

SETTLEMENT AGREEMENT

The Commissioner of Labor (hereinafter referred to as "Commissioner") and Dant Clayton Corporation (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. 317865418 issued to the Employer on October 28, 2015 in the following manner:

The employer name shall be amended to Tuttle Bronze and Aluminum, Inc.:

SAFETY ORDER 01:

- Item 1: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 2: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.
- Item 3: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.
- Item 4: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 5: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 6: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 7: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 8: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 9: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 10: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.
- Item 11: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.
- Item 12: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 13: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 14: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 15a - 15c: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 16: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.
- Item 17a and 17b: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
- Item 18: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.
- Item 19: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.

- Item 20: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
Item 21a and 21b: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
Item 22: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 31, 2015.
Item 23: Deleted. Penalty reduced to \$0.00. However, Employer agrees to abate by December 11, 2015.

SAFETY ORDER 02:

- Item 1: Deleted. However, Employer agrees to abate by December 31, 2015.

The TOTAL AGREED PENALTY is \$ 0.00.

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.

DANT CLAYTON CORPORATION

By: Don D. Schoenly

Title: Counsel

Date: Nov. 25, 2015

COMMISSIONER OF LABOR

By: [Signature]

Title: Director

Date: 12/16/15

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)233-3790



Certified Mail # 91 7190 0005 2720 0050 9960 10-28-15 JHS

Safety Order and Notification of Penalty

To:
Dant Clayton
1500 Bernheim Lane
Louisville, KY 40210

Inspection Number: 317865418
CSHO ID: D6936
Optional Report No.: 0001-15
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015

Inspection Site:
120 Shadowlawn Drive
Fishers, IN 46038

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 10/28/2015. 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: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 001

Type of Violation: **Serious**

29 CFR 1910.23(c)(1): Open sided floor(s) or platform(s) 4 feet or more above the adjacent floor or ground level were not guarded by standard railings (or the equivalent as specified in 29 CFR 1910.23(e)(3)(i) through (v)), on all open sides:

Shop 1 - Man lift platform used by employees did not have standard railings on all sides due to a lack of mid rail in one area of the lift. The chain did not meet requirements due to 5-inch chain deflection.

ANSI A1264.1-2007 section 5.6.2 does not allow chain deflection to exceed 3-inches.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,750.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 002 Type of Violation: **Serious**

29 CFR 1910.106(d)(3)(ii)(a): Metal cabinets were not constructed to be in compliance. The bottom, top, door, and sides of cabinet shall be at least No. 18 gage sheet iron and double walled with 1 1/2 - inch air space. Joints shall be riveted, welded or made tight by some equally effective means. The door shall be provided with a three-point lock, and the door sill shall be raised at least 2 inches above the bottom of the cabinet:

Shop 2 - materials such as, but not limited to, TNEMEC No. 2 thinner was stored in a flammable storage cabinet which did not meet the construction requirements of flammable storage cabinets, exposing employees to thermal burn hazards.

Date By Which Violation Must Be Abated: **12/4/2015**
Proposed Penalty: **\$1,400.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 003

Type of Violation: **Serious**

29 CFR 1910.106(e)(6)(ii): Category 1 or 2 flammable liquids, or Category 3 flammable liquids with a flashpoint below 100 °F (37.8 °C), were dispensed into containers without electrically interconnecting the nozzle and container:

Shop 2 - TNEMEC F46-465 coal tar paint was dispensed from a 5-gallon container to a smaller container without the containers being bonded together.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,400.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 005

Type of Violation: **Serious**

29 CFR 1910.147(d)(4)(i): Lockout or tagout devices were not affixed to each energy isolating device by authorized employees:

Shop 1 - Employees who perform tasks such as but not limited to changing out dies in presses are not locking out the power to the presses, exposing employees to caught-by hazards.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$3,500.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

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

29 CFR 1910.178(a)(5): The powered industrial truck was equipped with front-end attachments other than factory installed attachments, however the employer did not request that the truck be marked to identify the attachments and show the approximate weight of the truck and attachment combination at maximum elevation with load laterally centered:

Shop 1 - A man lift basket was used with a forklift, but the forklift was not evaluated and marked for use with the man lift.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,750.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 007 **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:

- a) Shop 1- Equipment such as, but not limited to, a Marvel band saw had sections of unused band saw blade which were not guarded.
- b) Shop 1- Equipment such as, but not limited to, a horizontal band saw had sections of unused band saw blade which were not guarded.
- c) Shop 1 - Equipment such as, but not limited to, a table sander had exposed pinch points between the sanding belt and pulleys.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$3,500.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 008 Type of Violation: **Serious**

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s):

- a) Shop 2 - The Walker-Turner drill press had an exposed drill bit and set screw, which exposed employees to caught-by hazards.
- b) Shop 1 - The cold saw had an exposed section of saw blade.
- c) Shop 1 - Radial arm saw #1 had an exposed section of saw blade.
- d) Shop 1 - Radial arm saw #2 had an exposed section of saw blade.
- e) Shop 1 - The Stone saw had an exposed section of saw blade.
- f) Shop 1 - The horizontal mill had an exposed bit.
- g) Shop 1 - The press brake had exposed pinch points between moving press parts.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$3,500.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 009

Type of Violation: **Serious**

29 CFR 1910.217(b)(4)(i): Pedal mechanism(s) on mechanical power press(es) full revolution clutches were not protected to prevent unintended operation from falling or moving objects or by accidental stepping onto the pedals:

Shop 1 - The foot pedal of the Federal mechanical power press had part of the foot guard tape up, bypassing the safety feature of the foot pedal.

Date By Which Violation Must Be Abated:
Proposed Penalty:

12/4/2015
\$1,750.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 010 **Type of Violation: Serious**

29 CFR 1910.217(b)(5)(i): Hand-lever-operated press(es) were not equipped with spring latch(es) on the operating lever to prevent premature or accidental tripping:

Shop 2 - The fitting press, a hand-operated press, was not equipped with a spring latch to prevent accidental tripping.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,750.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 011 Type of Violation: **Serious**

29 CFR 1910.217(b)(8)(iii): Mechanical power press control(s) did not incorporate a type of drive motor starter that would disconnect the drive motor from the power source in event of control voltage or power source failure and require operation of the mo

Shop 2 - The fitting press in building 2 was powered with a toggle switch which would not disconnect the drive motor from the power source in the event of control voltage or power source failure.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,750.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 012

Type of Violation: **Serious**

29 CFR 1910.217(c)(2)(i)(b): Point of operation guard(s) on mechanical power press(es) did not conform to the maximum permissible opening(s) specified in Table 10 O-10:

- a) Shop 1 - Opening in the point of operation guard for the Federal press was too large.
- b) Shop 2 - Opening in the rear of the Benchmaster press exposed employees to caught-in hazards of the point of operation of the press.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$3,500.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 013 **Type of Violation: Serious**

29 CFR 1910.219(b)(1): Flywheel(s) with parts seven feet or less above floor(s) or platform(s) were not guarded in accordance with the requirements specified in 29 CFR 1910.219(b)(1)(i) through (b)(1)(iv)

- a) Shop 2 - The flywheel of the fitting press was below 7-feet and not completely guarded.
- b) Shop 1 - The flywheel of the Federal mechanical power press was below 7-feet and not completely guarded.

Date By Which Violation Must Be Abated: **12/4/2015**
Proposed Penalty: **\$3,500.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN. 46038

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

29 CFR 1910.219(c)(4)(i): Unguarded projecting shaft end(s) did not present a smooth edge and end and projected more than one half the diameter of the shaft:

Shop 1 - Gardner polisher had a spindle which extended more than one half the diameter of the shaft.

Date By Which Violation Must Be Abated: **12/4/2015**
Proposed Penalty: **\$3,500.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

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 015a **Type of Violation: Serious**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform were not guarded in accordance with the requirements specified in 29 CFR 1910.219(m) and (o):

- a) Shop 2 - Fitting press had a pulley which was exposed.
- b) Shop 1 - Federal mechanical power press had a pulley which was exposed.
- c) Shop 1 - Gardner polisher had a pulley which was exposed.
- d) Shop 1 - Table sander had a pulley which was exposed.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,750.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 015b Type of Violation: **Serious**

29 CFR 1910.219(e)(2)(i): Overhead horizontal belt(s) with lower parts seven -7 feet or less from the floor(s) or platform(s) were not guarded on the sides and bottom in accordance with the requirements specified at CFR 1910.219(o)(3)

- a) Shop 2 - Fitting press had an exposed belt below 7-feet powering the press.
- b) Shop 1 - Federal mechanical power press had exposed drive belts below 7-feet.
- c) Shop 1 - Gardner polisher had exposed drive belts below 7-feet.
- d) Shop 1 - Table sander had exposed drive belts below 7-feet.

Date By Which Violation Must Be Abated: **12/4/2015**
Proposed Penalty: **\$0.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
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Issuance Date: 10/28/2015
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Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 015c **Type of Violation: Serious**

29 CFR 1910.219(e)(5)(i): Cone belt(s) and pulley(s) were not equipped with belt shifter(s) so constructed as to adequately guard the nip point of the belt and pulley:

Shop 2 - Walker-Turner drill press was powered by a drive belt and pulley which were not fully guarded.

Date By Which Violation Must Be Abated: **12/4/2015**
Proposed Penalty: **\$0.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 016 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)

Shop 2 - A 7" DeWalt angle grinder was used without the guard in place.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,400.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

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 017a Type of Violation: **Serious**

29 CFR 1910.252(a)(2)(vii): Where practicable, combustible materials were not relocated at least 35 feet (10.7 m) from the cutting or welding operation work site:

Shop 2 - Combustible materials such as but not limited to corrugated material and wooden shelves were within 35-feet of a welding process.

Date By Which Violation Must Be Abated: **12/4/2015**
Proposed Penalty: **\$1,400.00**

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 017b Type of Violation: **Serious**

29 CFR 1910.252(b)(2)(iii): Workers and other persons adjacent to the welding area were not protected from the rays by noncombustible or flameproof screens or shields:

Shop 1 - Employees working in adjacent work areas from welding operations were not protected from welding rays from welders.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$0.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 018

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:

Shop 2 - A table saw was powered by an extension cord which was powered by another extension cord, which created an electrical and thermal burn hazard.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,050.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 019 **Type of Violation: Serious**

29 CFR 1910.304(g)(5): The path to ground from circuits, equipment, and enclosures was not permanent, continuous, and effective:

Shop 2 - Fan was fed from an extension cord which was missing the ground pin.

Date By Which Violation Must Be Abated: 12/4/2015
Proposed Penalty: \$1,050.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 020 **Type of Violation: Serious**

29 CFR 1910.305(b)(1)(ii): Unused openings in boxes, cabinets, or fittings were not effectively closed:

- a) Shop 2 - Knife switch for the Tiger Stop up cut saw had an open hole in the box.
- b) Shop 2 - Walker-Turner drill press had an electrical box with an open hole.
- c) Shop 1 - Vertical band saw had an electrical box with an open hole.

Date By Which Violation Must Be Abated:	12/4/2015
Proposed Penalty:	\$1,400.00

Indiana Department of Labor
Occupational Safety and Health Administration

Inspection Number: 317865418
Inspection Date(s): 5/6/2015 - 6/24/2015
Issuance Date: 10/28/2015
CSHO ID: D6936
Optional Report No.: 0001-15

Safety Order and Notification of Penalty

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038

Safety Order 01 Item 022 **Type of Violation: Serious**

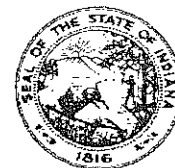
29 CFR 1910.305(g)(2)(iii): Flexible cords were not connected to devices and fittings so that tension would not be transmitted to joints or terminal screws:

- a) Shop 2 - Floor fan had the outer insulation of the wiring pulled back, which exposed the internal wiring.
- b) Shop 2 - Benchmaster press was powered with a foot switch which had the outer covering of the wiring pulled back.

Date By Which Violation Must Be Abated: **12/4/2015**
Proposed Penalty: **\$1,400.00**

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)233-3790



INVOICE/DEBT COLLECTION NOTICE

Company Name: Dant Clayton
Inspection Site: 120 Shadowlawn Drive, Fishers, IN 46038
Issuance Date: 10/28/2015

Summary of Penalties for Inspection Number: 317865418

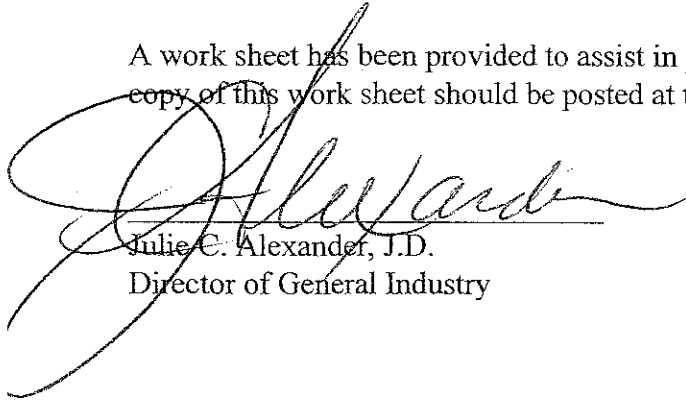
Safety Order 1, Serious	= \$45,850.00
Safety Order 2, NonSerious	= \$0.00
TOTAL PENALTIES	= \$45,850.00

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 E. Alexander, J.D.
Director of General Industry

10/28/15
Date