Abstract:

At approximately 9:15 am on July 21, 2009 West Covina DOSH responded to the fatality involving an employee of Golden State Foods, Inc. located at 640 S. 6th Street, City of Industry, CA. Golden State Foods, Inc is engaged in food processing and packaging for fast food restaurants. The company has three hundred and eighty five (385) employees working on three shifts.

At approximately 7:55 am on July 21, 2009 one of the robotic palletizer operators sustained a fatal injury when she was crushed between the robotic arms of a Okura A1600 articulated robot palletizer and a roller conveyor. The employee was attempting to remove a jammed box from the roller conveyor when the accident occurred. The employed was pronounced dead at the scene by Los Angeles County fire paramedics. The deceased employee was 40 years old.

The initial investigation indicates that the employee may have entered the caged robotic palletizer cell by pushing open a locked sliding door which was not mounted on its door track. Interviewed employees stated that the door had been off it’s lower track for seven months. Two such doors which were off their tracks were found on the robotic cell involved in the accident. The employee did not de-energize the robotic palletizer and entered the robotic cell with the robotic palletizer running. The employee’s torso was crushed by the effector arms of the robotic palletizer as it attempted to pickup boxes on the roller conveyor.
**State of California**  
DEPARTMENT OF INDUSTRIAL RELATIONS  
DIVISION OF OCCUPATIONAL SAFETY AND HEALTH

*Fatality ☐  
*Worker's Comp. Carrier ________________

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**NARRATIVE SUMMARY**

**Establishment Name:** Golden State Foods  
**Management Contacted:** John Mele  
**Title:** Director of Operations

**Inspection Number:** 312661507

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**Information on Insured**

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**Covered by Worker's Comp. Insurance**  
Yes ☐  No ☐

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**Witness Name(s) and Title**

*Check box preceding name if confidentiality given.

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**Summary**

At approximately 8:28 am on July 21, 2009 West Covina DOSH received a report from Golden State Foods of a work related fatality involving an employee of Golden State Foods, Inc. located at 640 S. 6th Street, City of Industry, CA. Golden State Foods, Inc is engaged in food processing and packaging for fast food restaurants. The company has three hundred and eighty five (385) employees working on three shifts.

At approximately 7:55 am on July 21, 2009 one of the robotic palletizer operators sustained a fatal injury when she was crushed between the robotic arms of an Okura A1600 articulated robot palletizer (serial number 3879) and a roller conveyor. The employee was attempting to remove a jammed box from the roller conveyor when the accident occurred. The employee was pronounced dead at the scene by Los Angeles County fire paramedics. The deceased employee was 40 years old.

The investigation indicates that the employed entered the caged robotic palletizer cell by pushing open a locked sliding door which was not mounted on its door track. This had been a common practice at Golden State Foods for seven (7) month prior to this fatality. The employee did not de-energize the robotic palletizer and entered the robotic cell with the robotic palletizer running. The employee's torso was crushed by the effector arms of the robotic palletizer as it attempted to pickup boxes on the roller conveyor. The employer has received a Serious Accident Related citation Title 8 CCR Section 3314 (c) and a Willfull Serious citation Title 8 CCR Section 4002(a).

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Signature ________________  
Date 7/4/09

Cal/OSHA 170A
<table>
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Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

Citation Item 1 Type of Violation: Serious

CCR Title 8 Section 3203(a). Injury and Illness Prevention Program

Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:

(1) Identify the person or persons with authority and responsibility for implementing the Program.
(2) Include a system for ensuring that employees comply with safe and healthy work practices. Substantial compliance with this provision includes recognition of employees who follow safe and healthful work practices, training and retraining programs, disciplinary actions, or any other such means that ensures employee compliance with safe and healthful work practices.
(3) Include a system for communicating with employees in a form readily understandable by all affected employees on matters relating to occupational safety and health, including provisions designed to encourage employees to inform the employer of hazards at the worksite without fear of reprisal. Substantial compliance with this provision includes meetings, training programs, posting, written communications, a system of anonymous notification by employees about hazards, labor/management safety and health committees, or any other means that ensures communication with employees.

EXCEPTION: Employers having fewer than 10 employees shall be permitted to communicate to and instruct employees orally in general safe work practices with specific instructions with respect to hazards unique to the employees' job assignments as compliance with subsection (a)(3).

(4) Include procedures for identifying and evaluating workplace hazards including scheduled periodic inspections to identify unsafe conditions and work practices. Inspections shall be made to identify and evaluate hazards:

(A) When the Program is first established;

EXCEPTION: Those employers having in place on July 1, 1991, a written Injury and Illness Prevention Program complying with previously existing section 3203.

(B) Whenever new substances, processes, procedures, or equipment are introduced to the workplace that represent a new occupational safety and health hazard, and

(C) Whenever the employer is made aware of a new or previously unrecognized hazard.

(5) Include a procedure to investigate occupational injury or occupational illness.

(6) Include methods and/or procedures for correcting unsafe or unhealthy conditions, work practices and work procedures in a timely manner based on the severity of the hazard:

(A) When observed or discovered, and,
Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

(B) When an imminent hazard exists which cannot be immediately abated without endangering employee(s) and/or property, remove all exposed personnel from the area except those necessary to correct the existing condition. Employees necessary to correct the hazardous condition shall be provided the necessary safeguards.

(7) Provide training and instruction:
(A) When the program is first established;
EXCEPTION: Employers having in place on July 1, 1991, a written Injury and Illness Prevention Program complying with the previously existing Accident Prevention Program in Section 3203.
(B) To all new employees;
(C) To all employees given new job assignments for which training has not previously been received;
(D) Whenever new substances, processes, procedures or equipment are introduced to the workplace and represent a new hazard;
(E) Whenever the employer is made aware of a new or previously unrecognized hazard; and,
(F) For supervisors to familiarize themselves with the safety and health hazards to which employees under their immediate direction and control may be exposed.

(b) Records of the steps taken to implement and maintain the Program shall include:

(1) Records of scheduled and periodic inspections required by subsection (a)(4) to identify unsafe conditions and work practices, including person(s) conducting the inspection, the unsafe conditions and work practices that have been identified and action taken to correct the identified unsafe conditions and work practices. These records shall be maintained for at least one (1) year; and
EXCEPTION: Employers with fewer than 10 employees may elect to maintain the inspection records only until the hazard is corrected.
(2) Documentation of safety and health training required by subsection (a)(7) for each employee, including employee name or other identifier, training dates, type(s) of training, and training providers. This documentation shall be maintained for at least one (1) year.
EXCEPTION NO. 1: Employers with fewer than 10 employees can substantially comply with the documentation provision by maintaining a log of instructions provided to the employee with respect to the hazards unique to the employees' job assignment when first hired or assigned new duties.
EXCEPTION NO. 2: Training records of employees who have worked for less than one (1) year for the employer need not be retained beyond the term of employment if they are provided to the employee upon termination of employment.
Exception No. 3: For Employers with fewer than 20 employees who are in industries that are not on a designated list of high-hazard industries established by the Department of Industrial Relations (Department) and who have a Workers' Compensation Experience Modification Rate of 1.1 or less, and for any employers with fewer than 20 employees who are in industries on a designated list of low-hazard industries established by the Department, written documentation of the Program may be limited to the following requirements.

See pages 1 through 4 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
West Covina District Office (095/0626; 4036)
1906 West Garvey Avenue South, Suite 200
West Covina, CA 91790

Inspection Number: 312661507
Inspection Dates: 07/21/2009 - 01/20/2010
Issuance Date: 
CSHO ID: F3576
Optional Inspection Nbr: 004-10

Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS.
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

A. Written documentation of the identity of the person or persons with authority and responsibility for implementing the program as required by subsection (a)(1).
B. Written documentation of scheduled periodic inspections to identify unsafe conditions and work practices as required by subsection (a)(4).
C. Written documentation of training and instruction as required by subsection (a)(7).

Exception No. 4: Local governmental entities (any county, city, city and county, or district, or any public or quasi-public corporation or public agency therein, including any public entity, other than a state agency, that is a member of, or created by, a joint powers agreement) are not required to keep records concerning the steps taken to implement and maintain the program.

Note 1: Employers determined by the Division to have historically utilized seasonal or intermittent employees shall be deemed in compliance with respect to the requirements for a written Program if the employer adopts the Model Program prepared by the Division and complies with the requirements set forth therein.

Note 2: Employers in the construction industry who are required to be licensed under Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code may use records relating to employee training provided to the employer in connection with an occupational safety and health training program approved by the Division, and shall only be required to keep records of those steps taken to implement and maintain the program with respect to hazards specific to the employee’s job duties.

(3) Employers who elect to use a labor-management safety and health committee to comply with the communication requirements of subsection (a)(3) of this section shall be presumed to be in substantial compliance with subsection (a)(3) of this section.
   (1) Meets regularly, but not less than quarterly;
   (2) Prepares and makes available to the affected employees, written records of the safety and health issues discussed at the committee meetings and, maintained for review by the Division upon request. The committee meeting records shall be maintained for at least one (1) year;
   (3) Reviews results of the periodic, scheduled worksite inspections;
   (4) Reviews investigations of occupational accidents and causes of incidents resulting in occupational injury, occupational illness, or exposure to hazardous substances and, where appropriate, submits suggestions to management for the prevention of future incidents;
   (5) Reviews investigations of alleged hazardous conditions brought to the attention of any committee member. When determined necessary by the committee, the committee may conduct its own inspection and investigation to assist in remedial solutions;
   (6) Submits recommendations to assist in the evaluation of employee safety suggestions; and
   (7) Upon request from the Division, verifies abatement action taken by the employer to abate citations issued by the Division.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

Violation

On or about January 18, 2008, two (2) Columbia/Okura robot palletizers (model number A1600, serial numbers 3878 and 3879) and associated robotic enclosures were installed at the Golden State Food facility located at 640 S. 6th Ave, City of Industry, CA 91746. On July 21, 2009 an employee sustained fatal injuries when she was crushed between the effector arm of a Columbia/Okura robot palletizer (model number A1600, serial number 3879) and a roller conveyor. While the robot palletizer was running, the accident victim entered the robotic cell through a sliding door (nearest the robot control panel) which had been removed from its lower track and used in this condition for at least seven (7) months prior to the fatality. Removal of the door from its lower track allowed employees to enter through the door by lifting it away from its surrounding fence rather than unlocking it with the robot #3879 trap key and sliding the door open on its track. The accident victim entered the robotic cell to remove a jammed box without following proper lockout/tagout procedures; the employees should have used the trap key to de-energize the robot prior to opening the sliding door with the same trap key.

On July 21, 2009 Cal/OSHA requested in writing records of scheduled and periodic inspections of the Columbia/Okura robot palletizers (model number A1600, serial numbers 3878 and 3879) and their associated robotic enclosures. The employer could not provide records of scheduled and periodic inspections of these robot palletizers because these inspections were not conducted. The employer also did not conduct an annual review of their lockout/tagout procedure. This annual review should have been completed six (6) months prior to this accident. In addition, on July 10, 2009 the employer was warned verbally and in writing by a representative of the manufacturer (Columbia/Okura) that a door to the robotic enclosure was off its lower track and several employees were observed entering the robotic cell through this locked door without following lockout/tagout procedures.

Also, the employer had observed that employees entering the Columbia/Okura robotic cell enclosure through the pallet discharge roller conveyor without following lockout/tagout procedures. However, the employer did not discipline any employees for these unsafe acts and did not take reasonable measures to prevent further unsafe acts.

The employer did not perform scheduled and periodic inspections to identify and evaluate unsafe conditions and work practices associated with these Columbia/Okura robot palletizers. The employer did not correct the hazard associated with the door to the robotic enclosure (nearest the robot control panel) in a timely manner.

See pages 1 through 4 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
West Covina District Office (0950636; 4036)
1906 West Garvey Avenue South, Suite 200
West Covina, CA 91790.

Inspection Number: 312661507
Inspection Dates: 07/21/2009 - 01/20/2010
Issuance Date: CSHO ID: F3576
Optional Inspection Nbr.: 004-10

Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

The employer did not discipline or prevent employee entry through the robotic pallet discharge area.

These instances constitute violations of section 3203(a)(2), section 3203(a)(4) and section 3203(a)(6).

Date By Which Violation Must be Abated: 01/30/2010
Proposed Penalty: $18000.00

See pages 1 through 4 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  
West Covina District Office (0950636; 4036)  
1906 West Garvey Avenue South, Suite 200  
West Covina, CA 91790  

Inspection Number: 312661507  
Inspection Dates: 07/21/2009 - 01/20/2010  
Issuance Date:  
CSHQ ID: F3576  
Optional Inspection Nbr.: 004-10  

Citation and Notification of Penalty  
Company Name: GOLDEN STATE FOODS  
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746  

Citation 2 Item 1 Type of Violation: Willful Serious  
CCR Title 8 Section 3314 (c). The Control of Hazardous Energy for the Cleaning, Repairing, Servicing, Setting-Up, and Adjusting Operations of Prime Movers, Machinery and Equipment, Including Lockout/Tagout.  

Cleaning, Servicing and Adjusting Operations.  

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.  

Exceptions to subsections (c) and (d):  
1. Minor tool changes and adjustments, and other minor servicing activities, which take place during normal production operations are not covered by the requirements of Section 3314 if they are routine, repetitive, and integral to the use of the equipment or machinery for production, provided that the work is performed using alternative measures which provide effective protection.  
2. Work on cord and plug-connected electric equipment for which exposure to the hazards of unexpected energization or start up of the equipment is controlled by the unplugging of the equipment from the energy source and by the plug being under the exclusive control of the employee performing the work.  
3. Where an employer has a uniform system with unique and personally identifiable locks designed for lockout, that are placed on the source of energy, accident prevention signs or tags are not required.  

Violation  

On or about January 18, 2008, two (2) Columbia/Okura robot palletizers (model number A1600, serial numbers 3878 and 3879) and associated robotic enclosures were installed at the Golden State Food facility located at 640 S. 6th Ave, City of Industry, CA 91746. On July 21, 2009 an employee sustained fatal injuries when she was crushed between the effector arm of a Columbia/Okura robot palletizer (model number A1600, serial number 3878) and a roller conveyor. While the robot palletizer was running, the accident victim entered the robotic cell through a door (nearest the robot control panel) which had been removed from its lower track.
Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS  
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

seven (7) or more months prior to the fatality. Removal of the door from its lower track allowed employees to enter through the door by lifting the away from its surrounding fence rather than unlocking it with the robot #3879 trap key and sliding the door open on its tracks. The accident victim entered the robotic cell to removed a jammed box without following proper lockout/tagout procedures.

It was common practice for employees to enter the Columbia/Okura robotic cell area with the robot palletizers running without following proper lockout/tagout procedures. Supervisors and a Lead Man were aware the employees were entering the Columbia/Okura Al600 robotic palletizer area with robotic palletizer #3879 running. On July 10, 2009 the employer was also warned verbally and in writing by a representative of the manufacturer (Columbia/Okura) that a door to the robotic enclosure (nearest the robot control panel) was off its lower track and several employees were observed entering the robotic cell through this door without following lockout/tagout procedures.

In the months prior to the accident, the employer had also observed that employees entering the Columbia/Okura robotic cell enclosure through the pallet discharge roller conveyor without following lockout/tagout procedures. However, the employer did not discipline any employees for these unsafe acts.

The employer was aware that employees were not following proper lockout/tagout procedures while removing jammed boxes from the Columbia/Okura robot palletizer area. However, the employer did not ensure that proper lockout/tagout procedures were being followed.

Date By Which Violation Must be Abated: 01/30/2010
Proposed Penalty: $70000.00
Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA. 91746

Citation 3 Item 1 Type of Violation: Serious

CCR Title 8 Section 3314 (g). The Control of Hazardous Energy for the Clearing, Repairing, Servicing, Setting-Up, and Adjusting Operations of Prime Movers, Machinery and Equipment, Including Lockout/Tagout.

Hazardous Energy Control Procedures. A hazardous energy control procedure shall be developed and utilized by the employer when employees are engaged in the clearing, repairing, servicing, setting-up or adjusting of prime movers, machinery and equipment.

(1) The procedure shall clearly and specifically outline the scope, purpose, authorization, rules, and techniques to be utilized for the control of hazardous energy, and the means to enforce compliance, including but not limited to, the following:
   (A) A statement of the intended use of the procedure;
   (B) The procedural steps for shutting down, isolating, blocking and securing machines or equipment to control hazardous energy;
   (C) The procedural steps for the placement, removal and transfer of lockout devices and tagout devices and responsibilities; and
   (D) The requirements for testing a machine or equipment, to determine and verify the effectiveness of lockout devices, tagout devices and other hazardous energy control devices.

(2) The employer's hazardous energy control procedures shall be documented in writing.

(A) The employer's hazardous energy control procedure shall include separate procedural steps for the safe lockout/tagout of each machine or piece of equipment affected by the hazardous energy control procedure. Exception to subsection (g)(2)(A): The procedural steps for the safe lockout/tagout of prime movers, machinery or equipment may be used for a group or type of machinery or equipment, when either of the following two conditions exist:
   (1) Condition 1:
      (A) The operational controls named in the procedural steps are configured in a similar manner, and
      (B) The locations of disconnect points (energy isolating devices) are identified, and
      (C) The sequence of steps to safely lockout or tagout the machinery or equipment are similar.
   (2) Condition 2: The machinery or equipment has a single energy supply that is readily identified and isolated and has no stored or residual hazardous energy.

Violation

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

On or about January 18, 2008, two (2) Columbia/Okura robot palletizers (model number A1600, serial numbers 3878 and 3879) and associated robotic enclosures were installed at the Golden State Food facility located at 640 S 6th Ave, City of Industry, CA 91746. On July 21, 2009 an employee sustained fatal injuries when he was crushed between the effector arm of a Columbia/Okura robot palletizer (model number A1600, serial number 3879) and a roller conveyor. While the robot palletizer was running, the accident victim entered the robotic cell through a door (nearest the robot control panel) which had been removed from its lower track seven (7) or more months prior to the fatality. Removal of the door from its lower track allowed employees to enter through the door by lifting it away from its surrounding fence rather than unlocking it with the robot #3879 trap key and sliding the door open on its track. The accident victim entered the robotic cell to removed a jammed box without following proper lockout/tagout procedures.

The employer did not develop a hazardous energy control procedure which included separate procedural steps for the safe lockout/tagout the Columbia/Okura A1600 robot palletizers. The locations of disconnecting points were not identified in the employer's generic hazardous energy control procedure. A hazardous energy control procedure was commonly not utilized by employees when working with the Columbia/Okura A1600 robot palletizers.

The employer also did not attempt to determine and verify the effectiveness of lockout devices, tagout devices, or other hazardous energy control devices associated with the Columbia/Okura A1600 robot palletizers.

Date By Which Violation Must be Abated: 01/30/2010
Proposed Penalty: $7650.00
State of California  
Division of Occupational Safety and Health  
West Covina District Office (0950636; 4036)  
1906 West Garvey Avenue South, Suite 200  
West Covina, CA 91790  

Inspection Number: 312661507  
Inspection Dates: 07/21/2009-01/20/2010  
Issuance Date:  
CSHO ID: F3576  
Optional Inspection Nbr: 004-10

Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS  
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746

Citation 4 Item 1 Type of Violation: Serious

CCR Title 9 Section 3514(h) Periodic inspection.

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 involved in the inspection, and the person performing the inspection.

Violation

On or about January 18, 2008, two (2) Columbia/Okura robot palletizers (model number A1600; serial numbers 3878 and 3879) and associated robotic enclosures were installed at the Golden State Food facility located at 640 S 6th Ave, City of Industry, CA 91746. On July 21, 2009 an employee sustained fatal injuries when she was crushed between the effector arm of a Columbia/Okura robot palletizer (model number A1600; serial number 3879) and a roller conveyor. While the robot palletizer was running, the accident victim entered the robotic cell through a door (nearest the robot control panel) which had been removed from its lower track seven (7) or more months prior to the fatality. Removal of the door from its lower track allowed employees to enter through the door by lifting it away from its surrounding fence rather than unlocking it with the robot #3879 trap key and sliding it open on its tracks. The accident victim entered the robotic cell to removed a jammed box without following proper lockout/tagout procedures. It was common practice for employees to enter the robotic cell surrounding the Columbia/Okura A1600 #3879 robot palletizer through the pallet discharge area or the sliding gate nearest the robot control panel without following lockout/tagout procedures. Management was aware that employees were entering these areas without following lockout/tagout procedures.

On July 21, 2009 Cal/OSHA requested in writing records of the employer's annual review of their energy control procedure(s) for their Columbia/Okura A1600 robot palletizers to evaluate their continued effectiveness and determine necessity for updating the written procedure(s). The employer stated that they did not develop...
State of California  
Division of Occupational Safety and Health  
West Covina District Office (0950636; 4036)  
1906 West Garvey Avenue South, Suite 200  
West Covina, CA 91790

Inspection Number: 312661507  
Inspection Dates: 07/21/2009 - 01/20/2010  
Issuance Date:  
CSHO ID: F3576  
Optional Inspection Nbr: 004-10

Citation and Notification of Penalty

Company Name: GOLDEN STATE FOODS  
Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746


an equipment specific lockout/tagout procedure for their Columbia/Okura robot palletizers. The employer further stated that they did not conduct an annual review of their lockout/tagout procedures. This annual review should have been completed six (6) months prior to this accident. In addition, on July 10, 2009 the employer was warned verbally and in writing by a representative of the manufacturer (Columbia/Okura) that a door to the robotic enclosure (nearest the robot control panel) was off its lower track and several employees were observed entering the robotic cell through this door without following lockout/tagout procedures.

In the months prior to the accident, the employer had also observed that employees entering the Columbia/Okura robotic cell enclosure through the pallet discharge roller conveyor without following lockout/tagout procedures.

The employer did not conduct an annual review of their lockout/tagout procedures to identify and evaluate their continued effectiveness and determine the necessity for updating their lockout/tagout procedure with their Columbia/Okura robot palletizers. The employer did not conduct an annual review of lockout/tagout by January 2009 at the latest to identify and evaluate the hazards associated with the Columbia/Okura A1600 robotic palletizers.

Date By Which Violation Must be Abated: 01/30/2010

Proposed Penalty: $7650.00

Compliance Officer/District Manager

See pages 1 through 4 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
1906 West Garvey Avenue South, Suite 200
West Covina, CA 91790
Telephone: (626) 472-0046  Fax: (626) 472-7708

NOTICE OF PROPOSED PENALTIES

Company Name: GOLDEN STATE FOODS

Inspection Site: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746
Mailing Address: 640 S 6TH AVE, CITY OF INDUSTRY, CA 91746
Issuance Date: 01/20/2010

Index Code: 4036

Summary of Penalties for Inspection Number 312661507

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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 to access the secure payment processing site.

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

DIVISION OF OCCUPATIONAL SAFETY AND HEALTH-CAL/OSHA
CASHIER, ACCOUNTING OFFICE
P. O. BOX 420603
SAN FRANCISCO, CA 94142-0603
Phone (415) 703-4291 or (415) 703-4295 Fax (415) 703-3037
CAL/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions or endorsements do not exist.
PENALTY REMITTANCE FORM

<table>
<thead>
<tr>
<th>CIVIL PENALTY INFORMATION</th>
<th>INSPECTION NUMBER</th>
<th>REPORTING ID</th>
<th>INDEX CODE</th>
</tr>
</thead>
<tbody>
<tr>
<td>ESTABLISHMENT NAME</td>
<td>GOLDEN STATE FOODS</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CONTACT PERSON</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>PHONE NO.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>FAX NO.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SITE ADDRESS</td>
<td>640 S 6TH AVE, CITY OF INDUSTRY</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MAILING ADDRESS</td>
<td>640 S 6TH AVE, CITY OF INDUSTRY, CA, 91746</td>
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<td></td>
</tr>
</tbody>
</table>

CITATION INFORMATION (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.)

Payment is for the following Citation Items: (e.g. Citation 1, Items 1-3; Citation 3)

TYPE OF PAYMENT ENCLOSED

CHECK OR MONEY ORDER INFORMATION

CHECK ENCLOSED IN THE AMOUNT OF $______________

MONEY ORDER ENCLOSED IN THE AMOUNT OF $______________

(Please make check or money order payable to CAL/OSHA and mail to the Cashier, Accounting Office, at the above address. Reference the Inspection Number on the "memo" portion of your check or money order.)

Go to www.dir.ca.gov/dosh to access the on-line third party secure payment processing site or Complete this section and fax to (415) 703-3037

CREDIT CARD INFORMATION

VISA OR MASTERCARD CREDIT CARD NO. ____________________________ EXPIRATION DATE ____________________________

CREDIT CARD SECURITY CODE (last 3 digits on back of card) ____________________________

NAME OF CARDHOLDER ____________________________ SIGNATURE ____________________________

CARDHOLDER PHONE NO. ____________________________ FAX NO. ____________________________

AMOUNT OF PAYMENT $______________ FOR OFFICE USE ONLY ____________________________

AUTHORIZATION NO. ____________________________ DATE PROCESSED ____________________________

PROCESSED BY ____________________________

Please call 415-703-4291 or (415) 703-4295 or complete the information above and fax to 415-703-3037

Cal/OSHA-2 FNF Rev 7/03
NOTICE OF ACCIDENT-RELATED VIOLATION AFTER INVESTIGATION

GOLDEN STATE FOODS
640 S 6TH AVE,
CITY OF INDUSTRY, CA 91746

An investigation of an industrial accident or occupational illness was conducted by Victor Copelan at a place of employment located at 640 S 6TH AVE, CITY OF INDUSTRY on 07/21/2009.

DESCRIPTOR INSPECTED:

Fatality involving the operation of the Columbia/Okura A1800 #3879 robotic palletizer.

It has been determined by the Division that the fatal or serious injury, illness or exposure described above was related to the following serious, willful or repeat violation:

<table>
<thead>
<tr>
<th>Willful, Serious</th>
<th>CLASSIFICATION OF VIOLATION</th>
<th>TITLE &amp; CCR SECTION</th>
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</thead>
<tbody>
<tr>
<td>Safety Engineer/Industrial Hygienist</td>
<td></td>
<td>3205(a), 3314(c)</td>
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<tr>
<td>District Manager</td>
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Date of issuance 01/20/10 Date investigation completed 01/20/2010

Upon request, the Division will provide the employer with a copy of its inspection report pertaining to this investigation.

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<td>F3576</td>
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