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FILE

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE IOSHA BOARD OF  
SAFETY REVIEW  
CASE DOCKET NO. 12-017 & 12-018

IN THE MATTER OF: )  
 )  
COMMISSIONER OF LABOR, )  
 )  
Complainant, )  
 )  
v. )  
 )  
PILKINGTON NORTH AMERICA )  
AND ITS SUCCESSORS, )  
 )  
Respondent. )

**F I L E D**

APR 09 2014

Indiana Board of  
Safety Review

**AGREED ENTRY**

The parties to the above-captioned proceeding, the Commissioner of the Indiana Department of Labor and Pilkington North America, through their duly authorized representatives, desiring to enter into this Agreed Entry as final settlement of this matter, do hereby stipulate and agree as follows:

**PART I.**

1. From March 19, 2012 through April 13, 2012, authorized employees of the Indiana Department of Labor conducted an inspection at the Respondent's jobsite located at 300 Northridge Dr., Shelbyville, IN 46176.

2. On July 27, 2012, the Commissioner of Labor issued Safety Order No. 1 (under Indiana Department of Labor Inspection No. 315673822) alleging that Pilkington North America had violated the Indiana Occupational Safety and Health Act (IC 22-8-1.1 *et seq.*) or the standards or rules thereunder. Safety Order No. 1 is attached hereto as Exhibit A and is incorporated herein.

3. On August 17, 2012, Respondent duly and timely petitioned for review of Safety Order No. 1.

4. On August 21, 2012, said Safety Order was affirmed and said petition was granted and the matter was certified to the Board of Safety Review and docketed as case no. 12-017.

5. From March 19, 2012 through April 17, 2012, authorized employees of the Indiana Department of Labor conducted an inspection at the Respondent's jobsite located at 300 Northridge Dr., Shelbyville, IN 46176.

6. On August 20, 2012, the Commissioner of Labor issued Safety Order Nos. 1, 2, and 3 (under Indiana Department of Labor Inspection No. 315867184) alleging that Pilkington North America had violated the Indiana Occupational Safety and Health Act (IC 22-8-1.1 *et seq.*) or the standards or rules thereunder. Safety Order Nos. 1, 2, and 3 are attached hereto as Exhibit B and are incorporated herein.

7. On September 10, 2012, Respondent duly and timely petitioned for review of Safety Order Nos. 1, 2, and 3.

8. On September 12, 2012, said Safety Orders were affirmed and said petition was granted and the matter was certified to the Board of Safety Review and docketed as case no. 12-018.

9. Pursuant to the Board of Safety Review's *Order on Prehearing Teleconference and Discovery*, dated December 28, 2012, case nos. 12-017 and 12-018 were consolidated.

## PART II.

10. Said Safety Order No. 1, under 12-017, consists of Item Nos. 1, 2, 3, 4, 5, and 6.

11. Safety Order No. 1; Item No. 1, under 12-017, alleges a "Repeat" violation of 29 CFR 1910.147(c)(4)(ii) and assesses a total penalty of Twenty-Five Thousand Dollars (\$25,000).

12. Safety Order No. 1, Item No. 2, under 12-017, alleges a "Repeat" violation of 29 CFR 1910.147(c)(6)(i)(C) and assesses a total penalty of Twenty-Five Thousand Dollars (\$25,000).

13. Safety Order No. 1, Item No. 3, under 12-017, alleges a "Repeat" violation of 29 CFR 1910.147(c)(6)(ii) and assesses a total penalty of Twenty-Five Thousand Dollars (\$25,000).

14. Safety Order No. 1, Item No. 4, under 12-017, alleges a "Repeat" violation of 29 CFR 1910.147(c)(7)(i) and assesses a total penalty of Twenty-Five Thousand Dollars (\$25,000).

15. Safety Order No. 1, Item No. 5, under 12-017, alleges a "Repeat" violation of 29 CFR 1910.212(a)(1) and assesses a total penalty of Twenty-Five Thousand Dollars (\$25,000).

16. Safety Order No. 1, Item No. 6, under 12-017, alleges a "Repeat" violation of 29 CFR 1910.303(g)(2)(i) and assesses a total penalty of Twenty-Five Thousand Dollars (\$25,000).

17. The total penalty for Safety Order No. 1, under 12-017, is One Hundred Fifty Thousand Dollars (\$150,000).

### PART III.

18. Said Safety Order No. 1, under 12-018, consists of Item Nos. 1a, 1b, 1c, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17a, 17b, 18, and 19.

19. Safety Order No. 1, Item No. 1a, under 12-018, alleges a "Serious" violation of 29 CFR 1910.22(a)(1) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

20. Safety Order No. 1, Item No. 1b, under 12-018, alleges a "Serious" violation of 29 CFR 1910.22(a)(2) and shares the assessed total penalty with Item 1a.

21. Safety Order No. 1, Item No. 1c, under 12-018, alleges a "Serious" violation of 29 CFR 1910.22(d)(1) and shares the assessed total penalty with Item 1a.

22. Safety Order No. 1, Item No. 2, under 12-018, alleges a "Serious" violation of 29

CFR 1910.23(c)(3) and assesses a total penalty of Five Thousand Dollars (\$5,000).

23. Safety Order No. 1, Item No. 3, under 12-018, alleges a "Serious" violation of 29 CFR 1910.37(a)(3) and assesses a total penalty of Three Thousand Five Hundred Dollars (\$3,500).

24. Safety Order No. 1, Item No. 4, under 12-018, alleges a "Serious" violation of 29 CFR 1910.97(a)(3)(i) and assesses a total penalty of Five Thousand Dollars (\$5,000).

25. Safety Order No. 1, Item No. 5, under 12-018, alleges a "Serious" violation of 29 CFR 1910.106(d)(4)(i) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

26. Safety Order No. 1, Item No. 6, under 12-018, alleges a "Serious" violation of 29 CFR 1910.106(d)(4)(i) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

27. Safety Order No. 1, Item No. 7, under 12-018, alleges a "Serious" violation of 29 CFR 1910.106(d)(4)(i) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

28. Safety Order No. 1, Item No. 8, under 12-018, alleges a "Serious" violation of 29 CFR 1910.106(d)(4)(iii) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

29. Safety Order No. 1, Item No. 9, under 12-018, alleges a "Serious" violation of 29 CFR 1910.106(d)(4)(iv) and assesses a total penalty of Three Thousand Five Hundred Dollars (\$3,500).

30. Safety Order No. 1, Item No. 10, under 12-018, alleges a "Serious" violation of 29 CFR 1910.132(a) and assesses a total penalty of Five Thousand Dollars (\$5,000).

31. Safety Order No. 1, Item No. 11, under 12-018, alleges a "Serious" violation of 29 CFR 1910.132(f)(1)(i) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

32. Safety Order No. 1, Item No. 12, under 12-018, alleges a "Serious" violation of 29 CFR 1910.132(f)(1)(ii) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

33. Safety Order No. 1, Item No. 13, under 12-018, alleges a "Serious" violation of 29 CFR 1910.132(f)(1)(iii) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

34. Safety Order No. 1, Item No. 14, under 12-018, alleges a "Serious" violation of 29 CFR 1910.137(b)(2)(ii) and assesses a total penalty of Five Thousand Dollars (\$5,000).

35. Safety Order No. 1, Item No. 15, under 12-018, alleges a "Serious" violation of 29 CFR 1910.146(c)(1) and assesses a total penalty of Five Thousand Dollars (\$5,000).

36. Safety Order No. 1, Item No. 16, under 12-018, alleges a "Serious" violation of 29 CFR 1910.147(c)(5)(ii)(D) and assesses a total penalty of Two Thousand Five Hundred Dollars (\$2,500).

37. Safety Order No. 1, Item No. 17a, under 12-018, alleges a "Serious" violation of 29 CFR 1910.219(d)(1) and assesses a total penalty of Three Thousand Five Hundred Dollars (\$3,500).

38. Safety Order No. 1, Item No. 17b, under 12-018, alleges a "Serious" violation of 29 CFR 1910.219(e)(1)(i) and shares the assessed total penalty with Item 17a.

39. Safety Order No. 1, Item No. 18, under 12-018, alleges a "Serious" violation of 29 CFR 1910.219(f)(3) and assesses a total penalty of Five Thousand Dollars (\$5,000).

40. Safety Order No. 1, Item No. 19, under 12-018, alleges a "Serious" violation of 29 CFR 1910.303(b)(6) and assesses a total penalty of Five Thousand Dollars (\$5,000).

41. The total penalty for Safety Order No. 1, under 12-018, is Sixty-Eight Thousand Dollars (\$68,000).

42. Said Safety Order No. 2, under 12-018, consists of Item Nos. 1, 2, and 3.

43. Safety Order No. 2, Item No. 1, under 12-018, alleges a "Knowing" violation of 29 CFR 1910.147(c)(6)(i)(C) and assesses a total penalty of Seventy Thousand Dollars (\$70,000).

44. Safety Order No. 2, Item No. 2, under 12-018, alleges a "Knowing" violation of 29 CFR 1910.212(a)(1) and assesses a total penalty of Seventy Thousand Dollars (\$70,000).

45. Safety Order No. 2, Item No. 3, under 12-018, alleges a "Knowing" violation of 29 CFR 1910.303(g)(2)(i) and assesses a total penalty of Seventy Thousand Dollars (\$70,000).

46. The total penalty for Safety Order No. 2, under 12-018, is Two Hundred Ten Thousand Dollars (\$210,000).

47. Said Safety Order No. 3, under 12-018, consists of Item Nos. 1, 2, 3, and 4.

48. Safety Order No. 3, Item No. 1, under 12-018, alleges a "Repeat" violation of 29 CFR 1910.23(c)(1) and assesses a total penalty of Twenty-Five Thousand Dollars (\$25,000).

49. Safety Order No. 3, Item No. 2, under 12-018, alleges a "Repeat" violation of 29 CFR 1910.147(c)(4)(ii) and assesses a total penalty of Fifty Thousand Dollars (\$50,000).

50. Safety Order No. 3, Item No. 3, under 12-018, alleges a "Repeat" violation of 29 CFR 1910.147(c)(5)(i) and assesses a total penalty of Fifty Thousand Dollars (\$50,000).

51. Safety Order No. 3, Item No. 4, under 12-018, alleges a "Repeat" violation of 29 CFR 1910.147(c)(7)(i) and assesses a total penalty of Fifty Thousand Dollars (\$50,000).

52. The total penalty for Safety Order No. 3, under 12-018, is One Hundred Seventy-Five

Thousand Dollars (\$175,000).

53. The total combined penalty for Safety Order Nos. 1, 2, and 3, under 12-018, is Four Hundred Fifty-Three Thousand Dollars (\$453,000).

PART IV.

54. Safety Order No. 1, Item No. 1, under 12-017, remains unchanged in its entirety and the penalty remains Twenty-Five Thousand Dollars (\$25,000).

55. Safety Order No. 1, Item No. 2, under 12-017, remains unchanged in its entirety and the penalty remains Twenty-Five Thousand Dollars (\$25,000).

56. Safety Order No. 1, Item No. 3, under 12-017, remains unchanged in its entirety and the penalty remains Twenty-Five Thousand Dollars (\$25,000).

57. Safety Order No. 1, Item No. 4, under 12-017, remains unchanged in its entirety and the penalty remains Twenty-Five Thousand Dollars (\$25,000).

58. Safety Order No. 1, Item No. 5, under 12-017, remains unchanged in its entirety and the penalty remains Twenty-Five Thousand Dollars (\$25,000).

59. Safety Order No. 1, Item No. 6, under 12-017, remains unchanged in its entirety and the penalty remains Twenty-Five Thousand Dollars (\$25,000).

60. Safety Order No. 1, Item Nos. 1a, 1b, and 1c, under 12-018, remain unchanged in their entirety and the penalty remains Two Thousand Five Hundred Dollars (\$2,500).

61. Safety Order No. 1, Item No. 2, under 12-018, remains unchanged in its entirety and the penalty remains Five Thousand Dollars (\$5,000).

62. Safety Order No. 1, Item No. 3, under 12-018, remains unchanged in its entirety and the penalty remains Three Thousand Five Hundred Dollars (\$3,500).

63. Safety Order No. 1, Item No. 4, under 12-018, remains unchanged in its entirety and

the penalty remains Five Thousand Dollars (\$5,000).

64. Safety Order No. 1, Item No. 5, under 12-018, remains unchanged in its entirety and the penalty remains Two Thousand Five Hundred Dollars (\$2,500).

65. Safety Order No. 1, Item No. 6, under 12-018, remains unchanged in its entirety and the penalty remains Two Thousand Five Hundred Dollars (\$2,500).

66. Safety Order No. 1, Item No. 7, under 12-018, remains unchanged in its entirety and the penalty remains Two Thousand Five Hundred Dollars (\$2,500).

67. Safety Order No. 1, Item No. 8, under 12-018, remains unchanged in its entirety and the penalty remains Two Thousand Five Hundred Dollars (\$2,500).

68. Safety Order No. 1, Item No. 9, under 12-018, remains unchanged in its entirety and the penalty remains Three Thousand Five Hundred Dollars (\$3,500).

69. Safety Order No. 1, Item Nos. 10-13, under 12-018, are amended by grouping Items 11-13 with Item 10 as one Serious Violation and the total penalty is reduced from Twelve Thousand Five Hundred Dollars (\$12,500) to Five Thousand Dollars (\$5,000).

70. Safety Order No. 1, Item No. 14, under 12-018, remains unchanged in its entirety and the penalty remains Five Thousand Dollars (\$5,000).

71. Safety Order No. 1, Item No. 15, under 12-018, remains unchanged in its entirety and the penalty remains Five Thousand Dollars (\$5,000).

72. Safety Order No. 1, Item No. 16, under 12-018, remains unchanged in its entirety and the penalty remains Two Thousand Five Hundred Dollars (\$2,500).

73. Safety Order No. 1, Item Nos. 17a and 17b, under 12-018, remain unchanged in their entirety and the penalty remains Three Thousand Five Hundred Dollars (\$3,500).

74. Safety Order No. 1, Item No. 18, under 12-018, remains unchanged in its entirety and



the penalty remains Five Thousand Dollars (\$5,000).

75. Safety Order No. 1, Item No. 19, under 12-018, remains unchanged in its entirety and the penalty remains Five Thousand Dollars (\$5,000).

76. Safety Order No. 2, Item No. 1, under 12-018, remains unchanged in its entirety and the penalty remains Seventy Thousand Dollars (\$70,000).

77. Safety Order No. 2, Item No. 2, under 12-018, remains unchanged in its entirety and the penalty remains Seventy Thousand Dollars (\$70,000).

78. Safety Order No. 2, Item No. 3, under 12-018, remains unchanged in its entirety and the penalty remains Seventy Thousand Dollars (\$70,000).

79. Safety Order No. 3, Item No. 1, under 12-018, remains unchanged in its entirety and the penalty remains Twenty-Five Thousand Dollars (\$25,000).

80. Safety Order No. 3, Item No. 2, under 12-018, shall be deleted in its entirety.

81. Safety Order No. 3, Item No. 3, under 12-018, remains unchanged in its entirety and the penalty remains Fifty Thousand Dollars (\$50,000).

82. Safety Order No. 3, Item No. 4, under 12-018, shall be deleted in its entirety.

83. The AGREED total penalty for all violations and all subparts thereunder, subject to this Agreed Entry, is Four Hundred Ninety-Five Thousand Five Hundred Dollars (\$495,500).

84. Respondent agrees to properly abate the hazards cited in Safety Order No. 1, Item No. 2b, under case #12-018, and certify said abatement to Complainant on or before June 30, 2014.

85. Respondent agrees to properly abate the hazards cited in Safety Order No. 1, Item Nos. 2a, 17a and 17b, and Safety Order No. 2, Item No. 2, all under case #12-018, and certify said abatement to Complainant on or before December 31, 2014.

86. Respondent further agrees to take the following interim measures for the hazards

identified herein that remain to be abated: 1) post warning signs on or near the hazards to alert employees of potential dangers, 2) provide training to employees, specifically in the area of machine guarding, and 3) provide dedicated personnel to address all remaining hazards until properly abated.

87. Respondent further agrees to contact INSafe within sixty (60) days after June 30, 2014, or after all remaining abatement has been certified to Complainant, to schedule a consultation at the parties' earliest opportunity.

88. It is understood and agreed by the Respondent and Complainant that this Agreed Entry and attachments will constitute a final, enforceable OSHA Safety Order(s) and penalties for the purposes of the Indiana Occupational Safety and Health Act ("Act").

89. Respondent confirms Complainant's right to re-inspect its workplaces, in accordance with the Act and to verify abatement of the alleged violations.

90. Respondent hereby withdraws its petition for review previously filed in this matter.

#### PART V.

91. Nothing contained in this Agreed Entry shall be construed to affect the Commissioner's interpretation of the Act or any standard or regulation enforced pursuant thereto or the applicable classification thereof.

92. 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 the Respondent shall be deemed an admission by Respondent 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

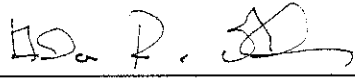
other purpose, except as herein stated.

93. The invalidity or unenforceability of any section, subsection, clause or provision of this Agreed Entry does not affect the remaining sections, subsections, clauses, or provisions of this Agreed Entry.

94. Respondent, upon full execution of this Agreed Entry, shall post this Agreed Entry for three (3) working days or until abatement is completed, whichever period is longer, pursuant to Board of Safety Review Rules of Procedure, 615 IAC 1-2-18(b)(3)(C).

AGREED this 31<sup>st</sup> day of March, 2014.


PILKINGTON NORTH AMERICA

By: 

Printed: Alan R. Graham

Title: Vice President and Secretary

COMMISSIONER OF LABOR

By:   
Timothy E. Maley  
Deputy Commissioner IOSHA

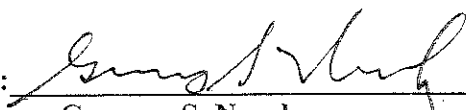
UNITED STEELWORKERS, LOCAL 7703

By: 

Printed: Keith Coon

Title: USW LOCAL 7703 President

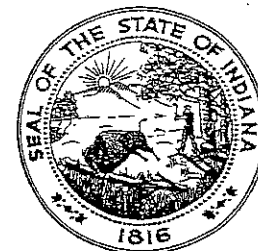
Approved as to Form

By:   
Gregory S. Narsh,  
Counsel for Respondent

By:   
J. Anthony Hardman,  
Counsel for Complainant



Indiana Department of Labor  
Indiana Occupational Safety and Health Administration  
402 West Washington Street  
Room W195  
Indianapolis, IN 46204-2751  
Phone: 317/232-1979 Fax: 317/233-8509



*Certified mail # 7003 1010 0003 5732 4132 8-20-12 jto*

## Safety Order and Notification of Penalty

To:  
  
Pilkington,  
and its successors  
300 Northridge Drive  
Shelbyville, IN 46176

Inspection Number: 315867184  
Inspection Date(s): 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012

Inspection Site:  
  
300 Northridge Drive  
Shelbyville, IN 46176

*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.

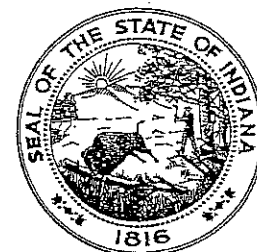
**Followup Inspections** - Please be advised that a followup inspection may be made for the purpose of ascertaining that you have posted the safety order(s) and corrected the alleged violations. Failure to correct an alleged violation may result in additional penalties for each day that the violation 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.





### NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with IOSHA to discuss the safety order(s) issued on 08/20/2012. The conference will be held at the IOSHA office located at 402 West

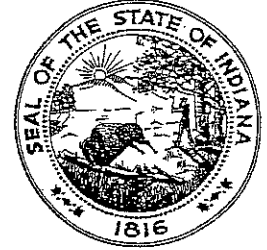
Washington Street, Room W195, Indianapolis, IN 46204 on \_\_\_\_\_ at

\_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.

Indiana Department of Labor

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

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

Safety Order 1 Item 1a Type of Violation: **Serious**

29 CFR 1910.22(a)(1): Place(s) of employment were not kept clean and orderly, or in a sanitary condition:

- a). Cullet System- Catwalk- Northside- At the time of inspection , crushed glass was all over top of catwalk.
- b). J-Line Cullet Belt- Pit-At the time of inspection crushed glass was all over floor where employee climbed down in.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$2,500.00

Safety Order 1 Item 1b Type of Violation: **Serious**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) were not maintained, so far as possible, in a dry condition:

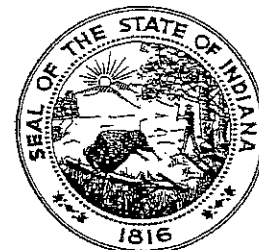
- a)- Glass Dryer Area - At the time of the inspection an area approximately 8 foot, approximately 1/4 inch deep was all over the concrete floor.
- b) - Eyewash & shower for the battery charging area drains out on the work floor , does not have a floor drain.

**Date By Which Violation Must be Abated:** 09/14/2012

Indiana Department of Labor

Indiana Occupational Safety and Health Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

Safety Order 1 Item 1c Type of Violation: **Serious**

29 CFR 1910.22(d)(1): In every building or other structure, or part thereof, used for mercantile, business, industrial, or storage purposes, the loads approved by the building official shall be marked on plates of approved design which shall be supplied and securely affixed by the owner of the building, or his duly authorized agent, in a conspicuous place in each space to which they relate. Such plates shall not be removed or defaced but, if lost, removed, or defaced, shall be replaced by the owner or his agent.

a)- Mezzanine - Upper level- Storage area where employer store's supplies such as , but not limited to grinding wheels, gloves, parts, motors did not have a floor load limit sign posted.

**Date By Which Violation Must be Abated: 09/14/2012**

Safety Order 1 Item 2 Type of Violation: **Serious**

29 CFR 1910.23(c)(3): Standard railing(s) and toeboard(s) were not provided on opensided floor(s), walkway(s), platform(s), or runway(s), adjacent to or above dangerous equipment:

- a) Print Room 2 - Walkway that operators and other employees use to travel from one side of printer to the other with moving conveyor below does not have a guardrail protecting employees from falling off walkway.
- b) Print Room 5 - Walkway that operators and other employees use to travel from one side of printer to the other with moving conveyor below does not have a guardrail protecting employees from falling off walkway.

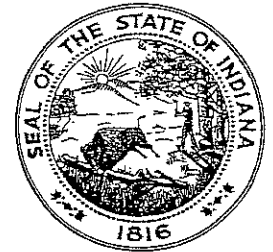
**Date By Which Violation Must be Abated: 09/14/2012**

**Proposed Penalty: \$5,000.00**

**Indiana Department of Labor**

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

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Safety Order 1 Item 3 Type of Violation: **Serious**

29 CFR 1910.37(a)(3): Exit routes must be free and unobstructed. No materials or equipment may be placed, either permanently or temporarily, within the exit route

Westside - Exit Door #4 - Door marked exit was blocked with debris.

Date By Which Violation Must be Abated: 09/14/2012  
Proposed Penalty: \$3,500.00

Safety Order 1 Item 4 Type of Violation: **Serious**

29 CFR 1910.97(a)(3)(i): The radio frequency radiation hazard warning symbol(s) did not consist of the following components as shown in figure G11:

CBG - A-G -H Lines - There was no warning symbol for radio frequency radiation hazards.

Date By Which Violation Must be Abated: 09/14/2012  
Proposed Penalty: \$5,000.00

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Safety Order 1 Item 5 Type of Violation: **Serious**

29 CFR 1910.106(d)(4)(i): Inside flammable or combustible liquid storage room(s) were not constructed to meet the required fire resistive rating as specified in NFPA 251 1969:

Back Storage Area- Room that Pilkington management told CSHO'S at time of inspection was used for storing empty and full containers of combustibles & flammable's (class #2) was constructed of metal siding , plastic walls & 2"x 4" wooden boards.

Date By Which Violation Must be Abated: 09/14/2012  
Proposed Penalty: \$2,500.00

Indiana Department of Labor

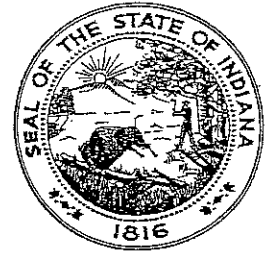
Indiana Occupational Safety and Health Administration

Inspection Number: 315867184

Inspection Dates: 03/19/2012 -

04/17/2012

Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington

Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

Safety Order 1 Item 6 Type of Violation: **Serious**

29 CFR 1910.106(d)(4)(i): Inside flammable or combustible storage room opening(s) into other room(s) or building(s) were not provided with approved self closing fire door(s):

Back Storage Area - Room that Pilkington management told CSHO'S at time of inspection was used for storing empty and full containers of combustibles & flammable's (class#2) did not have self closing fire doors.

Date By Which Violation Must be Abated: **09/14/2012**

Proposed Penalty: **\$2,500.00**

Safety Order 1 Item 7 Type of Violation: **Serious**

29 CFR 1910.106(d)(4)(i): Opening(s) from inside flammable and combustible storage room(s) into other rooms or buildings were not provided with noncombustible liquid tight raised sills or ramps at least 4 inches in height:

Back Storage Area- Room that Pilkington management told CSHO'S at time of inspection was used for storing empty & full containers of combustibles & flammable's did not have any way to contain a flammable or combustible spill.

Date By Which Violation Must be Abated: **09/14/2012**

Proposed Penalty: **\$2,500.00**

~~Safety Order 1 Item 8 Type of Violation: **Serious**~~

~~29 CFR 1910.106(d)(4)(iii): Electrical wiring and equipment in inside storage room(s) for Class I liquids were not of the type approved for Class I Division 2 hazardous locations:~~

~~a) - Back Storage Area - Room that Pilkington management told CSHO'S at time of inspection was used for storing flammable's & combustibles did not have any explosion proof wiring.~~

~~b) - Flammable Storage Room - did not have explosion proof wiring.~~

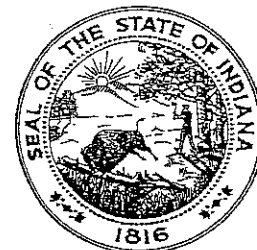
~~Date By Which Violation Must be Abated: **09/14/2012**~~

~~Proposed Penalty: **\$2,500.00**~~

**Indiana Department of Labor**

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

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Safety Order 1 Item 9 Type of Violation: **Serious**

29 CFR 1910.106(d)(4)(iv): Inside flammable or combustible liquid storage room(s) were not provided with either a gravity or a mechanical exhaust ventilation system:

- a) - Back Storage Area - Room that Pilkington management told CSHO's at time of inspection was used for storing flammable's & combustibles did not have a mechanical exhaust ventilation system.
- b) - Flammable Storage Room - At the time of inspection the mechanical exhaust system did not work.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$3,500.00

Safety Order 1 Item 10 Type of Violation: **Serious**

29 CFR 1910.132(a): Protective equipment was not used when necessary whenever hazards capable of causing injury and impairment were encountered:

- a) - JLG Lift #482041 - Employee traveling down aisle way operating JLG lift was not wearing any fall protection.
- b) - C line Final Washer - Maintenance tech's do not have any fall protection when standing and working off washer.
- c) - A line Final Washer - Maintenance tech's do not have any fall protection when standing and working off washer

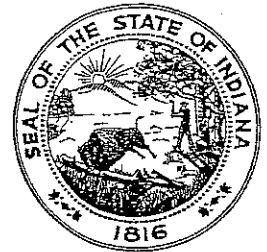
**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$5,000.00

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Indiana Department of Labor

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

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Safety Order 1 Item 11 Type of Violation: **Serious**

29 CFR 1910.132(f)(1)(i) :When PPE is necessary the employer shall provide training to each employee who is required to use PPE. Training should consist of when PPE is necessary, what PPE is necessary and how to properly don, doff, adjust, and wear PPE:

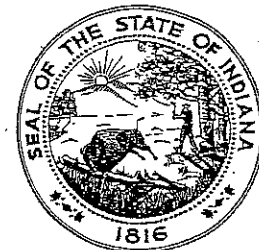
JLG Lift B450-#482041- Employee operating lift traveling down aisle way did not know he was suppose to wear fall protection while moving lift down aisleway.

Date By Which Violation Must be Abated: 09/14/2012  
Proposed Penalty: \$2,500.00

**Indiana Department of Labor**

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 -  
04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

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Safety Order 1 Item 12 Type of Violation: **Serious**

29 CFR 1910.132(f)(1)(ii): When PPE is necessary the employer shall provide training to each employee who is required to use PPE. Training should consist of when PPE is necessary, what PPE is necessary and how to properly don, doff, adjust, and wear PPE:

JLG Lift-E450-#482041: Employee was not trained on what PPE to wear when moving or traveling down aisle way.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$2,500.00

Safety Order 1 Item 13 Type of Violation: **Serious**

29 CFR 1910.132(f)(1)(iii): When PPE is necessary the employer shall provide training to each employee who is required to use PPE. Training should consist of when PPE is necessary, what PPE is necessary and how to properly don, doff, adjust, and wear PPE:

Maintenance Department Maintenance employee exposed to working 4 feet or more off working floor was not trained on how to wear and adjust fall protection.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$2,500.00

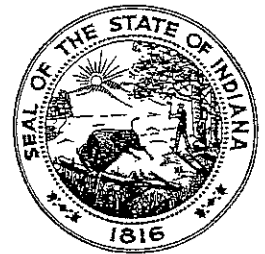
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Indiana Department of Labor

Indiana Occupational Safety and Health Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

Safety Order 1 Item 14 Type of Violation: **Serious**

29 CFR 1910.137(b)(2)(ii):

Insulating equipment shall be inspected for damage before each day's use and immediately following any incident that can reasonably be suspected of having caused damage. Insulating gloves shall be given an air test, along with the inspection.

Maintenance Department - Arc Flash High Voltage gloves that maintenance tech's are required to wear when working with live high voltage electrical equipment are not tested.

**Date By Which Violation Must be Abated: 09/14/2012**  
**Proposed Penalty: \$5,000.00**

Safety Order 1 Item 15 Type of Violation: **Serious**

29 CFR 1910.146(c)(1): The employer did not evaluate the workplace to determine if any spaces were permit-required confined spaces:

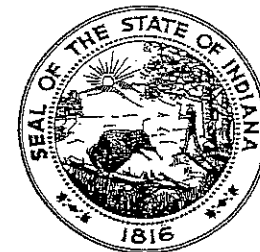
Facility Wide - Employees enter spaces such as ,but not limited to cullet tunnel ,cullet pit at end of J-line, furnace heads above conveyors ,on lines A-H &lines 1-5 and washer Heat Exchangers.

**Date By Which Violation Must be Abated: 09/14/2012**  
**Proposed Penalty: \$5,000.00**

Indiana Department of Labor

Indiana Occupational Safety and Health Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

Safety Order 1 Item 16 Type of Violation: **Serious**

29 CFR 1910.147(c)(5)(ii)[D] : Lock-out devices and tag-out devices did not indicate the identify of the employee applying the device(s) :

Facility Wide : Maintenance tech's and other employee's assigned locks to de-energize energy sources leading to machinery cannot be identified as to who has the machinery de-energized.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$2,500.00

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

Safety Order 1 Item 17a 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 at 29 CFR 1910.219(m) & (o):

Facility Wide - Employee's are exposed to rotating pulley's that vary in size pulley's are unguarded, guarded, guarding that you can go between , step over or remove , there are over 10 instances on line 5.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$3,500.00

Safety Order 1 Item 17b Type of Violation: **Serious**

29 CFR 1910.219(e)(1)(i): Horizontal belts which had both runs seven feet or less from the floor level were not guarded with a guard that extended to at least fifteen inches above the belt:

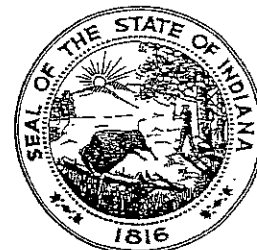
Facility Wide - Employees are exposed to rotating horizontal belts that vary in size belts are unguarded , guarded , guarding that you can go between ,step over or remove , there are over 10 instances on line 5.

**Date By Which Violation Must be Abated:** 09/14/2012

Indiana Department of Labor

Indiana Occupational Safety and Health Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

Safety Order 1 Item 18 Type of Violation: **Serious**

29 CFR 1910.219(f)(3): Sprocket wheels and chains which were seven feet or less above floors or platforms were not enclosed:

J-Line- Cullet Pit - Employee's are exposed to unguarded chains and sprockets when working in L-shape pit & other area's of the facility such as but not limited to blasting furnace area's.

Date By Which Violation Must be Abated: 09/14/2012  
Proposed Penalty: \$5,000.00

Safety Order 1 Item 19 Type of Violation: **Serious**

29 CFR 1910.303(b)(6):

*Deteriorating agents.* Unless identified for use in the operating environment, no conductors or equipment shall be located in damp or wet locations; where exposed to gases, fumes, vapors, liquids, or other agents that have a deteriorating effect on the conductors or equipment; or where exposed to excessive temperatures

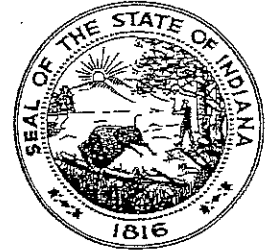
- a) - G-line- Cable trays for wire enclosures was marked Type 1 , and installed in wet locations.
- b) - Shipping - Battery Charging Area - Electrical breaker panel is approximately 28" from eye wash station and is not designed for wet locations , eye wash and shower drains out on floor.

Date By Which Violation Must be Abated: 09/14/2012  
Proposed Penalty: \$5,000.00

Indiana Department of Labor

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 -  
04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

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Safety Order 2 Item 1 Type of Violation: **Knowing**

29 CFR 1910.147(c)(6)(i)(C): Where lockout was used for energy control, the periodic inspection did not include a review, between the inspector and each authorized employee, of that employee's responsibilities under the energy control procedure being inspected:

Facility Wide - On March 19, 2012 and at times prior, Maintenance Tech's were not evaluated on an annual basis to ensure that the authorized employees are performing their responsibilities under the energy control procedures correctly.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$70,000.00

Safety Order 2 Item 2 Type of Violation: **Knowing**

29 CFR 1910.212(a)(1): Machine guarding was not provided to protect operator(s) and other employees from hazard(s) created by moving automated robotic equipment and ingoing nip points:

Facility Wide - Employees are exposed to moving machinery (robots) (, ingoing nip points & guarding that can be removed and or stepped over with 10 instances just on line 5.

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**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$70,000.00

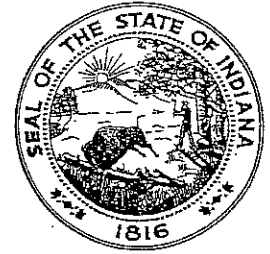
Indiana Department of Labor

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184

Inspection Dates: 03/19/2012 -  
04/17/2012

Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington

Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

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Safety Order 2 Item 3 Type of Violation: **Knowing**

29 CFR 1910.303(g)(2)(i): Live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by approved cabinets or other forms of approved enclosures, or other means listed under this provision:

- a) - Column H15- Square D electrical panel with 36 breakers had breakers 30,32,34,& 36 creating exposed live wiring.
- b)- Outside Print Room 2B- Breaker box that controls electrical outlets and lighting with 6 breakers missing had masking tape covering exposed live wiring

Date By Which Violation Must be Abated:

09/14/2012

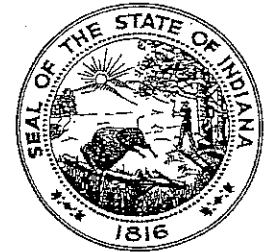
Proposed Penalty:

\$70,000.00

**Indiana Department of Labor**

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 -  
04/17/2012  
Issuance Date: 08/20/2012



**Safety Order and Notification of Penalty**

**Company Name:** Pilkington  
**Inspection Site:** 300 Northridge Drive, Shelbyville, IN 46176

**Safety Order 3 Item 1 Type of Violation: Repeat**

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 of the elevated work areas:

- a)- Mold/Tooling- Above Break Room/ Office - On March 20, 2012 and times prior the Upper storage area approximately 9' above concrete work floor & area approximately 11' deep & 41' wide did not have a guard rail. On July 8, 2010 Pilkington had a partial inspection # 314358078 and was cited for the exact violation.
- b) - Heat Exchanger - Washer - Maintenance Tech's who are required to climb ladder and walk across top of washers do not have any protection from falling 11' to concrete floor.

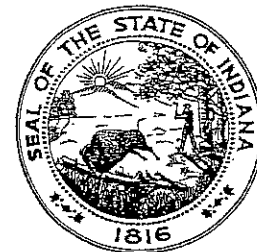
Pilkington was previously cited for a violation of this Occupational Safety and Health Standard or its equivalent Standard 29 CFR 1910.23(c)(1), which was contained in OSHA inspection number 314358078, citation number 01, item number 001, issued on 08/23/10, with respect to a workplace located at Pilkington North America, 300 Northridge Drive, Shelbyville, IN 46176.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$25,000.00

**Indiana Department of Labor**

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 -  
04/17/2012  
Issuance Date: 08/20/2012



Safety Order and Notification of Penalty

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

Safety Order 3 Item 2 Type of Violation: **Repeat**

29 CFR 1910.147(c)(4)(ii): The energy control procedures did not clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, including, but not limited to Items AD of this section:

Facility Wide- Employer does not adequately train maintenance tech's and other employee's who are exposed to hazards such as but not limited to pneumatic pressure, electrical and unguarded pinch points and rotating parts.

Pilkington was previously cited for a violation of this Occupational Safety and Health Standard or its equivalent Standard 1910.147(c)(4)(ii), which was contained in OSHA inspection number 314815598, citation number 01, item number 001, issued on 11/10/10, with respect to a workplace located at Pilkington North America, 300 Northridge Drive, Shelbyville, IN 46176.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$50,000.00

Safety Order 3 Item 3 Type of Violation: **Repeat**

29 CFR 1910.147(c)(5)(i): Locks, tags, chains, wedges, key blocks, adapter pins, selflocking fasteners, or other hardware were not provided by the employer for isolating, securing, or blocking of machines or equipment from energy sources:

a) Facility Wiide - Employer does not supply the required hardware to properly lockout machinery such as but not limited to , automatic robots , lines 1through 5 to be locked out when performing maintenance on equipment.

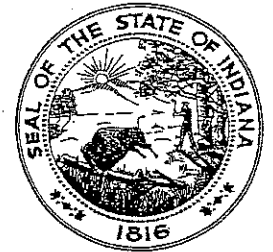
Pilkington was previously cited for a violation of this Occupational Safety and Health Standard or its equivalent Standard 29 CFR 1910.147 (c)(5)(i), which was contained in OSHA inspection number 314815598, citation number 01, item number 002, issued on 11/10/10, with respect to a workplace located at Pilkington North America, 300 Northridge Drive, Shelbyville,IN 46176.

**Date By Which Violation Must be Abated:** 09/14/2012  
**Proposed Penalty:** \$50,000.00

**Indiana Department of Labor**

Indiana Occupational Safety and Health  
Administration

Inspection Number: 315867184  
Inspection Dates: 03/19/2012 - 04/17/2012  
Issuance Date: 08/20/2012



**Safety Order and Notification of Penalty**

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176

Safety Order 3 Item 4 Type of Violation: **Repeat**

29 CFR 1910.147(c)(7)(i): The employer did not provide adequate training to ensure that employees required the knowledge and skills required for the safe application, usage and removal of energy control devices:

Maintenance Department- Employer did not provide adequate training to ensure that employees acquired the knowledge and skills required for the safe application, usage and removal of energy control devices. Employer had Inspection , #314815598 Safety Order 1 item 4 and was cited for the exact same thing , through interviews and information given to inspector from Pilkington Management electrical training is not provided.

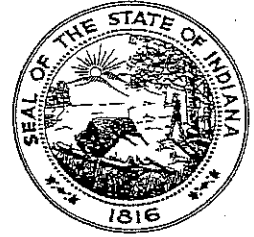
Pilkington was previously cited for a violation of this Occupational Safety and Health Standard or its equivalent Standard 29 CFR 1910.147(c)(7)(i), which was contained in OSHA inspection number 314815598, citation number 01, item number 004, issued on 11/10/10, with respect to a workplace located at Pilkington North America, 300 Northridge Drive, Shelbyville, IN 46176.

Date By Which Violation Must be Abated: 09/14/2012  
Proposed Penalty: \$50,000.00

\_\_\_\_\_  
Jeffrey S. Carter  
Deputy Commissioner of Labor/IOSHA



Indiana Department of Labor  
Indiana Occupational Safety and Health Administration  
402 West Washington Street  
Room W195  
Indianapolis, IN 46204-2751  
Phone: 317/232-1979 Fax: 317/233-8509



INVOICE/DEBT COLLECTION NOTICE

Company Name: Pilkington  
Inspection Site: 300 Northridge Drive, Shelbyville, IN 46176  
Issuance Date: 08/20/2012

Summary of Penalties for Inspection Number	315867184
Safety Order 01, Serious	= \$68,000.00
Safety Order 02, Knowing	= \$210,000.00
Safety Order 03, Repeat	= \$175,000.00
Total Proposed Penalties	\$453,000.00

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).

  
Jeffrey S. Carter  
Deputy Commissioner of Labor/IOSHA

Date

