

State of California
Division of Occupational Safety and Health
Bakersfield District Office CAL/OSHA *4029*
7718 Meany Avenue
Bakersfield, CA 93308-5110
Tel (661) 588-6400 Fax (661) 588-6428



Citation and Notification of Penalty

To:
PAPICH CONSTRUCTION COMPANY INC
and its successors
800 FARROLL AVE
GROVER BEACH, CA 93433-2748

Inspection Number: 313388621
Inspection Date(s): 03/06/2013 09/04/2013
Issuance Date: 09/04/2013
CSHO ID: C5017
Optional Report #: 033-13
Reporting ID: 0950647

Inspection Site:
13505 CARISSA HWY 58
SANTA MARGARITA, CA 93453

The violation(s) described in this Citation 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.

This Citation and Notification of Penalty (hereinafter Citation) is being issued in accordance with California Labor Code Section 6317 for violations that were found during the inspection/investigation. **This Citation or a copy must be prominently posted upon receipt by the employer at or near the location of each violation until the violative condition is corrected or for three working days, whichever is longer.** Violations of Title 8 of the California Code of Regulations or of the California Labor Code may result in some instances in prosecution for a misdemeanor.

YOU HAVE A RIGHT to contest this Citation and Notification of Penalty by filing an appeal with the Occupational Safety and Health Appeals Board. To initiate your appeal, you **must** contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of this Citation. If you miss the 15 working day deadline to appeal, the Citation and Notification of Penalty becomes a final order of the Appeals Board, not subject to review by any court or agency.

Informal Conference - You may request an informal conference with the Manager of the District Office which issued the Citation within 10 working days after receipt of the Citation. However, if the citation is appealed, you may request an informal conference at any time prior to the day of the hearing. Employers are encouraged to schedule a conference at the earliest possible time to assure an expeditious resolution of any issues. At the informal conference, you may discuss the existence of the alleged violation, classification of the violation, abatement date or proposed penalty.

Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an agreement which resolves this matter without litigation or contest.

APPEAL RIGHTS

The Occupational Safety and Health Appeals Board (Appeals Board) consists of three members appointed by the Governor. The Appeals Board is a separate entity from the Division of Occupational Safety and Health (Division) and employs experienced attorneys as administrative law judges to hear appeals fairly and impartially. To initiate an appeal from a Citation and Notification of Penalty, you must contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of a Citation. After you have initiated your appeal, you must then file a completed appeal form with the Appeals Board, at the address listed below, for each contested citation. Failure to file a completed appeal form with the Appeals Board may result in dismissal of the appeal. Appeal forms are available from district offices of the Division, or from the Appeals Board:

Occupational Safety and Health Appeals Board
2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833
Telephone: (916) 274-5751 or (877) 252-1987
Fax: (916) 274-5785

If the Citation you are appealing alleges more than one item, you must specify on the appeal form which items you are appealing. You must also attach to the appeal form a legible copy of the Citation you are appealing.

Among the specific grounds for an appeal are the following: the safety order was not violated, the classification of the alleged violation (e.g., serious, repeat, willful) is incorrect, the abatement requirements are unreasonable or the proposed penalty is unreasonable.

Important: You must notify the Appeals Board, not the Division, of your intent to appeal within 15 working days from the date of receipt of the Citation. Otherwise, the Citation and Notification of Penalty becomes a final order of the Appeals Board not subject to review by any court or agency. An informal conference with the Division does not constitute an appeal and does not stay the 15 working day appeal period. If you have any questions concerning your appeal rights, call the Appeals Board, (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

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

If you are paying electronically, please have the Penalty Remittance 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 in order 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, return one copy of the Citation, along with the Notice of Proposed Penalties Sheet and the Penalty Remittance Form and mail to:

Department of Industrial Relations
Cashier, Accounting Office
P. O. Box 420603
San Francisco, CA 94142-0603

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.

NOTIFICATION OF CORRECTIVE ACTION

For violations which you do not contest, you should notify the Division of Occupational Safety and Health promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation and Notification of Penalty. Please inform the District Office listed on the Citation by submitting the CAL/OSHA Form 160 and/or 161 with the abatement steps you have taken and the date the violation was abated, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc. The adjusted penalty for serious and general violations **has already been** reduced by 50% on the presumption that the employer will correct the violations by the abatement date." **If the CAL/OSHA Form 161 is not received in the District Office within 10 days following the abatement date, the abatement credit is revoked, causing the penalty to double.**

Note: Return the CAL/OSHA Form 160/161 to the District Office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Bakersfield District Office CAL/OSHA *4029*
7718 Meany Avenue
Bakersfield, CA 93308-5110
Tel (661) 588-6400 Fax (661) 588-6428

EMPLOYEE RIGHTS

Employer Discrimination Unlawful - The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under Labor Code Section 6310 or 6311. An employee who believes that he/she has been discriminated against may file a complaint no later than six (6) months after the discrimination occurred with the Division of Labor Standards Enforcement.

Employee Appeals - An employee or authorized employee's representative may, within 15 working days of the issuance of a citation, special order, or order to take special action, appeal to the Occupational Safety and Health Appeals Board the reasonableness of the period of time fixed by the Division of Occupational Safety and Health (Division) for abatement. An employee appeal may be filed with the Appeals Board or with the Division. No particular format is necessary to initiate the appeal, but the notice of appeal must be in writing.

If an Employee Appeal is filed with the Division, the Division shall note on the face of the document the date of receipt, include any envelope or other proof of the date of mailing, and promptly transmit the document to the Appeals Board. The Division shall, no later than 10 working days from receipt of the Employee Appeal, file with the Appeals Board and serve on each party a clear and concise statement of the reasons why the abatement period prescribed by it is reasonable.

Employee Appeal Forms are available from the Appeals Board, or from a District Office of the Division.

Employees Participation in Informal Conference. Affected employees or their representatives may notify the District Manager that they wish to attend the informal conference. If the employer objects, a separate informal conference will be held.

DISABILITY ACCOMMODATION

Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the programs of the Division of Occupational Safety and Health, should contact the Disability Accommodation Coordinator at the local district office or the Statewide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The Statewide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing or conference.

State of California

Division of Occupational Safety and Health
Bakersfield District Office (0950647; 4029)
7718 Meany Avenue
Bakersfield, CA 93308-5110

Inspection Number: 313388621
Inspection Dates: 03/06/2013 - 09/04/2013
Issuance Date: 09/04/2013
CSHO ID: C5017
Optional Inspection Nbr: 033-13



Citation and Notification of Penalty

Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

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

T8CCR Section 1509(a). Injury and Illness Prevention Program.

(a) Every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program in accordance with section 3203 of the General Industry Safety Orders.

Ref: T8CCR Section 3203(a). Injury and Illness Prevention Program.

(a) 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 work place hazards including scheduled periodic inspections to identify unsafe conditions and work practices. Inspections shall be made to identify and evaluate hazards.

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

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(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,

(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;

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(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.

During and/or prior to the time of the inspection, the employer did not implement and/or maintain the following procedures as described in their IIPP:

a. The employer did not effectively identify and evaluate work place hazards of employees disturbing soil contaminated with coccidioides fungal spores during their work activities and did not identify and evaluate unsafe and unhealthy conditions and work practices which could result in employees contracting Valley Fever from breathing coccidioides fungal spores present in the soil which could become airborne as a result of the employees work activities. (Ref: T8CCR Section 3203(a)(4))

b. The employer did not follow their procedure to investigate occupational injury as described in their IIPP. According to the employer's IIPP "All injuries and illnesses must be investigated and documented on the Company's injury reporting forms." The employer did not investigate known cases of Valley Fever after the illnesses were reported. (Ref: T8CCR Section 3203(a)(5))

c. The employer did not effectively correct unsafe or unhealthy conditions, work practices or procedures involving employees disturbing soil contaminated with coccidioides fungal spores during their work activities which could result in employees contracting Valley Fever from breathing coccidioides fungal spores present in the soil which could become airborne as a result of the employees work activities. (Ref: T8CCR Section 3203(a)(6))

Date By Which Violation Must be Abated: 10/07/2013
Proposed Penalty: \$ 185.00

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

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Citation and Notification of Penalty

Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

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

T8CCR Section 3395(f)(3). Heat Illness Prevention.

(f) Training.

(3) The employer's procedures for complying with each requirement of this standard required by subsections (f)(1)(B), (G), (H), and (I) shall be in writing and shall be made available to employees and to representatives of the Division upon request.

Reference: T8CCR Section 3395(f)(1)(B), (G), (H), and (I):
(f) Training.

(1) Employee training. Effective training in the following topics shall be provided to each supervisory and non-supervisory employee before the employee begins work that should reasonably be anticipated to result in exposure to the risk of heat illness:

(B) The employer's procedures for complying with the requirements of this standard.

(G) The employer's procedures for responding to symptoms of possible heat illness, including how emergency medical services will be provided should they become necessary.

(H) The employer's procedures for contacting emergency medical services, and if necessary, for transporting employees to a point where they can be reached by an emergency medical service provider.

(I) The employer's procedures for ensuring that, in the event of an emergency, clear and precise directions to the work site can and will be provided as needed to emergency responders. These procedures shall include designating a person to be available to ensure that emergency procedures are invoked when appropriate.

During and/or prior to the time of the inspection, the employer's written heat illness prevention procedures for employees conducting outdoor work activities did not include procedures for the following:

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CSHO ID: C5017
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Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

- a. The employer's procedures for complying with the requirements of this standard. (Ref: T8CCR Section 3395(f)(1)(B))
- b. The employer's procedures for responding to symptoms of possible heat illness, including how emergency medical services will be provided should they become necessary. (Ref: T8CCR Section 3395(f)(1)(G))
- c. The employer's procedures for contacting emergency medical services, and if necessary, for transporting employees to a point where they can be reached by an emergency medical service provider. (Ref: T8CCR Section 3395(f)(1)(H))
- d. The employer's procedures for ensuring that, in the event of an emergency, clear and precise directions to the work site can and will be provided as needed to emergency responders. These procedures shall include designating a person to be available to ensure that emergency procedures are invoked when appropriate. (Ref: T8CCR Section 3395(f)(1)(I))

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| Date By Which Violation Must be Abated: | 10/07/2013 |
| Proposed Penalty: | \$ 185.00 |

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

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Division of Occupational Safety and Health
Bakersfield District Office (0950647; 4029)
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Citation and Notification of Penalty

Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

Citation 1 Item 3 Type of Violation: General

T8CCR Section 5144(e)(1). Respiratory Protection.

(e) Medical evaluation. Using a respirator may place a physiological burden on employees that varies with the type of respirator worn, the job and workplace conditions in which the respirator is used, and the medical status of the employee. Accordingly, this subsection specifies the minimum requirements for medical evaluation that employers must implement to determine the employee's ability to use a respirator.

(1) General. The employer shall provide a medical evaluation to determine the employee's ability to use a respirator, before the employee is fit tested or required to use the respirator in the workplace. The employer may discontinue an employee's medical evaluations when the employee is no longer required to use a respirator.

During and/or prior to the time of inspection, the employer did not provide medical evaluations to determine at least three employees' ability to use a respirator before employees were fit tested or required to use a respirator in the workplace. The employees wore a half face respirator with air purifying filters.

Date By Which Violation Must be Abated: 10/07/2013
Proposed Penalty: \$ 420.00

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

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Division of Occupational Safety and Health
Bakersfield District Office (0950647; 4029)
7718 Meany Avenue
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Issuance Date: 09/04/2013
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Citation and Notification of Penalty

Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

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

T8CCR Section 342(a). Reporting Work-Connected Fatalities and Serious Injuries.

(a) Every employer shall report immediately by telephone or telegraph to the nearest District Office of the Division of Occupational Safety and Health any serious injury or illness, or death, of an employee occurring in a place of employment or in connection with any employment.

Immediately means as soon as practically possible but not longer than 8 hours after the employer knows or with diligent inquiry would have known of the death or serious injury or illness. If the employer can demonstrate that exigent circumstances exist, the time frame for the report may be made no longer than 24 hours after the incident.

Serious injury or illness is defined in section 330(h), Title 8, California Administrative Code.

The employer did not report by telephone or telegraph to the nearest District Office of the Division of Occupational Safety and Health serious illnesses of employees occurring in a place of employment or in connection with employment.

a. On or about February 2012, an employee was treated and hospitalized for more than 2 days, for Valley Fever contracted in connection with working at the California Valley Solar Ranch site located in Santa Margarita, California. The employer was aware of the employee's serious illness (Valley Fever) involving hospitalization for more than 24 hours.

b. On or about October 2011, an employee was treated and hospitalized for more than 2 days, for Valley Fever contracted in connection with working at the California Valley Solar Ranch site located in Santa Margarita, California. The employer was aware of the employee's serious illness (Valley Fever) involving hospitalization for more than 24 hours.

The employer never reported the serious illnesses. The employer had knowledge of the regulation requirements to report serious injuries to Cal/OSHA.

Date By Which Violation Must be Abated: 10/07/2013
Proposed Penalty: \$ 25000.00

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

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Division of Occupational Safety and Health
Bakersfield District Office (0950647; 4029)
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Issuance Date: 09/04/2013
CSHO ID: C5017
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Citation and Notification of Penalty

Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

Citation 3 Item 1 Type of Violation: **Willful Regulatory**

T8CCR Section 14300.29(b)(3). Forms.

(b) Implementation.

(3) How quickly must each injury or illness be recorded?

You must enter each recordable injury or illness on the Cal/OSHA Form 300 and Cal/OSHA Form 301 Incident Report within seven (7) calendar days of receiving information that a recordable injury or illness has occurred.

The employer has not, as of to date, recorded on their 2011 and 2012 Cal/OSHA Form 300 several recordable valley fever illnesses that resulted in one or more of the following:

- (1) An employee received medical treatment beyond first aid.**
- (2) An employee was off work for days/days away from work.**

The employer was familiar with the CCR Title 8 accident recording regulations through experience in completing the company's Log 300 Forms.

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| Date By Which Violation Must be Abated: | 10/07/2013 |
| Proposed Penalty: | \$ 5000.00 |

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Citation and Notification of Penalty

Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

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

Subchapter 7. General Industry Safety Orders
Group 16. Control of Hazardous Substances
Article 107. Dusts, Fumes, Mists, Vapors and Gases

T8 CCR Section 5141(a). Control of Harmful Exposure to Employees.

(a) Engineering Controls. Harmful exposures shall be prevented by engineering controls whenever feasible.

During and/or prior to the time of inspection, the employer did not implement effective engineering controls to control exposures to airborne dust, in order to limit exposures to coccidioides, the spore that causes Valley Fever (Coccidioidomycosis), a serious and potentially fatal disease. Coccidioides spores are known to be present in the soils of this area. The employer conducted work activities that involved considerable disturbance of the soils. Although the site's Dust Management Plan included the use of engineering controls, the engineering controls that were not effectively implemented included, but were not limited to:

- a. The employer did not enforce use of High Efficiency Particulate (HEP)-filtered air conditioned enclosed cabs on heavy equipment as described in the "Dust Management Plan (Valley Fever Exposure)". Employees operated heavy equipment with open cabs.**
- b. The employer did not effectively provide watering methods to stabilize airborne dusts. Insufficient water was available, and water was often not applied to the off-road areas. Watering methods, quantities, and frequency were not sufficient to minimize airborne dust in all areas where employees were exposed.**
- c. The employer did not ensure that all spoils piles were tarped or otherwise stabilized.**
- d. The employer did not implement other effective soil stabilization measures such minimizing the area of exposed bare dirt to the immediate areas being worked, the application of soil stabilizers, and the prompt re-vegetation of completed areas.**

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

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Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453

Date By Which Violation Must be Abated: 09/14/2013
Proposed Penalty: \$ 8435.00



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
7718 Meany Ave
Bakersfield, CA 93308
Phone: (661) 661-588-6400 Fax: (661) 588-6428

NOTICE OF PROPOSED PENALTIES

Company Name: PAPICH CONSTRUCTION COMPANY INC
Inspection Site: 13505 CARISSA HWY 58, SANTA MARGARITA, CA 93453
Mailing Address: 800 FARROLL AVE, GROVER BEACH, CA 93433-2748
Issuance Date: 09/04/2013
Reporting ID: 0950647
Index Code: 4029

Summary of Penalties for Inspection Number 313388621

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|---------------------------------|-------------|-----------------|
| Citation 1, General | = \$ | 790.00 |
| Citation 2, Willful | = \$ | 25000.00 |
| Citation 3, Regulatory | = \$ | 5000.00 |
| Citation 4, Serious | = \$ | 8435.00 |
| TOTAL PROPOSED PENALTIES | = \$ | 39225.00 |

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 electronically: 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 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
SAN FRANCISCO, CA 94142-0603

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.

DEPARTMENT OF INDUSTRIAL RELATIONS
 DIVISION OF OCCUPATIONAL SAFETY AND HEALTH - CAL/OSHA

Cashier, Accounting Office

P.O. Box 420603

San Francisco, CA 94142-0603

Phone (415) 703-4291 FAX (415) 703-3037

PENALTY REMITTANCE FORM

| | | | | | | |
|----------------------------------|---|------------------|--------------|----------------|------------|-------------|
| CIVIL PENALTY INFORMATION | INSPECTION NUMBER | <u>313388621</u> | REPORTING ID | <u>0950647</u> | INDEX CODE | <u>4029</u> |
| ESTABLISHMENT NAME | <u>PAPICH CONSTRUCTION COMPANY INC</u> | | | | | |
| CONTACT PERSON | _____ | | | | | |
| PHONE NO. | _____ | FAX NO. | _____ | | | |
| SITE ADDRESS | <u>13505 CARISSA HWY 58, SANTA MARGARITA</u> | | | | | |
| MAILING ADDRESS | <u>800 FARROLL AVE, GROVER BEACH, CA, 934332748</u> | | | | | |

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 1-5; 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: CONVENIENCE FEE APPLIES

CREDIT CARD NO. _____ EXPIRATION DATE _____

CREDIT TYPE (Discover, MC and Amex) _____ SECURITY CODE (last 3 digits on back of Discover and MC cards)
 _____ (4 digits on front of Amex card)

NAME OF CARDHOLDER _____ SIGNATURE _____

EMAIL ADDRESS _____

CARDHOLDER PHONE NO. _____ FAX NO. _____

AMOUNT OF PAYMENT \$ _____

----- FOR OFFICE USE ONLY -----

AUTHORIZATION NO. _____ DATE PROCESSED _____

PROCESSED BY _____

Please call 415-703-4291 or complete the information above and fax to 415-703-3037
 Electronic Funds Transfer EFT Option - No convenience fee applies: Go to www.dir.ca.gov/dosh

EMPLOYER'S SIGNED STATEMENT OF ABATEMENT OF REGULATORY AND/OR GENERAL VIOLATIONS

EMPLOYER: PAPICH CONSTRUCTION COMPANY INC
ADDRESS: 800 FARROLL AVE
GROVER BEACH, CA 934332748

The law requires that violations observed during the inspection/investigation completed on 09/04/2013 of the place of employment located at 13505 CARISSA HWY 58, SANTA MARGARITA, CA be corrected within the time limit specified. Please notify the Division as soon as these conditions have been corrected by returning this completed form. Your response by signing and mailing this form to the issuing office on or before the compliance date may avoid a follow-up inspection of your facilities.

PLEASE COMPLETE AND MAIL BY October 7, 2013

LIST THE SPECIFIC MEASURES TAKEN TO CORRECT EACH OF THE UNSAFE CONDITIONS

This certifies that all unsafe conditions listed in the Division's citation dated September 4, 2013 have now been corrected.

Signature: _____ Date: _____

Name: _____ Title: _____

NOTE: This form does not serve as a request for a time extension. If there are serious problems beyond your control that prevent meeting a specified abatement date, contact the Division early, well within the 15-day limit allowed for an appeal.

| OFFICE USE ONLY | |
|---|------------|
| Safety Engineer/Industrial Hygienist: _____ | Date _____ |
| District Manager: _____ | Date _____ |
| [] Close / Comments | |
| Region <u>4</u> District <u>7</u> Inspection No. <u>313388621</u> Identification No. <u>C5017</u> Cal/OSHA Rpt. No. & Fiscal Year <u>033-13</u> | |

EMPLOYER'S SIGNED STATEMENT OF ABATEMENT OF SERIOUS VIOLATIONS

EMPLOYER: PAPICH CONSTRUCTION COMPANY INC
ADDRESS: 800 FARROLL AVE
 GROVER BEACH, CA 934332748

The law requires that violations observed during the inspection/investigation completed on 09/04/2013 of the place of employment located at 13505 CARISSA HWY 58, SANTA MARGARITA, CA be corrected within the time limit specified. Labor Code 6320(b), requires that you submit this signed statement under penalty of perjury which describes the measures for abating each citation which alleges a serious violation. **If the signed statement is not received within 10 working days after the end of the period fixed for abatement, the Division will be required to revoke any adjustments to the civil penalty based upon the assumption that you will abate the violation.** This action will result in a doubling of the civil penalty for serious violations. If you have filed a timely appeal with reference to a particular citation, the abatement date is stayed during the appeal process and the Signed Statement need not be submitted at this time. In addition, if there are problems beyond your control that prevent meeting a specified abatement date, contact the Division early so that a request for extension can be considered.

This signed statement shall be posted for three (3) working days at or near each place the serious violation referred to in the citation occurred.

THIS FORM MUST BE RECEIVED AT THE ABOVE ADDRESS ON OR BEFORE September 14, 2013

DESCRIBE AND LIST THE SPECIFIC MEASURES & EQUIPMENT TAKEN TO ABATE EACH SERIOUS VIOLATION

| Citation Number | Number of Instances | Measures Taken to Abate Serious Violations | Abatement Date |
|-----------------|---------------------|--|----------------|
| | | | |
| | | | |
| | | | |
| | | | |

All affected employees and their representatives have been informed about abatement activities referenced in this document in conformance with 8CCR Section 340.4(g). Yes No

I have reviewed the foregoing statement and declare under penalty of perjury that it is true and correct to the best of my knowledge and all submitted abatement information is accurate.

Executed at _____, California by _____

Signature: _____ Date: _____

Name: _____ Title: _____

OFFICIAL USE ONLY

Division Engineer/Industrial Hygienist: _____ Date: _____

District Manager: _____ Date: _____

Close/Comments:

Region 4 District 7 Inspection No. 313388621 Identification No. C5017 Cal/OSHA Rpt. No. & Fiscal Year 033-13