ladders used at the worksite are in good working condition prior to allowing the equipment to be used.

Pursuant to 29 CFR 1903.19(d), the employer must provide documentation that this violation had been abated within 10 calendar days it receives the citation.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	11/07/2011
Proposed Penalty:	\$ 3960.00



Robert W. Kowalski
Area Director

Blank
Page

U.S. Department of Labor

Occupational Safety and Health Administration
1057 Broad Street
Fourth Floor
Bridgeport, CT 06604
Phone: (203)579-5581 FAX: (203) 579-5516



OSHA Website Address: <http://www.osha.gov>

**INVOICE/
DEBT COLLECTION NOTICE**

Company Name: Total Remodeling Services LLC
Inspection Site: 15 Denise Drive, Stratford, CT 06615
Issuance Date: 10/28/2011

Summary of Penalties for Inspection Number 123287484

Citation 1, Serious	= \$	3300.00
Citation 2, Willful	= \$	120300.00
Citation 3, Repeat	= \$	3960.00
TOTAL PROPOSED PENALTIES	= \$	127560.00

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 or endorsements put on any check or money order for less than 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 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.



Robert W. Kowalski
Area Director

28 October 2011
Date