

SETTLEMENT AGREEMENT

The Commissioner of Labor (hereinafter referred to as "Commissioner") and Artisanz Fabrication (hereinafter referred to as "Employer") hereby agree as follows:

The Commissioner amends the Proposed Safety Order(s) and Notification(s) of Penalty, IOSHA Inspection No. 317456143 issued to the Employer on January 30, 2015 in the following manner:

SAFETY ORDER 01:

- Item 1: Upheld. Penalty reduced to \$262.50. Abated.
- Item 2: Upheld. Penalty reduced to \$262.50. Abatement extended to October 1, 2015.
- Item 3: Upheld. Penalty reduced to \$112.50. Abated.
- Item 4: Upheld. Penalty remains \$150.00. Abated.
- Item 5: Upheld. Penalty reduced to \$150.00. Abated.
- Item 6a - 6j: Upheld. Penalty reduced to \$262.50. Abatement extended to October 1, 2015.
- Item 7a: Upheld. Penalty reduced to \$262.50. Abatement extended to October 1, 2015.
- Item 7b -7c: Upheld. Abated.
- Item 8: Upheld. Penalty reduced to \$150.00. Abated.
- Item 9: Upheld. Penalty reduced to \$150.00. Abated.
- Item 10: Upheld. Penalty reduced to \$150.00. Abated.
- Item 11: Upheld. Penalty reduced to \$375.00. instance (a) and (c) abated.
- Item 12a-12b: Upheld. Penalty reduced to \$187.50. Abated.
- Item 13: Upheld. Penalty reduced to \$150.00. Abated.
- Item 14a-14b: Upheld. Penalty reduced to \$150.00. Abated.

The TOTAL AGREED PENALTY is \$ 2775.00.

THE EMPLOYER IS SATISFIED WITH THE AMENDMENTS STATED ABOVE AND ACCORDINGLY WAIVES ITS RIGHT TO FILE A NOTICE OF CONTEST OF THE SAFETY ORDER(S) AND NOTIFICATION(S) OF PENALTY AS AMENDED AND AGREES TO WITHDRAW ANY PREVIOUSLY FILED NOTICES OF CONTEST IN THIS MATTER.

Upon full execution of this Settlement Agreement ("Agreement") the Employer will post this Agreement for three (3) working days or until abatement is completed, whichever period is longer.

The total AGREED PENALTY is due and payable within fifteen (15) working days from the Employer's execution of this Agreement. The Employer further agrees that if the AGREED PENALTY is not paid within fifteen working days from the Employer's execution of this Agreement, that the full amount of the penalty initially assessed against the Employer in the Safety Order(s) and Notification(s) of Penalty which are the subject of this Agreement is due and payable immediately.

The Safety Order(s) and Notification(s) of Penalty are, and shall be, herein a final and enforceable Order of the Board of Safety Review.

Except for this agreement, and matters arising out of this agreement, and any other subsequent IOSHA proceedings between the parties, none of the foregoing agreements, statements, findings, and actions taken by Employer shall be deemed an admission by Employer of the allegations contained within the Safety Order(s) and Notification(s) of Penalty. The agreements, statements, findings and actions taken herein are made in order to compromise and settle this matter economically and amicably, and they shall not be used for any other purpose, except as herein stated.

ARTISANZ FABRICATION

COMMISSIONER OF LABOR

By: 

By: 

Title: Owner

Title: Director

Date: 4/28/2015

Date: 5/13/15

Indiana Department of Labor

Indiana Occupational Safety and Health Administration
402 West Washington St - Room W195
Indianapolis, IN 46204
Phone: 317-232-2691 FAX: (317)233-8509



Certified mail # 91 7190 0005 2720 0041 4615 1-30-15 JH

Safety Order and Notification of Penalty

To:
Artisanz Fabrication
P.O. Box 435
Zionsville, IN 46077

Inspection Number: 317456143
CSHO ID: A9048
Optional Report No.: 072514
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015

Inspection Site:
2198 Reeves Road Building 1
Plainfield, IN 46168

The violation(s) described in this Safety Order 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.

An inspection of your place of employment has revealed conditions which we believe do not comply with the provisions of the Indiana Occupational Safety and Health Act (Indiana Code Chapter 22-8-1.1) or the standards or rules adopted thereunder. Accordingly, enclosed please find safety order(s) and notification(s) of penalty describing such violation(s) with references to applicable standards, rules, or provisions of the statute and stating the amount of any penalty(ies).

Informal Conference - Please be advised that it may be possible to informally settle any potential dispute without initiating the more elaborate proceedings brought on by a petition for review. Prior to filing a petition for review, you may request an informal conference concerning any of the results of the inspection (safety orders, penalties, abatement dates, etc.) by contacting the Indiana Department of Labor/IOSHA, preferably by telephone, in a prompt manner. Please be advised that a request for an informal conference cannot extend the fifteen working day period for filing a petition for review. Informal conferences frequently resolve any possible disputes, and therefore you are urged to take advantage of this opportunity. Because of the limited time period and in order to facilitate scheduling, any requests for an informal conference should be made promptly upon your receipt of the safety order(s) and notification(s) of penalty.

Right to Contest - You are hereby also notified that you are entitled to seek administrative review of the safety order(s), penalty(ies), or both by filing a written petition for review at the above address postmarked within fifteen working days of your receipt of the safety order(s) and notification(s) of penalty. ("Working days" means Mondays through Fridays, but does not include Saturdays, Sundays, legal holidays under a state statute or days on which the Indiana Department of Labor's offices are closed during regular business hours). If you do not file such a petition for review (contest), the safety order(s)

and penalty(ies) shall be deemed final orders of the Board of Safety Review and not subject to review by any court or agency. The issuance of a safety order does not constitute a finding that a violation has occurred unless no petition for review is filed, or if a petition for review (contest) is filed, it must contain a statement of its basis and should reference the above inspection number. Upon receipt of your petition for review, we will affirm, amend or dismiss the safety order(s) and notification(s) of penalty. If we affirm, your petition for review will be granted (unless it was not timely) and the dispute will be certified by the Board of Safety Review for further proceedings. The Board of Safety Review is an independent agency appointed by the governor with authority to conduct hearings and to issue decisions concerning disputed safety order(s) and notification(s) of penalty. If we amend the safety order(s) or notification(s) of penalty, your petition for review shall be deemed moot. However, you will then be given an opportunity to file a petition for review concerning the amended safety order(s) and notification(s) of penalty.

Please be advised that an employee or representative of employees may file a petition for review to contest the reasonableness of the time stated in the safety order(s) for the abatement of any violation.

Posting - Upon receipt of any safety order(s) you are required to post such safety order(s), or a copy thereof, unedited, at or near each place an alleged violation referred to in the safety order(s) occurred. However, if your operations are such that it is not practicable to post the safety order(s) at or near each place of alleged violation, such safety order(s) shall be posted, unedited, in a prominent place where it will be readily observable by all affected employees. For example, if you are engaged in activities which are physically dispersed, the safety order(s) may be posted at the location from which the employees operate to carry out their activities. You must take steps to ensure that the safety order is not altered, defaced, or covered by other material. Posting shall be until the violation is abated, or for three working days, whichever is longer.

Penalties - Penalties are due within fifteen (15) working days of receipt of this notification unless contested. Abatement does not constitute payment of penalties.

Abatement - The conditions cited in the safety order(s) must be corrected (abated) on or before the date shown for each item on the safety order(s) and notification(s) of penalty unless:

(1) You file a petition for review concerning the violation, in which case the full abatement period shall commence from the issuance of a final decision by the Board of Safety Review or the courts which requires compliance with the safety order; or

(2) The abatement period is extended by the granting of a petition for modification of abatement date.

PMAs - The petition for modification of abatement date is a manner in which you may seek additional time to correct (abate) a violation without having to file a petition for review concerning the safety order, or after the expiration of the time period to file such a petition for review when it becomes apparent that you need extra time to abate the violation. A petition for modification of abatement date shall be in writing and shall include the following information:

(1) All steps you have taken, and the dates of such actions, in an effort to achieve compliance

during the prescribed abatement period.

(2) The specific additional abatement time necessary in order to achieve compliance.

(3) The reasons such additional time is necessary, including the unavailability of professional or technical personnel or of materials and equipment, or because necessary construction or alteration of facilities cannot be completed by the original abatement date.

(4) All available interim steps being taken to safeguard employees against the cited hazard during the abatement period.

(5) A certification that a copy of the petition has been posted, and if appropriate, served on the authorized representative of affected employees, and a certification of the date upon which such posting and service was made.

A petition for modification of abatement date shall be filed with the Indiana Department of Labor/IOSHA no later than the close of the next working day following the date on which abatement was originally required. A later-filed petition shall be accompanied by the employer's statement of exceptional circumstances explaining the delay. A copy of such petition shall be posted in a conspicuous place where all affected employees will have notice thereof or near such location where the violation occurred. The petition shall remain posted until the time period for the filing of a petition for review of the Commissioner's granting or denying the petition expires. Where affected employees are represented by an authorized representative, said representative shall be served a copy of such petition.

Notification of Corrective Action - Correction of the alleged violations which have an abatement period of thirty (30) days or less should be reported in writing to us promptly upon correction. A "Letter of Abatement" form and an "Abatement Photographs" worksheet are enclosed for your assistance in providing adequate documentation of abatement. Reports of corrections should show specific corrective action on each alleged violation and the date of such action. On alleged violations with abatement periods of more than thirty (30) days, a written progress report should be submitted, detailing what has been done, what remains to be done, and the time needed to fully abate each such violation. When the alleged violation is fully abated, we should be so advised. Timely correction of an alleged violation does not affect the initial proposed penalty..

Followup Inspections - Please be advised that a followup inspection may be made for the purpose of ascertaining that you have posted the safety order(s) and corrected the alleged violations. Failure to correct an alleged violation may result in additional penalties for each day that the violation has not been corrected.

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 Indiana Department of Labor/IOSHA at the address shown above.

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 Indiana Department of Labor/IOSHA at the address shown above within fifteen (15) working days (excluding weekends and State holidays) or receipt by the employer of this safety order and penalty.

If you wish additional information, you may direct such requests to us at the address or telephone number stated above.

Indiana Department of Labor

NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with IOSHA to discuss the safety order(s) issued on 1/30/2015. The conference will be held at the IOSHA office located at 402 West Washington Street, Room W195, Indianapolis, IN 46204 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

✓ 2/12/15

Safety Order 01 Item 001

Type of Violation: **Serious**

IC 22-8-1.1 Section 2: The employer did not establish and maintain conditions of work which were reasonably safe and healthful for employees, and free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to a fire hazard from inadequate ventilation equipment in the spray area:

Spray Operation – Employees who used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations had a non-explosion proof barrel floor fan for ventilation which exposed employees to a potential fire hazard.

AMONG OTHER METHODS, FEASIBLE MEANS OF ABATEMENT MAY INCLUDE: Ensure the installation and use of a spray operation according to NFPA 33 Standard for Spray Application Using Flammable or Combustible Materials, NFPA 91 Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids, 29 CFR 1910.94, 29 CFR 1910.106, and 29 CFR 1910.107.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$1,050.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 002

Type of Violation: **Serious** ✓

IC 22-8-1.1 Section 2: The employer did not establish and maintain conditions of work which were reasonably safe and healthful for employees, and free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to a fire hazard from the possible ignition of flammable vapors:

Spray Operation – No fire suppression system was installed in the spraying area for employees who used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations.

AMONG OTHER METHODS, FEASIBLE MEANS OF ABATEMENT MAY INCLUDE: Ensure the installation and use of a spray operation according to NFPA 33 Standard for Spray Application Using Flammable or Combustible Materials, NFPA 91 Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids, 29 CFR 1910.94, 29 CFR 1910.106, and 29 CFR 1910.107.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$1,050.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 003

Type of Violation: **Serious** ✓

29 CFR 1910.22(b)(1): Aisles and passageways were not kept clear and in good repair, with no obstruction across or in aisles that could create a hazard.

Production area - Approximately 108 inches of flexible cord (orange extension cord) used for the cooling system on the Hyd-Mech S-20A bandsaw was laying across a walkway creating a tripping hazard for employees to include the operator.

Date By Which Violation Must Be Abated:
Proposed Penalty:

Corrected During Inspection
\$450.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 004

Type of Violation: **Serious** ✓

29 CFR 1910.22(d)(1): On every building or other structure, or part thereof, used for mercantile, business, industrial or storage purposes, the loads approved by the building official were not marked on plates of approved design and securely affixed in a conspicuous place in each space to which they relate.

Office area - Overhead storage area, approximately ten(10) feet above management offices, was not labeled with a load rating sign. Employees accessed the overhead storage area, used to store product such as, but not limited to; sheet metal ducting, empty skids, and ceiling tiles, on an as needed basis.

Date By Which Violation Must Be Abated:
Proposed Penalty:

Corrected During Inspection
\$600.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 005

Type of Violation: **Serious**



29 CFR 1910.23(c)(1): Open-sided floors and/or platforms four feet or more above adjacent floor or ground level were not guarded with standard railings (or equivalent) and toeboards:Note: Toeboards are only required when persons can pass, there is moving equipment or there is equipment with which falling materials could create a hazard.

Office area - There was no standard guard rail being provided in the overhead storage area, which was approximately ten(10) feet above the floor level, to protect employees who accessed the area on an as needed basis from a fall hazard.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$600.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

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

Safety Order 01 Item 006a

Type of Violation: **Serious**

*UNDER CONSTR
2/12/15*

29 CFR 1910.94(c)(2): Spray booths or spray rooms are to be used to enclose or confine all operations. Spray-finishing operations shall be located as provided in sections 201 through 206 of the Standard for Spray Finishing Using Flammable and Combustible Materials, NFPA No. 33-1969:

Spraying Operation - Employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations in an 12' x 24' semi-enclosed area constructed of products such as, but not limited to; tarps, plastic sheeting, no fire suppression system, and a nonexplosion proof barrel floor fan for ventilation.

Date By Which Violation Must Be Abated:

3/4/2015

Proposed Penalty:

\$1,050.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006b

Type of Violation: **Serious** ✓

29 CFR 1910.107(c)(5): Electrical equipment not approved for locations containing both deposits of readily ignitable residues and explosive vapors was present in spraying area(s):

Spraying Operation - There was 120 volt electrical wiring, used for an overhead light, not contained in rigid conduit with splices that had deposits of combustible residues which exposed employees to a fire hazard where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006c

Type of Violation: **Serious** ✓

29 CFR 1910.107(c)(6): Electrical wiring and equipment not subject to deposits of combustible residues but located in a spraying area as herein defined were not explosion-proof type approved for Class I, group D locations and did not otherwise conform to the provisions of subpart S of this part, for Class I, Division 1, Hazardous Locations:

- a) Spraying Operation - A 120 volt flexible cable with a non explosion proof 6-way outlet electrical adapter, plugged into a 120 volt electrical outlet was used to supply power to multiple portable halogen lamps where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations.
- b) Spraying Operation - A 120 volt outlet with no face plate inside the designative spray finishing location was not of the Class I Div I type where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations.

N/A

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
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Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006d

Type of Violation: **Serious** ✓

29 CFR 1910.107(c)(8): Portable electric lamps shall not be used in any spraying area during spraying operations:

Spraying Operation - Employees used up to 10 Harbor Freight electric halogen lamps (non-explosion proof) for lighting where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006e

Type of Violation: **Serious**

*UNDER CONSTRUCTION
2/12/15*

29 CFR 1910.107(d)(1): Ventilating and exhaust systems was not in accordance with the Standard for Blower and Exhaust Systems for Vapor Removal, NFPA No. 91-1961, which is incorporated by reference as specified in §1910.6, where applicable and shall also conform to the provisions of this section:

Spraying Operation - A nonexplosion proof barrel floor fan was used for the ventilation and exhaust system where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations.

N/A

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006f

Type of Violation: **Serious**

*UNDER CONSTRUCTION
2/12/15*

29 CFR 1910.107(d)(4): The fan-rotating element was not nonferrous or nonsparking or such material did not comprise or line the casing:

Spraying Operation - The barrel type floor fan in use for ventilation where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations had fan blades that were not constructed of nonsparking materials.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
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Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006g Type of Violation: **Serious** ✓

29 CFR 1910.107(e)(2): The quantity of flammable liquids or liquids with a flashpoint greater than 199.4 °F (93 °C) kept in the vicinity of spraying operations shall be the minimum required for operations and should ordinarily not exceed a supply for 1 day or one shift. Bulk storage of portable containers of flammable liquids or liquids with a flashpoint greater than 199.4 °F (93 °C) shall be in a separate, constructed building detached from other important buildings or cut off in a standard manner:

Spraying Operation - Approximately twenty (20) gallons (4 - 5 gallon containers) of Xylene (Category 3 Flammable - flashpoint 78F) were stored inside the designative spray operation location where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable).

N/A

Date By Which Violation Must Be Abated: **3/4/2015**
Proposed Penalty: **\$0.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006h

Type of Violation: **Serious** ✓

29 CFR 1910.107(g)(2): All spraying areas were not kept as free from the accumulation of deposits of combustible residues as practical, with cleaning conducted daily if necessary:

Spraying Operation - The interior surfaces and areas around the openings of a 12' x 24' semi-enclosed area constructed of products such as, but not limited to; tarps, and plastic sheeting to conduct spraying operations with flammable products to include; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable), were not kept free of overspray.

N/A

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
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Company Name: Artisanz Fabrication
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Safety Order 01 Item 006i

Type of Violation: **Serious** ✓

29 CFR 1910.107(g)(3): Residue scrapings and debris contaminated with residue shall be immediately removed from the premises and properly disposed of. Approved metal waste cans shall be provided wherever rags or waste are impregnated with finishing material and all such rags or waste deposited therein immediately after use. The contents of waste cans shall be properly disposed of at least once daily or at the end of each shift:

Spraying Operation - Shop rags used for general cleaning of the spraying operation where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) and Xylene (Category 3 Flammable (flashpoint 78F), were stored in the spray area in an open top cloth storage bag.

N/A

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

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CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 006j

Type of Violation: **Serious** ✓

29 CFR 1910.107(g)(7): "No smoking" signs in large letters on contrasting color background shall be conspicuously posted at all spraying areas and paint storage rooms:

Spraying Operation - "No Smoking" signs were not posted at the spray area where employees used flammable products such as, but not limited to; Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), and Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable) for spraying operations.

Date By Which Violation Must Be Abated:
Proposed Penalty:

3/4/2015
\$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

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

Safety Order 01 Item 007a

Type of Violation: **Serious**

FUTURE OPS

29 CFR 1910.134(e)(1): The employer did not provide a medical evaluation to determine the employee-s ability to use a respirator, before the employee was fit tested or required to use the respirator in the workplace:

Spraying Operation - Employees required to wear tight-fitting air-purifying respirators such as, but not limited to, 3M half-mask respirators with 3M 60923 cartridges, while performing flammable liquid spraying operations were not provided with medical evaluations prior to donning the respirators.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$1,050.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 007b

Type of Violation: **Serious**

*Future
DTS*

29 CFR 1910.134(f)(2): Employee(s) using tight-fitting facepiece respirators were not fit tested prior to initial use of the respirator:

Spraying Operation - Employees required to wear tight-fitting air-purifying respirators such as, but not limited to, MSA half-mask respirators with 3M 60923 cartridges, while performing flammable liquid spraying operations were not fit tested prior to initial use of the respirators.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 007c Type of Violation: **Serious** ✓

29 CFR 1910.134(h)(2)(i): Respirators were not stored to protect them from damage, contamination, dust, sunlight, extreme temperatures, excessive moisture, and damaging chemicals or were not packed or stored to prevent deformation of the facepiece and exhalation valve:

Spraying Operation - Employees required to wear tight-fitting air-purifying respirators such as, but not limited to, 3M half-mask respirators with 3M 60923 cartridges, while performing flammable liquid spraying operations stored their respirators in the spray area on a workbench exposed to overspray residue.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 008

Type of Violation: **Serious** ✓

29 CFR 1910.157(c)(1): Portable fire extinguishers were not mounted, located and identified so that they were readily accessible without subjecting the employees to injuries:

Facility - Access to 3 portable fire extinguishers, 2 in fabrication and 1 in the spraying operation, was restricted due to equipment stored in front of them and were stored on the floor and on a bench. Employees who used flammable products such as, but not limited to; Xylene (Category 3 Flammable - flashpoint 78F), Sherwin Williams Acetone/SW (Category 2 Flammable), Sherwin Williams F77W8 Gloss White (Category 2 Flammable), Rust-Oleum Pro +LSPR Gloss Black (Category 1 Flammable), and also welding equipment were expected to use portable fire extinguishers to extinguish incipient stage fires.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$600.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 009

Type of Violation: **Serious** ✓

29 CFR 1910.212(a)(1): One or more methods of machine guarding was not provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks:

Production area - There was no point of operation guard provided for the Hyd-Mech band saw (Model S-20A). The band saw had a 15-inch wide unguarded section of the blade that exposed operators to potential amputation hazards.

Date By Which Violation Must Be Abated: 3/4/2015
Proposed Penalty: \$600.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 010

Type of Violation: **Serious** ✓

29 CFR 1910.243(c)(1): Abrasive wheel(s) were used on portable grinder(s) which were not provided with safety guard(s) meeting the requirements specified in 29 CFR 1910.243(c)(1) through (c)(4)

Welding Area - Two (2) angle grinders (one (1) Bosch and one(1) Skill) were unguarded and exposed the operator to flying debris and sparks.

Date By Which Violation Must Be Abated:
Proposed Penalty:

Corrected During Inspection
\$600.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 011

Type of Violation: **Serious**

29 CFR 1910.303(b)(1): Electrical equipment was not free from recognized hazards that were likely to cause death or serious physical harm to employees:

- a) Welding Area - The air compressor had damaged conduit at the compressor and at the power box that exposed the internal electrical conductors which created a shock hazard for employees working with and around the compressor.
- * b) Welding Area - The two (2) electrical boxes had open breaker slots that exposed the internal conductors and bus bar which created a shock hazard for employees who utilized the breakers.
- c) Transformer Room - The panel box had a missing knockout that exposed internal conductors which created a potential shock hazard.

Date By Which Violation Must Be Abated:

3/4/2015

Proposed Penalty:

\$1,500.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

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

Safety Order 01 Item 012a Type of Violation: **Serious**

29 CFR 1910.303(b)(2): Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling:

- a) Welding Area - A metal, wall mounted 220V single outlet electrical box with knockouts was used as a pendant box by welders on an as needed basis.
- b) Facility - Two (2) metal, wall mounted 110V outlet electrical box with knockouts wired with NM (non-metallic sheathed cable) cord were used as pendant boxes by employees on an as needed basis at the manager's office and in the transformer room.
- c) Edwards Ironworker - Non-metallic sheathed cable was used to supply power to the 55 ton Edwards Ironworker used by employees in the manufacture of rack systems.

Date By Which Violation Must Be Abated: **3/4/2015**
Proposed Penalty: **\$750.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 012b Type of Violation: **Serious** ✓

29 CFR 1910.305(g)(2)(ii): Flexible cords were not used only in continuous lengths without splice or tap:

Edwards Ironworker - A power cable for the ironworker consisted of non-metallic sheathed cable sections spliced into wiring from conduit at the wall, and an extension cord before being attached to the machine control box which exposed operators to electric shock/electrocution hazards and fire hazards.

Date By Which Violation Must Be Abated:	Corrected During Inspection
Proposed Penalty:	\$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

Safety Order 01 Item 013

Type of Violation: **Serious** ✓

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

Facility - Faceplates for 110V outlet boxes, used by employees on an as needed basis for various pieces of equipment, were missing exposing employees to electrical shock hazards in areas such as, but not limited to: Edwards ironworker, Ellis bandsaw, spraying operation, welding area, and rack storage areas.

Date By Which Violation Must Be Abated:
Proposed Penalty:

3/4/2015
\$600.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168

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

Safety Order 01 Item 014a Type of Violation: **Serious** ✓

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and/or cables were used as a substitute for the fixed wiring of a structure:

Facility - Flexible cords (extension cords) were used instead of permanent wiring to supply power to equipment such as, but not limited to: Hyd-Mech band saw, angle grinders, and halogen lights.

Date By Which Violation Must Be Abated: **3/4/2015**
Proposed Penalty: **\$600.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317456143
Inspection Date(s): 7/25/2014 - 12/12/2014
Issuance Date: 1/30/2015
CSHO ID: A9048
Optional Report No.: 072514

Safety Order and Notification of Penalty

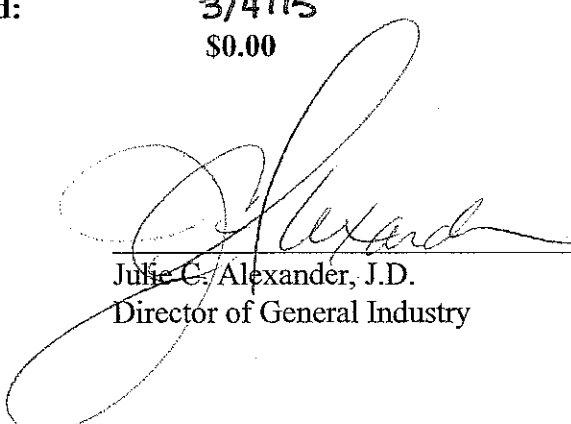
Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1; Plainfield, IN 46168

Safety Order 01 Item 014b Type of Violation: **Serious** ✓

29 CFR 1910.305(g)(2)(iii): Flexible cords were not connected to devices and fittings so that tension would not be transmitted to joints or terminal screws:

Facility - Three (3) extension cords supplying power to equipment such as, but not limited to, angle grinders, had the outer insulation separated from the plug due to strain relief problems.

Date By Which Violation Must Be Abated: **3/4/15**
Proposed Penalty: **\$0.00**



Julie C. Alexander, J.D.
Director of General Industry

Indiana Department of Labor

Indiana Occupational Safety and Health Administration
402 West Washington St - Room W195
Indianapolis, IN 46204
Phone: (317)232-2691 FAX: (317)233-8509



INVOICE/DEBT COLLECTION NOTICE

Company Name: Artisanz Fabrication
Inspection Site: 2198 Reeves Road Building 1, Plainfield, IN 46168
Issuance Date: 1/30/2015

Summary of Penalties for Inspection Number: 317456143

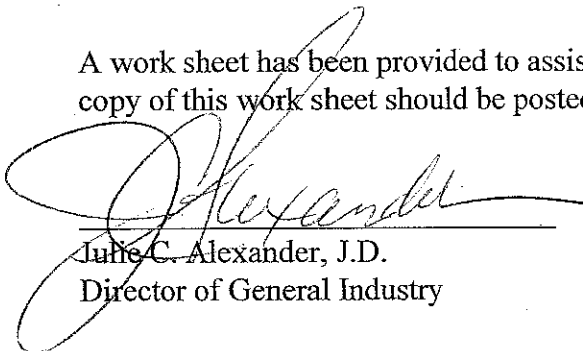
Safety Order 1, Serious = \$11,100.00
TOTAL PENALTIES = \$11,100.00

Penalties are due within fifteen (15) working days of receipt of this notification unless contested. Make your check or money order payable to: "Indiana DOL/IOSHA". Please indicate IOSHA's Inspection Number (indicated above) on the remittance.

IOSHA 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, conditions, or endorsements do not exist.

Corrective action, taken by you for each alleged violation should be submitted to this office on or about the abatement dates indicated on the Safety Order and Notification of Penalty.

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


Julie C. Alexander, J.D.
Director of General Industry

Date 1/30/15