

**State of California**

Division of Occupational Safety and Health

RID 0950661 Index 4503  
1515 Clay Street, Suite 1303  
Oakland, CA 94612

**Inspection Number:** 313832446

**Inspection Dates:** 10/05/2009 - 4/01/2010

**Issuance Date:** 04/01/2010

**CSHO ID:** J9808

**Optional Inspection Nbr:** 015-10



Telephone: (510) 622-3009 Fax: (510) 622-3025

**Citation and Notification of Penalty**

**Company Name:** Bimbo Bakeries USA Inc.  
**Inspection Site:** 264 South Spruce Avenue, South San Francisco, CA 94080

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

T8CCR 2500.8 (a):

Unless specifically permitted otherwise in Section 2500.7, flexible cords and cables shall not be used:

- (1) as a substitute for the fixed wiring of a structure;
- (2) where run through holes in walls, ceilings, or floors;
- (3) where run through doorways, windows or similar openings;
- (4) where attached to building surfaces;
- (5) where concealed behind building walls, ceilings, or floors; or
- (6) Where installed in raceways, except as otherwise permitted in these Electrical Safety Orders.

At and prior to the time of the inspection, one energized, yellow 110/120 volt flexible extension cord used to operate a scale, located on the North side of Line #3 was being used by the employer as a substitute for fixed wiring of a structure. The energized yellow flexible extension cord was plugged into a receptacle and then wrapped around and attached to conduit with plastic ties.

This violation was observed on 10/5/09.

<b>Date By Which Violation Must be Abated:</b>	<b>05/04/2010</b>
<b>Proposed Penalty:</b>	<b>\$ 250.00</b>

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

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**Company Name:** Bimbo Bakeries USA Inc.  
**Inspection Site:** 264 South Spruce Avenue, South San Francisco, CA 94080

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

TSCCR 3314 (h):

The employer shall conduct a periodic inspection of the energy control procedure(s) at least annually to evaluate their continued effectiveness and determine necessity for updating the written procedure(s).

(1) The periodic inspection shall be performed by an authorized employee or person other than the one(s) utilizing the hazardous energy control procedures being inspected.

(2) Where lockout and/or tagout is used for hazardous energy control, the periodic inspection shall include a review between the inspector and authorized employees of their responsibilities under the hazardous energy control procedure being inspected.

(3) The employer shall certify that the periodic inspections have been performed. The certification shall identify the machine or equipment on which the hazardous energy control procedure was being utilized, the date of the inspection, the employees included in the inspection, and the person performing the inspection.

At and prior to the time of the inspection, the employer has not conducted a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirements of this section are being followed.

This violation was observed on 10/5/09.

Date By Which Violation Must be Abated:

05/04/2010

Proposed Penalty:

\$ 5000.00

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**Citation and Notification of Penalty**

**Company Name:** Bimbo Bakeries USA Inc.

**Inspection Site:** 264 South Spruce Avenue, South San Francisco, CA 94080

**Citation 1 Item 3 Type of Violation: **General****

T8CCR 4051 (a):

Projecting shaft ends within 7 feet of floor or working level shall present a smooth rounded edge and smooth end and shall not project a distance greater than one-half the diameter of the shaft beyond the end of the bearing unless guarded by nonrotating casing.

At and prior to the time of the inspection, the employer did not ensure that the approximate one inch diameter shaft for the tail pulley on conveyor 1-37A (conveyor that De-panner #1 discharges onto) and located on the East side, projected a distance no greater than one-half the diameter of the shaft beyond the end of the bearing. The shaft projected a distance of approximately 2 inches beyond the bearing collar and was not guarded by a nonrotating casing.

This violation was observed on 10/5/09.

**Date By Which Violation Must be Abated:**

05/04/2010

**Proposed Penalty:**

\$ 500.00

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**Optional Inspection Nbr:** 015-10

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**Citation and Notification of Penalty**

**Company Name:** Bimbo Bakeries USA Inc.  
**Inspection Site:** 264 South Spruce Avenue, South San Francisco, CA 94080

**Citation 1 Item 4 Type of Violation: **General****

T8CCR 4051 (b):  
Exposed unused key-ways 7 feet or less above floor or working level shall be filled, covered, or guarded.

At and prior to the time of the inspection, the exposed unused key-way on the approximate one inch diameter shaft for the tail pulley on conveyor 1-37A (conveyor that De-panner #1 discharges onto) and located on the East side, and the exposed unused key-way on the approximate one inch diameter shaft for Wrapper #2 line (2-75), located on the West side were less than 7 feet above the floor or working level. The shaft on conveyor 1-37 A measured approximately 47 inches above the floor and the shaft on conveyor 2-75 measured approximately 37 inches above the floor and the employer did not ensure that the unused key-ways were filled, covered, or guarded.

This violation was observed on 10/5/09.

<b>Date By Which Violation Must be Abated:</b>	<b>05/04/2010</b>
<b>Proposed Penalty:</b>	<b>\$ 500.00</b>

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

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Telephone: (510) 622-3009 Fax: (510) 622-3025

**Citation and Notification of Penalty**

**Company Name:** Bimbo Bakeries USA Inc.  
**Inspection Site:** 264 South Spruce Avenue, South San Francisco, CA 94080

**Citation 1 Item 5 Type of Violation: **General****

T8CCR 4070 (a):

All moving parts of belt and pulley drives located 7 feet or less above the floor or working level shall be guarded.

At and prior to the time of the inspection, the moving parts of the belt and pulley drive on the belt sander (model and serial # not available), located in the Maintenance department along the South wall, was less than 7 feet above the floor or working level. The bottom of the pulley measured approximately 17 inches from the floor and the employer did not ensure that the drive was guarded on the front side.

This violation was observed on 10/5/09.

**Date By Which Violation Must be Abated:** 05/04/2010  
**Proposed Penalty:** \$ 500.00

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Division of Occupational Safety and Health

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### Citation and Notification of Penalty

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**Inspection Site:** 264 South Spruce Avenue, South San Francisco, CA 94080

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

T8CCR 3314 (c):

Machinery or equipment capable of movement shall be stopped and the power source de-energized or disengaged, and, if necessary, the moveable parts shall be mechanically blocked or locked out to prevent inadvertent movement, or release of stored energy during cleaning, servicing and adjusting operations. Accident prevention signs or tags or both shall be placed on the controls of the power source of the machinery or equipment.

At and prior to the time of the inspection, the employer did not ensure that power source for Oven 1-11 was de-energized and locked out to prevent inadvertent movement. The Seeder conveyor 1-08 had been removed by a maintenance person for cleaning purposes and did not lock out the main power source prior to and after removal. Nor were accident prevention tags or both placed on the controls of the power source.

This violation was observed on 10/5/09.

<b>Date By Which Violation Must be Abated:</b>	04/15/2010
<b>Proposed Penalty:</b>	\$ 70000.00

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Compliance Officer/District Manager

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

State of California  
Division of Occupational Safety and Health  
Cal/OSHA High Hazard Compliance Unit  
1515 Clay Street, Suite 1303 (Index 4503)  
Tel (510) 622-3009 Fax (510) 622-3025  
Oakland, CA 94612

## NOTICE OF PROPOSED PENALTIES

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**Company Name:** Bimbo Bakeries USA Inc.  
**Inspection Site:** 264 South Spruce Avenue, South San Francisco, CA 94080  
**Mailing Address:** 264 South Spruce Avenue, South San Francisco, CA 94080  
**Issuance Date:** 04/01/2010  
**Reporting ID:** 0950661  
**Index Code:** 4503

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### Summary of Penalties for Inspection Number 313832446

Citation 1,1 General	= \$	250.00
Citation 1,2 Willful General	= \$	5000.00
Citation 1,3 General	= \$	500.00
Citation 1,4 General	= \$	500.00
Citation 1,5 General	= \$	500.00
Citation 2,1 Willful Serious	= \$	70000.00
<b>TOTAL PROPOSED PENALTIES</b>	<b>= \$</b>	<b>76750.00</b>

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Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form.

If you are paying by credit card (MasterCard and Visa): Please have this form on-hand when you are ready to make your payment. The company name, index code, reporting ID and Citation number(s) will be required to ensure that the payment is accurately posted to your account. Please go to [www.dir.ca.gov/dosh](http://www.dir.ca.gov/dosh) to access the secure payment processing site.

If you are paying by check: Mail this Notice of Proposed Penalties, the Penalty Remittance Form, along with a copy of the Citation and Notification of Penalty to:

DEPARTMENT OF INDUSTRIAL RELATIONS  
CASHIER, ACCOUNTING OFFICE  
P. O. BOX 420603

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