

06/25/2010 12:57 FAX 1 715 832 1147

USDOL OSHA EC

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U.S. Department of Labor

Occupational Safety and Health Administration

1310 W. Clairemont Ave.

Eau Claire, WI 54701

Phone: (715)832-9019 FAX: (715)832-1147



Citation and Notification of Penalty

To:

U.S. Postal Service Minn-St. Paul NDC
and its successors
3165 Lexington Avenue S.
Eagan, MN 55121-2288

Inspection Number: 313177537**Inspection Date(s):** 04/15/2010-04/16/2010**Issuance Date:** 06/25/2010**Inspection Site:**

3165 Lexington Avenue S.
Eagan, MN 55121-2288

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).

06/25/2010 12:57 FAX 1 715 832 1147

USDOL OSHA EC

003

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. Therefore, it is suggested you telephone rather than write. 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.

When you have scheduled the informal conference, please complete, remove and post the page 5 Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest - You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.

Penalty Payment - Penalties are due within 15 working days of receipt of this notification unless contested or within 15 working days of signing an informal settlement agreement. (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 are required by 29 CFR 1903.19 to submit an Abatement Certification to the Area Director of the OSHA office issuing the citation and identified above. The certification must be sent by you within 10 calendar days of the abatement date indicated on the citation. For **Willful and Repeat** violations, documents (examples: photos, copies of receipts, training records, etc.) demonstrating that abatement is complete must accompany the certification. Where the citation is classified as **Serious** and the citations states that abatement documentation is required, documents such as those described above are required to be submitted along with the abatement certificate. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item.

All abatement verification documents must contain the following information: 1) Your name and address; 2) the inspection number (found on the front page); 3) the citation and citation item number(s) to which the submission relates; 4) a statement that the information is accurate; 5) the signature of the employer or employer's authorized representative; 6) the date the hazard was corrected; 7) a brief statement of how the hazard was corrected; and 8) a statement that affected employees and their representatives have been informed of the abatement.

The law also requires a copy of all abatement verification documents, required by 29 CFR 1903.19 to be sent to OSHA, also be posted at the location where the violation appeared and the corrective action took place.

06/25/2010 12:57 FAX 1 715 832 1147

USDOL OSHA EC

004

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.

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 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.

06/25/2010 12:57 FAX 1 715 832 1147

USDOL OSHA EC

005

Mark W. Hysell, Area Director
U.S. Department of Labor - OSHA
1310 W. Clairemont Ave.
Eau Claire, WI 54701

Company: U.S. Postal Service Minn-St.Paul NDC
Address: 3165 Lexington Avenue S.
City/State: Eagan, MN 551212288

Inspection Number: 313177537

29 CFR 1903.19 requires employers, within 10 calendar days of the abatement date, to certify to OSHA each cited item has been corrected; except those items that were verified abated by the Compliance Officer and are annotated in the citation either "Corrected During Inspection" or "Quick Fix". Your certification must explain the specific action taken with regard to each cited item. This form was prepared to serve as reminder and to aid you in submitting the required information. Brief terms such as "corrected" or "in compliance" are NOT acceptable.

In addition, the employer must submit to the Area Director documentation demonstrating that each willful and repeat violation and each serious violation identified "Documentation Required" on the Citation has been abated. Documents needed to assure that corrective action has been taken include photographs, videos, work orders, purchase orders, standard operating procedures, copies of any written programs, noise or atmospheric monitoring data, specifications (dimensions, materials, etc.), or descriptions of personal protective equipment, administrative controls, and engineering controls.

Citation Number	Item Number	Instance	Abatement Date and Action Taken
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I attest that the information in this document is accurate and that a copy has been/will be posted for three (3) days.

Signature

06/25/2010 12:57 FAX 1 715 832 1147

USDOL OSHA EC

006

U.S. Department of Labor
Occupational Safety and Health Administration



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.

NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 06/25/2010. The conference will be held at the OSHA office located at 1310 W. Clairemont Ave., Eau Claire, WI, 54701 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

06/25/2010 12:57 FAX 1 715 832 1147

USDOL OSHA EC

007

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313177537
Inspection Dates: 04/15/2010 - 04/16/2010
Issuance Date: 06/25/2010

**Citation and Notification of Penalty**

Company Name: U.S. Postal Service Minn-St. Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

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) Throughout the U.S. Postal Service Minn-St. Paul NDC; Mail Processing Equipment Mechanics (MPEMs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) were exposed to live electrical parts 110 volts up to and including 480 volts and were not trained and familiar with safety-related work practices.

Abatement note: Abatement certification and documentation are required.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 07/07/2010
Proposed Penalty: \$ 70000.00

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

06/25/2010 12:58 FAX 1 715 832 1147

USDOL OSHA EC

008

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313177537
Inspection Dates: 04/15/2010-04/16/2010
Issuance Date: 06/25/2010

**Citation and Notification of Penalty**

Company Name: U.S. Postal Service Minn-St.Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

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 2a Type of Violation: Willful

29 CFR 1910.333(a)(1): Live parts to which an employee could be exposed were not deenergized before the employee worked on or near them:

- (a) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPEMs), were exposed to electric shock and arc blast/flash hazards while performing troubleshooting on fuses within electric cabinets, panels, and enclosures which were not deenergized for voltages up to and including 480 volts.
- (b) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPEMs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) were exposed to electric shock and arc blast/flash hazards while performing maintenance and repair work on electric circuits within cabinets, panels, and enclosures which had live bare conductors exposed at the input of the energy isolation disconnects for voltages up to and including 480 volts.

Abatement note: Abatement certification and documentation are required.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 07/07/2010
Proposed Penalty: \$ 70000.00

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

06/25/2010 12:58 FAX 1 715 832 1147

USDOL OSHA EC

009

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313177537
Inspection Dates: 04/15/2010-04/16/2010
Issuance Date: 06/25/2010

**Citation and Notification of Penalty**

Company Name: U.S. Postal Service Minn-St.Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

Citation 1 Item 2b 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) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPEMs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) performed maintenance and repair work on electric circuits within cabinets, panels, and enclosures which had live bare conductors exposed at the input of the energy isolation disconnects for voltages up to and including 480 volts and other safety-related work practices such as, but not limited to, precautionary techniques, proper PPE, and protective barriers were not used to protect against the hazards of electric shock and arc blast/flash.
- (b) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPEMs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) performed troubleshooting on electric circuits within cabinets, panels, and enclosures where live parts were not deenergized and other safety related work practices such as, but not limited to, precautionary techniques, proper PPE, and protective barriers were not used to protect against from the hazards of electric shock and arc blast/flash.

Abatement note: Abatement certification and documentation are required.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated:

07/07/2010

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

06/25/2010 12:58 FAX 1 715 832 1147

USDOL OSHA EC

010

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313177537
Inspection Dates: 04/15/2010-04/16/2010
Issuance Date: 06/25/2010



Citation and Notification of Penalty

Company Name: U.S. Postal Service Minn-St.Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

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) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPEMs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) were exposed to electric shock and arc blast/flash hazards while performing troubleshooting on live electric circuits up to and including 480 volts, while performing verification testing on circuits to establish a deenergized state during maintenance and repair work on electric circuits up to and including 480 volts, and when performing maintenance and repair on deenergized circuits within cabinets, panels, and enclosures which had other live exposed bare conductors present up to and including 480 volts. Employees performing these tasks were not provided appropriate electrical protective equipment such as, but not limited to, voltage rated gloves, leather protectors, flame resistant clothing, arc rated face shields, and arc rated hoods.

Abatement note: Abatement certification and documentation are required.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated: 07/07/2010
Proposed Penalty: \$ 70000.00

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

06/25/2010 12:58 FAX 1 715 832 1147

USDOL OSHA EC

011

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313177537
Inspection Dates: 04/15/2010-04/16/2010
Issuance Date: 06/25/2010

**Citation and Notification of Penalty**

Company Name: U.S. Postal Service Minn-St.Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

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) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPEMs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) were exposed to electric shock and arc blast/flash hazards while performing troubleshooting on live electric circuits up to and including 480 volts, while performing verification testing on circuits to establish a deenergized state during maintenance and repair work on electric circuits up to and including 480 volts, and when performing maintenance and repair on deenergized circuits within cabinets, panels, and enclosures which had other live exposed bare conductors present up to and including 480 volts. Employees performing these tasks were not provided nonconductive head protection.

Abatement note: Abatement certification and documentation are required.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated:

07/07/2010

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

06/25/2010 12:58 FAX 1 715 832 1147

USDOL OSHA EC

012

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313177537
Inspection Dates: 04/15/2010-04/16/2010
Issuance Date: 06/25/2010

**Citation and Notification of Penalty**

Company Name: U.S. Postal Service Minn-St.Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

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) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPEMs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) were exposed to electric shock and arc blast/flash hazards while performing troubleshooting on live electric circuits up to and including 480 volts, while performing verification testing on circuits to establish a deenergized state during maintenance and repair work on electric circuits up to and including 480 volts, and when performing maintenance and repair on deenergized circuits within cabinets, panels, and enclosures which had other live exposed bare conductors present up to and including 480 volts. Employees performing these tasks were not provided with protective arc rated face shields.

Abatement note: Abatement certification and documentation are required.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated:

07/07/2010

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

06/25/2010 12:58 FAX 1 715 832 1147

USDOL OSHA EC

013

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313177537
Inspection Dates: 04/15/2010-04/16/2010
Issuance Date: 06/25/2010



Citation and Notification of Penalty

Company Name: U.S. Postal Service Minn-St.Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

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

29 CFR 1910.335(a)(2)(ii): Protective shields, protective barriers, or insulating materials were not used to protect each employee from shock, burns, or other electrically related injuries while that employee was working near exposed energized parts which could have been accidentally contacted or while dangerous electric heating or arcing could have occurred:

- (a) Throughout the U.S. Postal Service Minn-St.Paul NDC; Mail Processing Equipment Mechanics (MPERs), Building Equipment Mechanics (BEMs), and Electronic Technicians (ETs) were exposed to electric shock and arc blast/flash hazards while performing troubleshooting on live electric circuits up to and including 480 volts, while performing verification testing on circuits to establish a deenergized state during maintenance and repair work on electric circuits up to and including 480 volts, and when performing maintenance and repair on deenergized circuits within cabinets, panels, and enclosures which had other live exposed bare conductors present up to and including 480 volts. Employees performing these tasks were not provided with protective barriers, shields, or other insulating materials.

Abatement note: Abatement certification and documentation are required.

ABATEMENT DOCUMENTATION REQUIRED

Date By Which Violation Must be Abated:

07/07/2010

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

06/25/2010 12:58 FAX 1 715 832 1147

USDOL OSHA EC

014

U.S. Department of Labor
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Inspection Number: 313177537
Inspection Dates: 04/15/2010-04/16/2010
Issuance Date: 06/25/2010

**Citation and Notification of Penalty**

Company Name: U.S. Postal Service Minn-St.Paul NDC
Inspection Site: 3165 Lexington Avenue S., Eagan, MN 55121-2288

Citation 2 Item 1 Type of Violation: Other

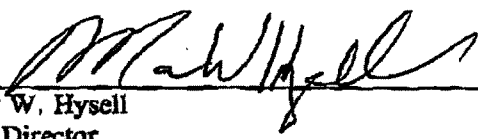
29 CFR 1910.333(b)(2)(i): The employer did not maintain a copy of the written procedures outlined in 29 CFR 1910.333 (b)(2):

- (a) U.S. Postal Service Minn-St.Paul NDC, APPS (Automated Package Parcel Sorter); Electrical lockout procedures for the APPS main panel and capacitor bank did not include electrical warnings and provisions related to potential remaining live circuitry and capacitors which were labeled on the equipment itself.

Abatement note: Abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

07/07/2010
\$ 0.00


Mark W. Hysell
Area Director

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