

U.S. Department of Labor
Occupational Safety and Health Administration
Federal Office Building - Room 620
200 North High Street
Columbus, OH 43215-2497
Phone: (614)469-5582 FAX: (614)469-6791



Citation and Notification of Penalty

To:
U.S. Postal Service

Inspection Number: 313155954
Inspection Date(s): 04/13/2010 - 04/13/2010

and its successors
2323 Citygate Drive
Columbus, OH 43218

Issuance Date: 10/12/2010

Inspection Site:
2323 Citygate Drive
Columbus, OH 43218

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.

7009 2820 001 1833 6947

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 and complete the conference with the Area Director prior to the expiration of the contest period (15 government working days). 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 telephone immediately if, you wish to schedule an informal conference. 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 3 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.**

As a letter of contest immediately places the case in litigation, an informal conference will not be held following OSHA receipt of a contest letter. Please have your conference first, and if a settlement is not reached, you may contest at that point. The running of the 15 working day contest period is not interrupted by an informal conference.

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 violations which you do not contest, you should notify the U.S. Department of Labor Area Office promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation. Please inform the Area Office in writing of the abatement steps you have taken and of their dates, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc.

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 regarding 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.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 10/12/2010. The conference will be held at the OSHA office located at Federal Office Building - Room 620, 200 North High Street, Columbus, OH, 43215-2497 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.



Citation and Notification of Penalty

Company Name: U.S. Postal Service
Inspection Site: 2323 Citygate Drive, Columbus, OH 43218

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

29 CFR 1910.332(b)(1): Employees were not trained in and familiar with the safety related work practices required by 29 CFR 1910.331 through 29 CFR 1910.335 that pertained to their respective job assignments:

- a. At the facility, employees were exposed to potential electrical hazards, while performing duties, such as troubleshooting equipment with live, electrical systems up to, but not limited to, 480 volts. Training had not been conducted on the potential hazards employees were exposed to, nor any related safety related work practices not specifically addressed by 1910.331 through 1910.335 but which were necessary for the employees safety when working on electrical conductors or circuit parts which were not de-energized.

ABATEMENT NOTE: One method of abatement among others includes conducting a flash hazard analysis in compliance with NFPA 70E Standard for Electrical Safety in the Workplace (2004) Edition, Article 130.3 (or its equivalent), to determine the use of electrical exposure equipment necessary for the specific related hazards of each task and implementing the use of personal equipment.

Abatement Documentation Required

Date By Which Violation Must be Abated:	11/12/2010
Proposed Penalty:	\$ 70000.00

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



Citation and Notification of Penalty

Company Name: U.S. Postal Service
Inspection Site: 2323 Citygate Drive, Columbus, OH 43218

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

29 CFR 1910.333(a)(2): Where exposed live parts were not deenergized, other safety related work practices were not used to protect employees who could be exposed to the electrical hazards involved:

- a. At the facility, the employer did not ensure that employees used safety related work practices when working on or near live parts. Maintenance employees working on or near energized parts, including accessing energized electrical panels up to 480 volts, were exposed to electrical hazards.

Abatement Documentation Required

Date By Which Violation Must be Abated:	11/12/2010
Proposed Penalty:	\$ 70000.00

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



Citation and Notification of Penalty

Company Name: U.S. Postal Service
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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 1 Item 3a Type of Violation: **Willful**

29 CFR 1910.335(a)(1)(i): Employees working in areas where there were potential electrical hazards were not provided with, and/or did not use, electrical protective equipment that was appropriate for the specific parts of the body to be protected and for the work to be performed:

- a. At the facility, the employer did not ensure that employees were provided with adequate personal protective equipment such as but not limited to combination face shields with an arc rated balaclava, safety glasses, rubber insulating gloves, flame resistant clothing and hard hats. Employees were exposed to electrical sources up to 480 VAC.

Abatement Documentation Required

Date By Which Violation Must be Abated:	11/12/2010
Proposed Penalty:	\$ 70000.00

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

29 CFR 1910.335(a)(1)(iv): Employees exposed to the danger of head injury from electric shock or burns due to contact with exposed energized parts did not wear nonconductive head protection:

- a. At the facility, the employer did not ensure that employees who performed work on/near energized equipment were provided with and had available nonconductive head protection. Employees were exposed to electrical sources up to 480 VAC.

Abatement Documentation Required

Date By Which Violation Must be Abated:	11/12/2010
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See pages 1 through ? of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: U.S. Postal Service
Inspection Site: 2323 Citygate Drive, Columbus, OH 43218

Citation 1 Item 3c Type of Violation: **Willful**

29 CFR 1910.335(a)(1)(v): Employees exposed to the danger of injury to the eyes or face from electric arcs or flashes or from flying objects resulting from electrical explosion did not wear protective equipment for the eyes or face:

- a. At the facility, the employer did not provide employees who were working on or near electrical panels with arc rated face shields in order to protect their head, face and neck.

Abatement Documentation Required

Date By Which Violation Must be Abated: 11/12/2010

A handwritten signature in black ink, appearing to read "Deborah J. Zubaty".

Deborah J. Zubaty, Area Director
Columbus Area Office

U.S. Department of Labor

Occupational Safety and Health Administration

Federal Office Building - Room 620

200 North High Street

Columbus, OH 43215-2497

Phone: (614)469-5582 FAX: 614-469-6791

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



INVOICE/ DEBT COLLECTION NOTICE

Company Name: U.S. Postal Service
Inspection Site: 2323 Citygate Drive, Columbus, OH 43218
Issuance Date: 10/12/2010

Summary of Penalties for Inspection Number 313155954

Citation 1, Willful = \$ 210000.00
TOTAL PROPOSED PENALTIES = \$ 210000.00

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.

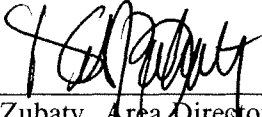
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 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 two times.

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

Interest. Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 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.



Deborah J. Zubaty, Area Director
Columbus Area Office

NOTICE

Pursuant to the Debt Collection Act of 1982 (Pub. Law 97-365) and the Title 29 Code of Federal Regulations, Part 20, FAILURE TO REMIT PENALTY OWED OSHA may result in one or more of the following:

- * Interest, administrative fees and/or delinquent charges being added
- * Referral to OSHA's National Debt Collection Team
- * Referral to debt collection agency (an additional fee will be assessed)
- * Notification to commercial credit reporting agencies
- * Notification to the Internal Revenue Service: Any amount owed may be withheld from your tax refund.

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 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.

A work sheet has been provided to assist in providing the required abatement information. A completed copy of this worksheet should be posted at the worksite with the Citation(s).

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Company Name: U.S. Postal Service
Inspection Site: 2323 Citygate Drive, Columbus, OH 43218
Issuance Date: 10/12/2010

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" or "Quick Fix Applied" and return this page to:

U.S. Department of Labor - Occupational Safety and Health Administration, Federal Office Building - Room 620, 200 North High Street, Columbus, OH 43215-2497.

NAME OF COMPANY OFFICIAL

DATE

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 for not more than six months or both.

POSTING: A copy of the completed Corrective Action Worksheet should be posted for employee review.