



Citation and Notification of Penalty

Company Name: Walsh Corp.
Inspection Site: 58 Rockland Street, Hanover, MA 02339

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

29 CFR 1926.100(a): Employees were not protected by protective helmets while working in areas where there was a possible danger of head injury from impact, or from falling or flying objects, or from electrical shock and burns:

Location: Job site.

An employee was exposed to struck by hazards from undermined asphalt and falling debris while working in a trench greater than 5 feet deep, without head protection.

The employer does not ensure that each employee engaged in excavation construction activities is protected by protective helmets while working in areas where there is a possible danger of head injury from impact, or falling objects. This violation occurred on April, 19th, 2011, at a worksite located at 58 Rockland Street, Hanover, Massachusetts. To abate this violation the employer must ensure that each employee engaged in excavation construction activities is protected by protective helmets while working in areas where there is a possible danger of head injury from impact, or falling objects each and every time that his employees are engaged in excavation work.

Pursuant to 29 C.F.R. 1903.19, the employer must submit documents describing the steps it is taking to ensure compliance including, but not limited to, program improvements, job hazard analysis, written plans, site inspections, training and other appropriate measures.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$ 7000.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Walsh Corp.
Inspection Site: 58 Rockland Street, Hanover, MA 02339

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

29 CFR 1926.651(i)(3): Sidewalks, pavements, or appurtenant structures had been undermined and a support system or another method was not provided to protect employees from the possible collapse of such structures:

Location: Job site.

An employee was exposed to struck by hazards when the employer did not remove or support undermined pavement where employees were working in a trench.

The employer does not ensure that each employee engaged in excavation construction activities is protected from the possible collapse of sidewalks, pavement, or appurtenant structures that had been undermined where support systems or another method was not provided to protect employees. This violation occurred on April 19, 2011, at a worksite located at 58 Rockland Street, Hanover, Massachusetts. To abate this violation the employer must ensure that his employees are protected from the possible collapse of undermined sidewalks, pavements, or appurtenant structures each and every time that his employees are engaged in excavation construction activities.

Pursuant to 29 C.F.R. 1903.19, the employer must submit documents describing the steps it is taking to ensure compliance including, but not limited to, program improvements, job hazard analysis, written plans, site inspections, training and other appropriate measures.

Date By Which Violation Must be Abated:	10/25/2011
Proposed Penalty:	\$ 7000.00



Citation and Notification of Penalty

Company Name: Walsh Corp.
Inspection Site: 58 Rockland Street, Hanover, MA 02339

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

29 CFR 1926.651(k)(2): Where the competent person found evidence of a situation that could result in a possible cavein, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions, exposed employees were not removed from the hazardous area until the necessary precautions had been taken to ensure their safety:

Location: Job site.

The employers competent person did not remove employees working in an excavation greater than 5 feet deep who were exposed to cave-in hazards, undermined pavement hazards and egress hazards.

The employers competent person does not remove employees who are engaged in excavation construction activities when the competent person finds evidence of a situation that exposes such employees to possible cave-ins, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions until precautions have been taken to ensure their safety. This violation occurred on April 19, 2011, at a worksite located at 58 Rockland Street, Hanover, Massachusetts. To abate this violation the employer must ensure that his employees are removed from excavations where the comptent person finds evidence of possible cave-ins, indications of failure of protective systems, hazardous atmospheres, or other hazardous conditions may exist each and every time that the competent person finds evidence of hazardous conditions while the employees are engaged in excavation construction activities.

Pursuant to 29 C.F.R. 1903.19, the employer must submit documents describing the steps it is taking to ensure compliance including, but not limited to, program improvements, job hazard analysis, written plans, site inspections, training and other appropriate measures.

"ABATEMENT DOCUMENTATION IS REQUIRED FOR THIS ITEM"

Date By Which Violation Must be Abated:	10/25/2011
Proposed Penalty:	\$ 7000.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Walsh Corp.
Inspection Site: 58 Rockland Street, Hanover, MA 02339

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

29 CFR 1926.651(c)(2): A stairway, ladder, ramp or other safe means of egress was not located in trench excavations that were 4 feet (1.22m) or more in depth so as to require no more than 25 feet (7.62m) of lateral travel for employees:

Location: Job site.

Employees were exposed to cave-in hazards while working in trench greater than 5 feet deep when the employer did not provide a ladder or other means of egress.

The employer does not ensure that each employee engaged in excavation construction activities that are 4 feet or more in depth is provided a stairway, ladder, ramp or other safe means of egress. This violation occurred on April 19, 2011, at a worksite located at 58 Rockland Street, Hanover, Massachusetts. To abate this violation the employer must ensure that his employees are provided a stairway, ladder, ramp or other safe means of egress located in trench excavations that are 4 feet or more in depth so as to acquire no more than 25 feet of lateral travel each and every time that his employees are engaged in excavation construction activities.

Pursuant to 29 C.F.R. 1903.19, the employer must submit documents describing the steps it is taking to ensure compliance including, but not limited to, program improvements, job hazard analysis, written plans, site inspections, training and other appropriate measures.

"ABATEMENT DOCUMENTATION IS REQUIRED FOR THIS ITEM"

Date By Which Violation Must be Abated:	10/25/2011
Proposed Penalty:	\$ 70000.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: Walsh Corp.
Inspection Site: 58 Rockland Street, Hanover, MA 02339

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

29 CFR 1926.652(a)(1): Each employee in an excavation was not protected from cave-ins by an adequate protective system designed in accordance with 29 CFR 1926.652(c). The employer had not complied with the provisions of 29 CFR 1926.652(b)(1)(i) in that the excavation was sloped at an angle steeper than one and onehalf horizontal to one vertical (34 degrees measured from the horizontal):

Location: Job site.

Employees were exposed to cave-in hazards while working in trench greater than 5 feet deep that had straight cut walls, with no cave-in protection.

The employer does not ensure that each employee engaged in excavation construction activities is protected from cave-ins by an adequate protective system. This violation occurred on April 19, 2011, at a worksite located at 58 Rockland Street, Hanover, Massachusetts. To abate this violation the employer must ensure that his employees are protected from cave-ins by an adequate protective system designed in accordance with 29 CFR 1926.652(c) each and every time that his employees are engaged in excavation construction activities.

Pursuant to 29 C.F.R. 1903.19, the employer must submit documents describing the steps it is taking to ensure compliance including, but not limited to, program improvements, job hazard analysis, written plans, site inspections, training and other appropriate measures.

"ABATEMENT DOCUMENTATION IS REQUIRED FOR THIS ITEM"

Date By Which Violation Must be Abated:	10/25/2011
Proposed Penalty:	\$ 70000.00

Brenda J. Gordon
Area Director

See pages 1 through 3 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: 315140897
Inspection Dates: 04/19/2011 - 04/19/2011
Issuance Date: 10/13/2011



Citation and Notification of Penalty

Company Name: Walsh Corp.
Inspection Site: 58 Rockland Street, Hanover, MA 02339

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U.S. Department of Labor

Occupational Safety and Health Administration

Boston Area Office South

639 Granite Street-4th floor

Braintree, MA 02184

Phone: (617)565-6924 FAX: (617)565-6923



**INVOICE/
DEBT COLLECTION NOTICE**

Company Name: Walsh Corp.
Inspection Site: 58 Rockland Street, Hanover, MA 02339
Issuance Date: 10/13/2011

Summary of Penalties for Inspection Number 315140897

Citation 1, Serious	= \$ 21000.00
Citation 2, Willful	= \$ 140000.00
TOTAL PROPOSED PENALTIES	= \$ 161000.00

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 full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements 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.

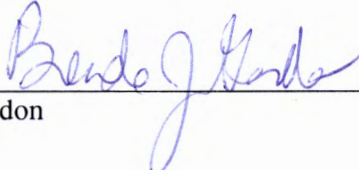
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts 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 3%. 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.



Brenda J. Gordon
Area Director

Date 10/13/11