



CITATION AND NOTIFICATION OF PENALTY

To:
Miguel Clavel
and its successors
12320 Branford Street, Unit D
Sun Valley, CA 91352

Inspection #: 1730981
Inspection Date (s): 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24
Reporting ID: 0950643

Inspection Site:
12320 Branford Street, Unit D
Sun Valley, CA 91352

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 Sections 6317 and 6320 for violations that were found during the inspection/ investigation. **This Citation or a copy, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

For general/regulatory violations, and for serious violations that have been abated, 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 described above that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

For serious violations that are not abated, if a signed statement of abatement (as described under "Notification of Corrective Action", below) is not timely received or if the statement does not demonstrate acceptable abatement, penalties will be due within 15 working days after the date the signed statement was due, unless contested.

For serious violations for which a signed statement of abatement demonstrating acceptable abatement is timely received, the payment due date will be described in a Modified Citation and Notification of Penalty that you will receive reflecting a 50% abatement credit.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, inspection number, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 general/regulatory 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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations that have been abated, if any, has already been reduced by 50% because abatement of those violations has been completed.

The adjusted penalty for serious violations that have not been abated will be reduced by 50% if the Division of Occupational Safety and Health receives from you within 10 working days following the

abatement date a signed statement under penalty of perjury (Cal/OSHA form 161) and sufficient supporting evidence, when necessary to prove abatement, demonstrating abatement acceptable to the Division. If the Division does not receive the Cal/OSHA 161 form within 10 working days after the abatement date, the adjusted penalty will not be reduced by 50% - regardless of whether you appeal the serious citations. **WARNING: For serious unabated violations, failure to submit the signed Cal/OSHA 161 form, with supporting evidence of abatement, to the District Office within 10 working days after the end of the period fixed in the citation for abatement, may result in re-inspection and an additional penalty of up to \$15,000 for each day beyond the abatement date that the violation continues. [Cal. Lab. Code, §§ 6320 and 6430.]**

Note: Return the Cal/OSHA 160/161 forms to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, §5203(d)(1). Carcinogen Report of Use Requirements.
(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection, including, but not limited to, on February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

Date By Which Violation Must be Abated:**October 10, 2024****Proposed Penalty:****\$1250.00**

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel

Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 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:

(A) When the Program is first established;

(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;
 - (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.
- (8) Allow employee access to the Program.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 10, 2024
\$0.00

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24



Company Name: Miguel Clavel
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

California Code of Regulations, Title 8, §5194(e)(1). Hazard Communication (e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

Date By Which Violation Must be Abated:	October 10, 2024
Proposed Penalty:	\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (d)(1) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 10, 2024
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel
Establishment DBA:
and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204(e)(1) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8, 5204 (f)(3) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the

employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 10, 2024
\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel
Establishment DBA:
and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8, §5204(k). Occupational Exposures to Respirable Crystalline Silica.

(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDE PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
 2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
 3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
 4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
 5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
 6. The contents of this section;
 7. The purpose and a description of the medical surveillance program required by subsection (j);
 8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
 9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.
- (B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.
- (C) The employer shall encourage employees to report any symptoms related to exposure to respirable crystalline silica without fear of reprisal. Employers are prohibited from taking or threatening to take any adverse action against employees who report symptoms or who suffer from a silica-related illness.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. In addition, the employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica. Additionally, the employer did not encourage employees to report any symptoms related to respirable crystalline silica without fear of reprisal.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 10, 2024
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel
Establishment DBA:
and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204. Occupational Exposures to Respirable Crystalline Silica.
(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

- a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;
- b. On any surface or clothing or body surface that may contain crystalline silica; and
- c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.

3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods in the fabrication section, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica.
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10800.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730981
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 28-23/24

**Citation and Notification of Penalty**

Company Name: Miguel Clavel
Establishment DBA:
and its successors
Inspection Site: 12320 Branford Street, Unit D
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (h)(3) Respiratory Protection


(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:
(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full face, tight fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4500.00


Omar Castillo
Compliance Officer / Acting District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: Miguel Clavel
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit D, Sun Valley, CA 91352
Mailing Address: 12320 Branford Street, Unit D, Sun Valley, CA 91352
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: K7545

Summary of Penalties for Inspection Number 1730981

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$0.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18320.00

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.: 1730981	REPORTING ID: 0950643	
COMPANY NAME:	Miguel Clavel	FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:			
CONTACT PERSON:	Miguel Clavel		
PHONE NO.:	(213) 925-4088	FAX NO.:	UNKNOWN
SITE ADDRESS:	12320 Branford Street, Unit D, Sun Valley, CA 91352		
MAILING ADDRESS:	12320 Branford Street, Unit D, Sun Valley, CA 91352		
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html			

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1730981

Amount Enclosed: \$ _____

Mail payment to:

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post **at or near the place of the violation for three working days**, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citas o órdenes, que el jefe debe fijar **en o cerca del lugar de la violación por tres días laborables** o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citas que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

_____ – LC § 6318(c)

Cal/OSHA

833-579-0927

Cal/OSHA

Cal/OSHA

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알림- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 3 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՑՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ երեք աշխատանքային օրվա ընթացքում կարգադրություն տեղադրի խախտման վայրում կամ վայրի մոտ կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须以你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>



CITATION AND NOTIFICATION OF PENALTY

To:
Gaspar Marble and Tile
and its successors
8573 Robert Avenue
Sun Valley, CA 91352

Inspection #: 1730975
Inspection Date (s): 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24
Reporting ID: 0950643

Inspection Site:
12320 Branford Street, Unit B
Sun Valley, CA 91352

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 Sections 6317 and 6320 for violations that were found during the inspection/ investigation. **This Citation or a copy, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

For general/regulatory violations, and for serious violations that have been abated, 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 described above that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

For serious violations that are not abated, if a signed statement of abatement (as described under "Notification of Corrective Action", below) is not timely received or if the statement does not demonstrate acceptable abatement, penalties will be due within 15 working days after the date the signed statement was due, unless contested.

For serious violations for which a signed statement of abatement demonstrating acceptable abatement is timely received, the payment due date will be described in a Modified Citation and Notification of Penalty that you will receive reflecting a 50% abatement credit.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, inspection number, 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/CalOSHA_PaymentOption.html** to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 general/regulatory 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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations that have been abated, if any, has already been reduced by 50% because abatement of those violations has been completed.

The adjusted penalty for serious violations that have not been abated will be reduced by 50% if the Division of Occupational Safety and Health receives from you within 10 working days following the

abatement date a signed statement under penalty of perjury (Cal/OSHA form 161) and sufficient supporting evidence, when necessary to prove abatement, demonstrating abatement acceptable to the Division. If the Division does not receive the Cal/OSHA 161 form within 10 working days after the abatement date, the adjusted penalty will not be reduced by 50% - regardless of whether you appeal the serious citations. **WARNING: For serious unabated violations, failure to submit the signed Cal/OSHA 161 form, with supporting evidence of abatement, to the District Office within 10 working days after the end of the period fixed in the citation for abatement, may result in re-inspection and an additional penalty of up to \$15,000 for each day beyond the abatement date that the violation continues. [Cal. Lab. Code, §§ 6320 and 6430.]**

Note: Return the Cal/OSHA 160/161 forms to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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.

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24



Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Prior to and during the course of the inspection, including, but not limited to, on February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

October 10, 2024

\$1250.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24

**Citation and Notification of Penalty**

Company Name: Gaspar Marble and Tile

Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 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:
 - (A) When the Program is first established;
 - (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;
 - (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.
- (8) Allow employee access to the Program.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 10, 2024
\$465.00

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24



Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

California Code of Regulations, Title 8, §5194(e)(1). Hazard Communication (e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

October 10, 2024

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24

**Citation and Notification of Penalty**

Company Name: Gaspar Marble and Tile
Establishment DBA:
and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (d)(1) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:

October 10, 2024

Proposed Penalty:

\$280.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24



Citation and Notification of Penalty

Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204(e)(1) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24

**Citation and Notification of Penalty**

Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8, 5204 (f)(3) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the

employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:
Proposed Penalty:

October 10, 2024
\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24

**Citation and Notification of Penalty**

Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8, § 5204(k). Occupational Exposures to Respirable Crystalline Silica.

(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDO PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
 2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
 3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
 4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
 5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
 6. The contents of this section;
 7. The purpose and a description of the medical surveillance program required by subsection (j);
 8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
 9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.
- (B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.
- (C) The employer shall encourage employees to report any symptoms related to exposure to respirable crystalline silica without fear of reprisal. Employers are prohibited from taking or threatening to take any adverse action against employees who report symptoms or who suffer from a silica-related illness.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. In addition, the employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica. Additionally, the employer did not encourage employees to report any symptoms related to respirable crystalline silica without fear of reprisal".

Date By Which Violation Must be Abated:

October 10, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24

**Citation and Notification of Penalty**

Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204(f)(2). Occupational Exposures to Respirable Crystalline Silica.

(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;

b. On any surface or clothing or body surface that may contain crystalline silica; and

c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other

materials that may contain crystalline silica.

3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.

4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods in the fabrication section, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica.
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Date By Which Violation Must be Abated:

Proposed Penalty:

Corrected During Inspection

\$10800.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1730975
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: K7545
Optional Report #: 27-23/24



Citation and Notification of Penalty

Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (h)(3) Respiratory Protection

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:

(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violation Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full face, tight fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4500.00


Omar Castillo
Compliance Officer / Acting District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: Gaspar Marble and Tile
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Unit B, Sun Valley, CA 91352
Mailing Address: 8573 Robert Avenue, Sun Valley, CA 91352
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: K7545

Summary of Penalties for Inspection Number 1730975

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00

TOTAL PROPOSED PENALTIES: **\$18785.00**

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.:	1730975	REPORTING ID:	0950643
COMPANY NAME:	Gaspar Marble and Tile		FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:				
CONTACT PERSON:	Gustavo Gaspar			
PHONE NO.:	(818) 266-7062		FAX NO.:	UNKNOWN
SITE ADDRESS:	12320 Branford Street, Unit B, Sun Valley, CA 91352			
MAILING ADDRESS:	8573 Robert Avenue, Sun Valley, CA 91352			
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html				

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1730975

Amount Enclosed: \$ _____

Mail payment to:

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post at or near the place of the violation for three working days, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar en o cerca del lugar de la violación por tres días laborables o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੇਹਾਂ ਵਿੱਚੋਂ ਜੇ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ਼ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ <https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알림- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 3 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՅՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ երեք աշխատանքային օրվա ընթացքում կարգադրություն տեղադրի խախտման վայրում կամ վայրի մոտ կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ

833-579-0927 հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须以你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>



CITATION AND NOTIFICATION OF PENALTY

To:
Jose Sandoval Marble and Granite
and its successors
13133 Bracken Street
Arleta, CA 91331

Inspection #: 1732273
Inspection Date (s): 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24
Reporting ID: 0950643

Inspection Site:
12320 Branford Street
Sun Valley, CA 91352

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 Sections 6317 and 6320 for violations that were found during the inspection/ investigation. **This Citation or a copy, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

For general/regulatory violations, and for serious violations that have been abated, 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 described above that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

For serious violations that are not abated, if a signed statement of abatement (as described under "Notification of Corrective Action", below) is not timely received or if the statement does not demonstrate acceptable abatement, penalties will be due within 15 working days after the date the signed statement was due, unless contested.

For serious violations for which a signed statement of abatement demonstrating acceptable abatement is timely received, the payment due date will be described in a Modified Citation and Notification of Penalty that you will receive reflecting a 50% abatement credit.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, inspection number, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 general/regulatory 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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations that have been abated, if any, has already been reduced by 50% because abatement of those violations has been completed.

The adjusted penalty for serious violations that have not been abated will be reduced by 50% if the

Division of Occupational Safety and Health receives from you within 10 working days following the abatement date a signed statement under penalty of perjury (Cal/OSHA form 161) and sufficient supporting evidence, when necessary to prove abatement, demonstrating abatement acceptable to the Division. If the Division does not receive the Cal/OSHA 161 form within 10 working days after the abatement date, the adjusted penalty will not be reduced by 50% - regardless of whether you appeal the serious citations. **WARNING: For serious unabated violations, failure to submit the signed Cal/OSHA 161 form, with supporting evidence of abatement, to the District Office within 10 working days after the end of the period fixed in the citation for abatement, may result in re-inspection and an additional penalty of up to \$15,000 for each day beyond the abatement date that the violation continues. [Cal. Lab. Code, §§ 6320 and 6430.]**

Note: Return the Cal/OSHA 160/161 forms to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24

**Citation and Notification of Penalty**

Company Name: Jose Sandoval Marble and Granite
Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, §5203(d)(1). Carcinogen Report of Use Requirements.

(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$1250.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24

**Citation and Notification of Penalty**

Company Name: Jose Sandoval Marble and Granite
Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 3203. 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:

(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;

(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.

(8) Allow employee access to the Program.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24



Citation and Notification of Penalty

Company Name: Jose Sandoval Marble and Granite
Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5194. Hazard Communication.

(e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24



Citation and Notification of Penalty

Company Name: Jose Sandoval Marble and Granite
Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5204. Exposure assessment.

(d) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 27, 2024
\$280.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24



Citation and Notification of Penalty

Company Name: Jose Sandoval Marble and Granite
Establishment DBA:

and its successors
Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5204. Regulated areas.

(e) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 03/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24

**Citation and Notification of Penalty**

Company Name: Jose Sandoval Marble and Granite

Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8. Section 5204. Methods of compliance.

(f) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 27, 2024
\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24

**Citation and Notification of Penalty**

Company Name: Jose Sandoval Marble and Granite
Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8. Section 5204. Occupational Exposures to Respirable Crystalline Silica.

(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDE PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate

knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
6. The contents of this section;
7. The purpose and a description of the medical surveillance program required by subsection (j);
8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.

(B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. The employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica. Additionally, the employer did not encourage employees to report any symptoms related to respirable crystalline silica without fear of reprisal.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24

**Citation and Notification of Penalty**

Company Name: Jose Sandoval Marble and Granite

Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5204. Occupational Exposures to Respirable Crystalline Silica.

(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;

b. On any surface or clothing or body surface that may contain crystalline silica; and

c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10800.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732273
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 008-24



Citation and Notification of Penalty

Company Name: Jose Sandoval Marble and Granite
Establishment DBA:

and its successors
Inspection Site: 12320 Branford Street
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5204. Respiratory Protection.

(h) Respiratory protection.

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:

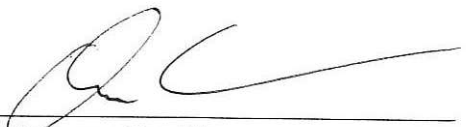
(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full face, tight-fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4500.00


Bahman Nahoray / Omar Castillo
Compliance Officer / District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: Jose Sandoval Marble and Granite
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, Sun Valley, CA 91352
Mailing Address: 13133 Bracken Street, Arleta, CA 91331
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: R6955

Summary of Penalties for Inspection Number 1732273

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18785.00

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.:	1732273	REPORTING ID:	0950643
COMPANY NAME:	Jose Sandoval Marble and Granite		FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:				
CONTACT PERSON:	Jose Sandoval			
PHONE NO.:	(818) 633-1854		FAX NO.:	UNKNOWN
SITE ADDRESS:	12320 Branford Street, Sun Valley, CA 91352			
MAILING ADDRESS:	13133 Bracken Street, Arleta, CA 91331			
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html				

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1732273

Amount Enclosed: \$ _____

Mail payment to:

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post **at or near the place of the violation for three working days**, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar **en o cerca del lugar de la violación por tres días laborables** o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿੰਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੇਹਾਂ ਵਿੱਚੋਂ ਜੇ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ

ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ਼ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ

<https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ ਦੇਖ ਸਕਦੇ ਹੋ।

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알람- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 3 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՅՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ երեք աշխատանքային օրվա ընթացքում կարգադրություն տեղադրի խախտման վայրում կամ վայրի մոտ կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA ծանուցումները հետևյալ կայքում՝ <https://www.osha.gov/ords/imis/establishment.html>

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须在你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>



CITATION AND NOTIFICATION OF PENALTY

To:
Valley Marble
and its successors
15432 Tupper Street
North Hills, CA 91343

Inspection #: 1732272
Inspection Date (s): 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24
Reporting ID: 0950643

Inspection Site:
12320 Branford Street, # F and G
Sun Valley, CA 91352

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 Sections 6317 and 6320 for violations that were found during the inspection/ investigation. **This Citation or a copy, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

For general/regulatory violations, and for serious violations that have been abated, 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 described above that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

For serious violations that are not abated, if a signed statement of abatement (as described under "Notification of Corrective Action", below) is not timely received or if the statement does not demonstrate acceptable abatement, penalties will be due within 15 working days after the date the signed statement was due, unless contested.

For serious violations for which a signed statement of abatement demonstrating acceptable abatement is timely received, the payment due date will be described in a Modified Citation and Notification of Penalty that you will receive reflecting a 50% abatement credit.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, inspection number, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 general/regulatory 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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations that have been abated, if any, has already been reduced by 50% because abatement of those violations has been completed.

The adjusted penalty for serious violations that have not been abated will be reduced by 50% if the

Division of Occupational Safety and Health receives from you within 10 working days following the abatement date a signed statement under penalty of perjury (Cal/OSHA form 161) and sufficient supporting evidence, when necessary to prove abatement, demonstrating abatement acceptable to the Division. If the Division does not receive the Cal/OSHA 161 form within 10 working days after the abatement date, the adjusted penalty will not be reduced by 50% - regardless of whether you appeal the serious citations. **WARNING: For serious unabated violations, failure to submit the signed Cal/OSHA 161 form, with supporting evidence of abatement, to the District Office within 10 working days after the end of the period fixed in the citation for abatement, may result in re-inspection and an additional penalty of up to \$15,000 for each day beyond the abatement date that the violation continues. [Cal. Lab. Code, §§ 6320 and 6430.]**

Note: Return the Cal/OSHA 160/161 forms to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24

**Citation and Notification of Penalty**

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, §5203(d)(1). Carcinogen Report of Use Requirements.

(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$1250.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24

**Citation and Notification of Penalty**

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 3203. 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:
 - (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;

(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.

(8) Allow employee access to the Program.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24



Citation and Notification of Penalty

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5194, Hazard Communication.

(e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24



Citation and Notification of Penalty

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5204. Exposure assessment.

(d) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 27, 2024
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24

**Citation and Notification of Penalty**

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5204. Regulated areas.

(e) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24

**Citation and Notification of Penalty**

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8, Section 5204, Methods of compliance.

(f) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24



Citation and Notification of Penalty

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8. Section 5204. Occupational Exposures to Respirable Crystalline Silica.

(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDE PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate

knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
6. The contents of this section;
7. The purpose and a description of the medical surveillance program required by subsection (j);
8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.

(B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. The employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica. Additionally, the employer did not encourage employees to report any symptoms related to respirable crystalline silica without fear of reprisal.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24

**Citation and Notification of Penalty**

Company Name: Valley Marble

Establishment DBA:

and its successors

Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5204. Occupational Exposures to Respirable Crystalline Silica.

(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;

b. On any surface or clothing or body surface that may contain crystalline silica; and

c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10800.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732272
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 007-24



Citation and Notification of Penalty

Company Name: Valley Marble
Establishment DBA:
and its successors
Inspection Site: 12320 Branford Street, # F and G
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5204. Respiratory Protection.

(h) Respiratory protection.

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:


(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full face, tight fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4500.00


Bahman Nahoray / Omar Castillo
Compliance Officer / District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: Valley Marble
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, # F and G, Sun Valley, CA 91352
Mailing Address: 15432 Tupper Street, North Hills, CA 91343
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: R6955

Summary of Penalties for Inspection Number 1732272

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18785.00

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, 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/CALOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.:	1732272	REPORTING ID:	0950643
COMPANY NAME:	Valley Marble		FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:				
CONTACT PERSON:	Rogelio Huerta			
PHONE NO.:	(818) 606-2379		FAX NO.:	UNKNOWN
SITE ADDRESS:	12320 Branford Street, # F and G, Sun Valley, CA 91352			
MAILING ADDRESS:	15432 Tupper Street, North Hills, CA 91343			
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html				

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1732272

Amount Enclosed: \$ _____

Mail payment to:

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post at or near the place of the violation for three working days, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar en o cerca del lugar de la violación por tres días laborables o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿੰਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੋਹਾਂ ਵਿੱਚੋਂ ਜੋ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ

ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ

<https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ ਦੇਖ ਸਕਦੇ ਹੋ।

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알림- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 3 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՅՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ **երեք աշխատանքային օրվա ընթացքում** կարգադրություն տեղադրի խախտման վայրում կամ վայրի մոտ կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA ծանուցումները հետևյալ կայքում՝ <https://www.osha.gov/ords/imis/establishment.html>

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须与你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



CITATION AND NOTIFICATION OF PENALTY

To:
Edward Ponce
and its successors
13825 Beaver Street
Sylmar, CA 91342

Inspection #: 1732274
Inspection Date (s): 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24
Reporting ID: 0950643

Inspection Site:
12320 Branford Street, #E
Sun Valley, CA 91352

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 Sections 6317 and 6320 for violations that were found during the inspection/ investigation. **This Citation or a copy, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

For general/regulatory violations, and for serious violations that have been abated, 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 described above that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

For serious violations that are not abated, if a signed statement of abatement (as described under "Notification of Corrective Action", below) is not timely received or if the statement does not demonstrate acceptable abatement, penalties will be due within 15 working days after the date the signed statement was due, unless contested.

For serious violations for which a signed statement of abatement demonstrating acceptable abatement is timely received, the payment due date will be described in a Modified Citation and Notification of Penalty that you will receive reflecting a 50% abatement credit.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, inspection number, 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/CalOSHA_PaymentOption.html** to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 general/regulatory 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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations that have been abated, if any, has already been reduced by 50% because abatement of those violations has been completed.

The adjusted penalty for serious violations that have not been abated will be reduced by 50% if the

Division of Occupational Safety and Health receives from you within 10 working days following the abatement date a signed statement under penalty of perjury (Cal/OSHA form 161) and sufficient supporting evidence, when necessary to prove abatement, demonstrating abatement acceptable to the Division. If the Division does not receive the Cal/OSHA 161 form within 10 working days after the abatement date, the adjusted penalty will not be reduced by 50% - regardless of whether you appeal the serious citations. **WARNING: For serious unabated violations, failure to submit the signed Cal/OSHA 161 form, with supporting evidence of abatement, to the District Office within 10 working days after the end of the period fixed in the citation for abatement, may result in re-inspection and an additional penalty of up to \$15,000 for each day beyond the abatement date that the violation continues. [Cal. Lab. Code, §§ 6320 and 6430.]**

Note: Return the Cal/OSHA 160/161 forms to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5203. Carcinogen Report of Use Requirements.

(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$1250.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 3203. 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:
 - (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;

(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.

(8) Allow employee access to the Program.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5194, Hazard Communication.

(e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5204. Exposure assessment.

(d) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5204. Regulated areas.

(e) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8. Section 5204. Methods of compliance.

(f) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8, Section 5204. Occupational Exposures to Respirable Crystalline Silica.

(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

ANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDE PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate

knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
6. The contents of this section;
7. The purpose and a description of the medical surveillance program required by subsection (j);
8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.

(B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.

(C) The employer shall encourage employees to report any symptoms related to exposure to respirable crystalline silica without fear of reprisal. Employers are prohibited from taking or threatening to take any adverse action against employees who report symptoms or who suffer from a silica-related illness.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. In addition, the employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica. Additionally, the employer did not encourage employees to report any symptoms related to respirable crystalline silica without fear of reprisal.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5204. Occupational Exposures to Respirable Crystalline Silica.

(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;

b. On any surface or clothing or body surface that may contain crystalline silica; and

c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10800.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732274
Inspection Dates: 02/26/2024 - 08/22/2024
Issuance Date: 08/23/2024
CSHO ID: R6955
Optional Report #: 009-24

**Citation and Notification of Penalty**

Company Name: Edward Ponce
Establishment DBA: and its successors
Inspection Site: 12320 Branford Street, #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5204. Respiratory Protection.

(h) Respiratory protection.

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:

(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violative Description (AVD):

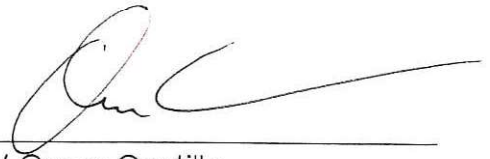
Prior to and during the course of the inspection, including but not limited to, on or about February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full face, tight-fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:

Proposed Penalty:

Corrected During Inspection

\$4500.00


Bahman Nahoray / Omar Castillo
Compliance Officer / District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: Edward Ponce
Establishment DBA:
and its successors
Inspection Site: 12320 Branford Street, #E, Sun Valley, CA 91352
Mailing Address: 13825 Beaver Street, Sylmar, CA 91342
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: R6955

Summary of Penalties for Inspection Number 1732274

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18785.00

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.:	1732274	REPORTING ID:	0950643
COMPANY NAME:	Edward Ponce		FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:				
CONTACT PERSON:	Eduardo Ponce			
PHONE NO.:	(310) 500-5414		FAX NO.:	UNKNOWN
SITE ADDRESS:	12320 Branford Street, #E, Sun Valley, CA 91352			
MAILING ADDRESS:	13825 Beaver Street, Sylmar, CA 91342			
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html				

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1732274

Amount Enclosed: \$ _____

Mail payment to:

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post **at or near the place of the violation for three working days**, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar **en o cerca del lugar de la violación por tres días laborables** o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿੰਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੇਹਾਂ ਵਿੱਚੋਂ ਜੇ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ

ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ਼ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ

<https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ ਦੇਖ ਸਕਦੇ ਹੋ।

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알람- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 3 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈԹՅՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ **երեք աշխատանքային օրվա ընթացքում** կարգադրություն տեղադրի **խախտման վայրում կամ վայրի մոտ** կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA ծանուցումները հետևյալ կայքում՝ <https://www.osha.gov/ords/imis/establishment.html>

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须以你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



CITATION AND NOTIFICATION OF PENALTY

To:
Durango Marble
and its successors
12316 Branford St., Suite #J
Sun Valley, CA 91352

Inspection #: 1733909
Inspection Date (s): 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24
Reporting ID: 0950643

Inspection Site:
12316 Branford St., Suite #J
Sun Valley, CA 91352

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 Sections 6317 and 6320 for violations that were found during the inspection/ investigation. **This Citation or a copy, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

For general/regulatory violations, and for serious violations that have been abated, 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 described above that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

For serious violations that are not abated, if a signed statement of abatement (as described under "Notification of Corrective Action", below) is not timely received or if the statement does not demonstrate acceptable abatement, penalties will be due within 15 working days after the date the signed statement was due, unless contested.

For serious violations for which a signed statement of abatement demonstrating acceptable abatement is timely received, the payment due date will be described in a Modified Citation and Notification of Penalty that you will receive reflecting a 50% abatement credit.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, inspection number, 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/CalOSHA_PaymentOption.html** to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 general/regulatory 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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations that have been abated, if any, has already been reduced by 50% because abatement of those violations has been completed.

The adjusted penalty for serious violations that have not been abated will be reduced by 50% if the Division of Occupational Safety and Health receives from you within 10 working days following the

abatement date a signed statement under penalty of perjury (Cal/OSHA form 161) and sufficient supporting evidence, when necessary to prove abatement, demonstrating abatement acceptable to the Division. If the Division does not receive the Cal/OSHA 161 form within 10 working days after the abatement date, the adjusted penalty will not be reduced by 50% - regardless of whether you appeal the serious citations. **WARNING: For serious unabated violations, failure to submit the signed Cal/OSHA 161 form, with supporting evidence of abatement, to the District Office within 10 working days after the end of the period fixed in the citation for abatement, may result in re-inspection and an additional penalty of up to \$15,000 for each day beyond the abatement date that the violation continues. [Cal. Lab. Code, §§ 6320 and 6430.]**

Note: Return the Cal/OSHA 160/161 forms to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24

**Citation and Notification of Penalty**

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 1 Item 1 Type of Violation: Regulatory

California Code of Regulations, Title 8, §5203(d)(1). Carcinogen Report of Use Requirements.
(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including, but not limited to, on February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

Date By Which Violation Must be Abated: October 10, 2024
Proposed Penalty: \$1250.00

(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;

(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.

(8) Allow employee access to the Program.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:

October 10, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24

**Citation and Notification of Penalty**

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 1 Item 3 Type of Violation: General

California Code of Regulations, Title 8, §5194. Hazard Communication
(e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

Date By Which Violation Must be Abated:**October 10, 2024****Proposed Penalty:****\$465.00**

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24

**Citation and Notification of Penalty**

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 1 Item 4 Type of Violation: General

California Code of Regulations, Title 8, 5204 (d) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:

October 10, 2024

Proposed Penalty:

\$280.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24



Citation and Notification of Penalty

Company Name: Durango Marble
Establishment DBA:
and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 1 Item 5 Type of Violation: General

California Code of Regulations, Title 8, 5204(e) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:	October 10, 2024
Proposed Penalty:	\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24

**Citation and Notification of Penalty**

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: General

California Code of Regulations, Title 8, 5204 (f) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the

employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:

October 10, 2024

Proposed Penalty:

\$465.00

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24



Citation and Notification of Penalty

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: General

California Code of Regulations, Title 8, §5204. Occupational Exposures to Respirable Crystalline Silica.
(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDE PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;

2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
 3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
 4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
 5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
 6. The contents of this section;
 7. The purpose and a description of the medical surveillance program required by subsection (j);
 8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
 9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.
- (B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. In addition, the employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica.

Date By Which Violation Must be Abated:

October 10, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24

**Citation and Notification of Penalty**

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 2 Item 1 Type of Violation: Serious

California Code of Regulations, Title 8, 5204. Occupational Exposures to Respirable Crystalline Silica.
(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

- a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;
- b. On any surface or clothing or body surface that may contain crystalline silica; and
- c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.

3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10800.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733909
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: U9870
Optional Report #: 021-24

**Citation and Notification of Penalty**

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J
Sun Valley, CA 91352

Citation 3 Item 1 Type of Violation: Serious

California Code of Regulations, Title 8, 5204 (h)(3) Respiratory Protection

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:

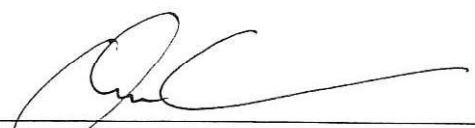
(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full-face, tight-fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4500.00



Claris Sahakian / Omar Castillo
Compliance Officer / Acting District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: Durango Marble
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #J, Sun Valley, CA 91352
Mailing Address: 12316 Branford St., Suite #J, Sun Valley, CA 91352
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: U9870

Summary of Penalties for Inspection Number 1733909

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18785.00

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.:	1733909	REPORTING ID:	0950643
COMPANY NAME:	Durango Marble		FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:				
CONTACT PERSON:	Edgar Rodriguez			
PHONE NO.:			FAX NO.:	
SITE ADDRESS:	12316 Branford St., Suite #J, Sun Valley, CA 91352			
MAILING ADDRESS:	12316 Branford St., Suite #J, Sun Valley, CA 91352			
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html				

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1733909

Amount Enclosed: \$ _____

Mail payment to:

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION – Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post at or near the place of the violation for three working days, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES – Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar en o cerca del lugar de la violación por tres días laborables o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿੰਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੇਹਾਂ ਵਿੱਚੋਂ ਜੇ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ

ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ਼ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ

<https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ ਦੇਖ ਸਕਦੇ ਹੋ।

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알람- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 **3** 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՅՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ **երեք աշխատանքային օրվա ընթացքում** կարգադրություն տեղադրի **խախտման վայրում կամ վայրի մոտ** կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA ծանուցումները հետևյալ կայքում՝ <https://www.osha.gov/ords/imis/establishment.html>

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须以你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>



CITATION AND NOTIFICATION OF PENALTY

To:
Nacho Brothers Marble Inc.
and its successors
12316 Branford St., Suite #1
Sun Valley, CA 91352

Inspection #: 1732264
Inspection Date (s): 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24
Reporting ID: 0950643

Inspection Site:
12316 Branford St., Suite #1
Sun Valley, CA 91352

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, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (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, inspection number, 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/CalOSHA_PaymentOption.html** to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations, if any, has already been reduced by 50% because abatement of those violations has been completed.

Note: Return the Cal/OSHA 160 form to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.

Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, §5203(d)(1). Carcinogen Report of Use Requirements

(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including, but not limited to, on February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$1250.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.

Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 3203. 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:

(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;

(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.

(8) Allow employee access to the Program.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.

Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, §5194. Hazard Communication

(e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.

Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (d)(1) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.
Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204(e) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.

Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8, 5204 (f) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.

3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).

4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.
Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8, §5204. Occupational Exposures to Respirable Crystalline Silica.

(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDO PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
6. The contents of this section;
7. The purpose and a description of the medical surveillance program required by subsection (j);
8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.

(B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.

(C) The employer shall encourage employees to report any symptoms related to exposure to respirable crystalline silica without fear of reprisal. Employers are prohibited from taking or threatening to take any adverse action against employees who report symptoms or who suffer from a silica-related illness.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. In addition, the employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica. Additionally, the employer did not encourage employees to report any symptoms related to respirable crystalline silica without fear of reprisal.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.

Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204. Occupational Exposures to Respirable Crystalline Silica.

(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;

b. On any surface or clothing or body surface that may contain crystalline silica; and

c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.

3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$10800.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732264
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 030-24

**Citation and Notification of Penalty**

Company Name: Nacho Brothers Marble Inc.
Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #1
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (h)(3) Respiratory Protection

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:

(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full face, tight fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$4500.00

Omar Castillo
Compliance Officer / District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: Nacho Brothers Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #1, Sun Valley, CA 91352
Mailing Address: 12316 Branford St., Suite #1, Sun Valley, CA 91352
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: B9670

Summary of Penalties for Inspection Number 1732264

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18785.00

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.: 1732264	REPORTING ID: 0950643	
COMPANY NAME:	Nacho Brothers Marble Inc.	FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:			
CONTACT PERSON:	UNKNOWN UNKNOWN		
PHONE NO.:	UNKNOWN	FAX NO.:	UNKNOWN
SITE ADDRESS:	12316 Branford St., Suite #I, Sun Valley, CA 91352		
MAILING ADDRESS:	12316 Branford St., Suite #I, Sun Valley, CA 91352		
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html			

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1732264

Amount Enclosed: \$ _____

Mail payment to:

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post **at or near the place of the violation for three working days**, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar **en o cerca del lugar de la violación por tres días laborables** o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੋਹਾਂ ਵਿੱਚੋਂ ਜੇ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ

ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ਼ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ

<https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ ਦੇਖ ਸਕਦੇ ਹੋ।

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알람- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 **3** 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՑՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ **երեք աշխատանքային օրվա ընթացքում** կարգադրություն տեղադրի **խախտման վայրում կամ վայրի մոտ** կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA ծանուցումները հետևյալ կայքում՝ <https://www.osha.gov/ords/imis/establishment.html>

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须以你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



CITATION AND NOTIFICATION OF PENALTY

To:
M & M Three Marble Inc.
and its successors
12316 Branford St., Suite #B
Sun Valley, CA 91352

Inspection #: 1732263
Inspection Date (s): 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24
Reporting ID: 0950643

Inspection Site:
12316 Branford St., Suite #B
Sun Valley, CA 91352

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, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (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, inspection number, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations, if any, has already been reduced by 50% because abatement of those violations has been completed.

Note: Return the Cal/OSHA 160 form to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, §5203(d)(1). Carcinogen Report of Use Requirements.

(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection, including, but not limited to, on February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$1250.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 3203. 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:

(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;

(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.

(8) Allow employee access to the Program.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on Feb 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA:
and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, §5194. Hazard Communication

(e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not develop, a written hazard communication program for hazardous chemicals used at the worksite.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (d) Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204(e) Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8, 5204 (f) Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, and a description of engineering controls work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica. In addition, the employer did not include air monitoring records that demonstrate that engineering controls are effective to reduce airborne levels below the action level, procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8, §5204. Occupational Exposures to Respirable Crystalline Silica.

(k) Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDO PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
6. The contents of this section;
7. The purpose and a description of the medical surveillance program required by subsection (j);
8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.

(B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.

(C) The employer shall encourage employees to report any symptoms related to exposure to respirable crystalline silica without fear of reprisal. Employers are prohibited from taking or threatening to take any adverse action against employees who report symptoms or who suffer from a silica-related illness.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide training that ensures that each employee can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, preventative measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure. In addition, the employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica. Additionally, the employer did not encourage employees to report any symptoms related to respirable crystalline silica without fear of reprisal.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204. Occupational Exposures to Respirable Crystalline Silica.

(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;

b. On any surface or clothing or body surface that may contain crystalline silica; and

c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.

3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violative Description (AVD):

Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$10800.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1732263
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: B9670
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (h)(3) Respiratory Protection

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:

(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violative Description (AVD):


Prior to and during the course of the inspection including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full face, tight fitting power air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$4500.00


Omar Castillo
Compliance Officer / District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: M & M Three Marble Inc.
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #B, Sun Valley, CA 91352
Mailing Address: 12316 Branford St., Suite #B, Sun Valley, CA 91352
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: B9670

Summary of Penalties for Inspection Number 1732263

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18785.00

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.:	1732263	REPORTING ID:	0950643
COMPANY NAME:	M & M Three Marble Inc.		FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:				
CONTACT PERSON:	Miguel Figueroa			
PHONE NO.:	UNKNOWN		FAX NO.:	UNKNOWN
SITE ADDRESS:	12316 Branford St., Suite #B, Sun Valley, CA 91352			
MAILING ADDRESS:	12316 Branford St., Suite #B, Sun Valley, CA 91352			
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html				

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1732263

Amount Enclosed: \$ _____

Mail payment to:

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post **at or near the place of the violation for three working days**, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar **en o cerca del lugar de la violación por tres días laborables** o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੇਹਾਂ ਵਿੱਚੋਂ ਜੇ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ

ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ਼ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ

<https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ ਦੇਖ ਸਕਦੇ ਹੋ।

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알림- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 **3** 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՅՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ **երեք աշխատանքային օրվա ընթացքում** կարգադրություն տեղադրի **խախտման վայրում կամ վայրի մոտ** կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA ծանուցումները հետևյալ կայքում՝ <https://www.osha.gov/ords/imis/establishment.html>

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须以你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



CITATION AND NOTIFICATION OF PENALTY

To:
LB Quality Stone Experts Inc
and its successors
11802 Smelling Street
Sun Valley, CA 91352

Inspection #: 1733645
Inspection Date (s): 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24
Reporting ID: 0950643

Inspection Site:
12316 Branford St., Suite #E
Sun Valley, CA 91352

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, including the enclosed multilingual employee notice, 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, or online, 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(s), classification of the violation(s), 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 (Cal/OSHA or the Division) and employs experienced 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, or online via the Board's OASIS system, 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, or online via the Board's OASIS system, 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 to print online at: <https://www.dir.ca.gov/oshab/appealform.pdf>. You may also file the appeal through the Board's online OASIS system at: <https://www.dir.ca.gov/oshab/>. Hard copies can also be picked up 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. The appeal form also asks you to identify the grounds for your appeal. 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 Cal/OSHA or 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, at (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, inspection number, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
Cal/OSHA Penalties
P. O. Box 516547
Los Angeles, CA 90051-0595

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 160 form 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 general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations, if any, has already been reduced by 50% because abatement of those violations has been completed.

Note: Return the Cal/OSHA 160 form to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Telephone: (818) 901-5403
Fax: (818) 901-5578

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

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc
Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5203(d). Carcinogen Report of Use Requirements.

(d) Report of use.

(1) Initial use of a regulated carcinogen shall be reported in writing to the Chief within 15 calendar days of that initial use.

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer used a regulated carcinogen (crystalline silica) and did not report that use in writing to the Chief within 15 Calendar days of initial use as required.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$1250.00

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24



Citation and Notification of Penalty

Company Name: LB Quality Stone Experts Inc
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 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:

(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;

(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.

(8) Allow employee access to the Program.

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not establish, implement and maintain an effective written Injury and Illness Prevention Program.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc
Establishment DBA:
and its successors
Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, Section 5194(e). Hazard Communication.

(e) Written Hazard Communication Program.

(1) Employers shall develop, implement, and maintain at the workplace a written hazard communication program for their employees which at least describes how the criteria specified in sections 5194(f), (g), and (h) for labels and other forms of warning, safety data sheets, and employee information and training will be met, and which also includes the following:

(A) A list of the hazardous chemicals known to be present using a product identifier that is referenced on the appropriate safety data sheet (the list may be compiled for the workplace as a whole or for individual work areas); and

(B) The methods the employer will use to inform employees of the hazards of non-routine tasks (for example, the cleaning of reactor vessels), and the hazards associated with chemicals contained in unlabeled pipes in their work areas.

[...]

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not develop, implement, and maintain a written hazard communication program.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8. Section 5204(d)(1). Exposure assessment.

(1) General. The employer shall assess the exposure of each employee who is or may reasonably be expected to be exposed to respirable crystalline silica at or above the action level in accordance with either the performance option in subsection (d)(2) or the scheduled monitoring option in subsection (d)(3). Regardless of exposures or expected exposures, all high-exposure trigger tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(2) Performance option. The employer shall assess the 8-hour TWA exposure for each employee on the basis of any combination of air monitoring data or objective data sufficient to accurately characterize employee exposures to respirable crystalline silica. Subsection (d)(2) does not apply to high-exposure trigger tasks; these tasks shall be assessed by scheduled monitoring in accordance with subsection (d)(3).

(3) Scheduled monitoring option.

(A) The employer shall perform initial monitoring to assess the 8-hour TWA exposure for each employee on the basis of one or more personal breathing zone air samples that reflect the exposures of employees on each shift, for each job classification, in each work area. Where several employees perform the same tasks on the same shift, on the same material and in the same work area, the employer may sample a representative fraction of these employees in order to meet this requirement. In representative sampling, the employer shall sample the employee(s) who are expected to have the highest exposure to respirable crystalline silica.

(B) If initial monitoring indicates that employee exposures are below the action level, the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring. However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

(C) Where the most recent exposure monitoring indicates that employee exposures are at or above the action level but at or below the PEL, the employer shall repeat such monitoring within six months of the most recent monitoring.

(D) Where the most recent exposure monitoring indicates that employee exposures are above the PEL, the employer shall repeat such monitoring within three months of the most recent monitoring.

(E) Where the most recent (non-initial) exposure monitoring indicates that employee exposures are below the action level, the employer shall repeat such monitoring within six months of the most recent monitoring until two consecutive measurements, taken 7 or more days apart, are below the action level, at which time the employer may discontinue monitoring for those employees whose exposures are represented by such monitoring, except as otherwise provided in subsection (d)(4). However, monitoring shall not be discontinued for high-exposure trigger tasks, which shall be monitored at least every 12 months or more frequently as required in this section.

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks and did not perform initial monitoring to assess the 8-hour TWA exposure for the employee on the basis of one or more personal breathing zone air samples that reflect the exposures of the employee on each shift, for each job classification, in each work area.

Date By Which Violation Must be Abated:
Proposed Penalty:

September 27, 2024
\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204(e). Regulated areas.

(1) Establishment. The employer shall establish a regulated area wherever an employee's exposure to airborne concentrations of respirable crystalline silica is, or can reasonably be expected to be, in excess of the PEL. All high-exposure trigger tasks shall be conducted within a regulated area regardless of employee exposures, exposure assessments, or other objective data.

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer was performing high-exposure trigger tasks on natural or artificial stone that contained silica and did not establish a regulated area.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc
Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

Citation 1 Item 6 Type of Violation: **General**

California Code of Regulations, Title 8, Section 5204(f)(3). Methods of compliance.

(3) Written exposure control plan.

(A) The employer shall establish and implement a written exposure control plan that contains at least the following elements:

1. A description of the tasks in the workplace that involve exposure to respirable crystalline silica;
2. A description of the engineering controls, work practices, and respiratory protection used to limit employee exposure to respirable crystalline silica for each task; and
3. A description of the housekeeping measures used to limit employee exposure to respirable crystalline silica.

(B) The employer shall review and evaluate the effectiveness of the written exposure control plan at least annually and update it as necessary.

(C) The employer shall make the written exposure control plan readily available for examination and copying, upon request, to each employee covered by this section, their designated representatives, the Chief, and the Director.

(D) In addition to the requirements of subsections (f)(3)(A) through (f)(3)(C), workplaces where high-exposure trigger tasks occur shall also include the following in their written exposure control plan:

1. Air monitoring records that demonstrate engineering controls are effective and continuously maintain exposure levels below the action level.
2. Procedures for the proper donning and doffing of personal protective equipment, including work clothing and respiratory protection, to effectively prevent exposures to respirable crystalline silica and prevent take-home exposures.
3. Documentation of proper reporting to the Division, pursuant to Section 5203, (Carcinogen Report of Use Requirements).
4. The procedures the employer will use to ensure that employees are properly trained to prevent respirable crystalline silica exposures, in accordance with subsection (k)(4).

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not establish and implement a written exposure control plan. The employer did not have a written plan that described the workplace tasks that involve exposure to respirable silica, a description of engineering controls, work practices, respiratory protection and housekeeping measures used to limit the exposure to respirable silica.

In addition, the employer did not include air monitoring records that demonstrate that engineering controls in place are effective to reduce airborne levels below the action level; procedures for the use of personal protection (clothing and respirators) to effectively prevent silica exposure (and to prevent take home exposures) and the proper reporting the use of a carcinogen to the Division.

Date By Which Violation Must be Abated:

September 27, 2024

Proposed Penalty:

\$465.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc
Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

Citation 1 Item 7 Type of Violation: **General**

California Code of Regulations, Title 8, 5204(k). Communication of respirable crystalline silica hazards to employees.

(1) Any training, communications, signs, labels, and written information required by subsection (k) shall be provided in a language understood by employees and shall be appropriate for their level of education and literacy.

(2) Hazard communication. The employer shall include respirable crystalline silica in the program established to comply with the hazard communication standard (HCS) (Section 5194). The employer shall ensure that each employee has access to labels on containers of crystalline silica and safety data sheets, and is trained in accordance with the provisions of HCS and subsection (k)(4). The employer shall ensure that at least the following hazards are addressed: Cancer, lung effects, immune system effects, and kidney effects.

(3) Signs. The employer shall post signs at all entrances to regulated areas that bear the following legend:

DANGER

RESPIRABLE CRYSTALLINE SILICA

CAUSES PERMANENT LUNG DAMAGE THAT MAY LEAD TO DEATH

MAY CAUSE CANCER

WEAR RESPIRATORY PROTECTION IN THIS AREA

AUTHORIZED PERSONNEL ONLY

PELIGRO

SÍLICE CRISTALINA RESPIRABLE

PROVOCA DAÑO PERMANENTE A LOS PULMONES QUE PODRIA CAUSAR LA MUERTE

PUEDO PROVOCAR CÁNCER

USAR PROTECCIÓN RESPIRATORIA EN ESTA ÁREA

SOLO PERSONAL AUTORIZADO

(4) Employee information and training.

(A) The employer shall ensure that each employee covered by this section can demonstrate knowledge and understanding of at least the following:

1. The health hazards associated with exposure to respirable crystalline silica;
2. Symptoms related to exposure to respirable crystalline silica such as cough, difficult breathing, fatigue, shortness of breath, weakness, fever, chest pain, or unexplained weight loss;
3. Specific tasks in the workplace that could result in exposure to respirable crystalline silica, including high-exposure trigger tasks, and how to prevent respirable crystalline silica exposure while performing those tasks;
4. Specific measures the employer has implemented to prevent employee exposure to respirable crystalline silica, including engineering controls, work practices, and respirators to be used, including for high-exposure trigger tasks;
5. How to properly use and implement engineering controls, work practices, and respiratory protection in order to prevent employee exposure to respirable crystalline silica;
6. The contents of this section;
7. The purpose and a description of the medical surveillance program required by subsection (j);
8. The increased risk of death that results from the combined effects of smoking and respirable crystalline silica exposure; and
9. The increased risk of a latent tuberculosis infection becoming active that results from the effects of respirable crystalline silica exposure.

(B) The employer shall make a copy of this section readily available without cost to each employee covered by this section.

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not provide effective training to employees that can demonstrate the knowledge and understanding of the health hazards of respirable crystalline silica, symptoms related to exposure to silica, tasks that can result in exposure to crystalline silica, measures the employer is using to prevent silica exposure, proper use engineering controls, proper use of respirators, description of the employer's medical surveillance program and the risk of latent tuberculosis from silica exposure.

In addition, the employer did not post "respirable crystalline silica danger" signs at all entrances to regulated areas and the employer did not make readily available a copy of section (k) to each employee that is exposed to respirable crystalline silica.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$280.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc

Establishment DBA:

and its successors

Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204(f)(2). Occupational Exposures to Respirable Crystalline Silica.

(f) Methods of compliance.

(2) The employer shall use the following engineering controls and work practices for all high-exposure trigger tasks, regardless of employee exposures, exposure assessments, or objective data.

(A) Engineering Controls. Effective wet methods, as defined in subsection (b), shall be used.

(B) Housekeeping and Hygiene.

1. Wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica shall be promptly and properly cleaned up and placed into leak-tight containers, bags, or equivalent. At a minimum, all such wastes, dusts, residues, debris, or other materials shall be cleaned up at the end of each shift or more frequently as needed to ensure there is no visible dust build-up in the workplace.

2. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to collect all wastes, dusts, residues, debris, or other materials that are generated from high-exposure trigger tasks or that otherwise contain or are contaminated with respirable crystalline silica.

3. Employees engaged in housekeeping tasks shall use respirator protection in accordance with subsection (h)(3).

4. The employer shall provide reasonably accessible washing facilities in accordance with Section 3366 (Washing Facilities).

(C) The Division may require the employer to take additional actions to protect employees through the issuance of an Order to Take Special Action in accordance with Section 332.3.

(D) Prohibitions. The following practices are prohibited for high-exposure trigger tasks, regardless of exposure levels.

1. Any use of compressed air:

a. On waste, dust, debris, residue, or other materials that may contain crystalline silica;

b. On any surface or clothing or body surface that may contain crystalline silica; and

c. To back flush, backwash, or clean water, air, or other types of filters that may contain crystalline silica.

2. Any dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
3. Use of employee rotation as a means of reducing employee exposure to respirable crystalline silica.
4. Walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on February 26, 2024, the employer did not use the following work practices or engineering controls when performing high-exposure trigger tasks:

1. Wet methods, as defined in subsection (b)
2. Promptly and properly cleaning up silica containing wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica and place the material into leak-tight containers. (Frequently as needed to ensure there is no visible dust build-up in the workplace.)
3. Wet methods or vacuum cleaners equipped with HEPA filters shall be used to clean up wastes, dusts, residues, debris or other materials that contain or are contaminated with respirable silica.
4. Using PAPR respirators when cleaning wastes, dusts, residues, debris, or other materials that contain or are contaminated with respirable crystalline silica.
5. Prohibit the use of compressed air on waste, dust, debris, residue, or other materials that may contain crystalline silica.
6. Prohibit the use of compressed air on any surface or clothing or body surface that may contain crystalline silica
7. Prohibit dry sweeping, shoveling, disturbing, or other dry clean-up of wastes, dusts, debris, or other materials that may contain crystalline silica.
8. Prohibit walking or moving equipment on or through dry dust, debris, residue, or other materials that may contain crystalline silica.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$10800.00

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578

Inspection #: 1733645
Inspection Dates: 02/26/2024 - 08/23/2024
Issuance Date: 08/23/2024
CSHO ID: W3059
Optional Report #: 029-24

**Citation and Notification of Penalty**

Company Name: LB Quality Stone Experts Inc
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #E
Sun Valley, CA 91352

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

California Code of Regulations, Title 8, 5204 (h)(3) Respiratory Protection.

(3) When employees perform high-exposure trigger tasks or work within a regulated area where high-risk exposure tasks occur, the employer shall provide, and shall ensure that employees properly use, the following respiratory protection, in accordance with Section 5144:

(A) A full face, tight-fitting powered-air purifying respirator (PAPR) (assigned protection factor (APF) of 1000), or a respirator providing equal or greater protection equipped with a HEPA, N100, R100, or P100 filter. For artificial stone, a HEPA, N100, R100, or P100 filter shall be used.

Alleged Violation Description:

Prior to and during the course of the inspection, including but not limited to, on 2/26/2024, the employer was performing high-exposure trigger tasks and did not provide their employees with a full-face, tight-fitting powered-air purifying respirator (PAPR with APF of 1000 or greater).

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$4500.00



Jose Morales / Omar Castillo
Compliance Officer / District Manager

State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Phone: (818) 901-5403 Fax: (818) 901-5578



NOTICE OF PROPOSED PENALTIES

Company Name: LB Quality Stone Experts Inc
Establishment DBA: and its successors
Inspection Site: 12316 Branford St., Suite #E, Sun Valley, CA 91352
Mailing Address: 11802 Smelling Street, Sun Valley, CA 91352
Issuance Date: 08/23/2024
Reporting ID: 0950643
CSHO ID: W3059

Summary of Penalties for Inspection Number 1733645

Citation 1 Item 1, Regulatory	\$1250.00
Citation 1 Item 2, General	\$465.00
Citation 1 Item 3, General	\$465.00
Citation 1 Item 4, General	\$280.00
Citation 1 Item 5, General	\$280.00
Citation 1 Item 6, General	\$465.00
Citation 1 Item 7, General	\$280.00
Citation 2 Item 1, Serious	\$10800.00
Citation 3 Item 1, Serious	\$4500.00
TOTAL PROPOSED PENALTIES:	\$18785.00

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, 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/CalOSHA_PaymentOption.html to access the secure payment processing site. **Additionally, you must also mail the Penalty Remittance Form to the address below.**

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
CAL/OSHA PENALTIES
P. O. BOX 516547
LOS ANGELES, CA 90051-0595**

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
Accounting Office - Cashiering Unit
Phone (415) 703-4325
Email: AccountingCalosha@dir.ca.gov

PENALTY REMITTANCE FORM

CIVIL PENALTY INFO	INSPECTION NO.:	1733645	REPORTING ID:	0950643
COMPANY NAME:	LB Quality Stone Experts Inc		FEIN/SEIN:	UNKNOWN
ESTABLISHMENT DBA:				
CONTACT PERSON:	Luis Barrientos			
PHONE NO.:	(213) 200-2706		FAX NO.:	UNKNOWN
SITE ADDRESS:	12316 Branford St., Suite #E, Sun Valley, CA 91352			
MAILING ADDRESS:	11802 Smelling Street, Sun Valley, CA 91352			
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 INSTRUCTIONS: For check or money order: please make check or money order payable to Department of Industrial Relations. Write the inspection number and total amount enclosed on the payment coupon below and on the check or money order. For credit card or EFT payment, go to: www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html				

----- Detach here and return bottom portion with check or money order payment -----

PAYMENT COUPON



Inspection No.: 1733645

Amount Enclosed: \$ _____

Mail payment to:

DEPARTMENT OF INDUSTRIAL RELATIONS
CAL/OSHA PENALTIES
P.O. BOX 516547
LOS ANGELES, CA 90051-0595

For credit card or EFT payment, go to:
www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html



English

MULTI-LINGUAL EMPLOYEE NOTIFICATION– Post as required by LC § 6318(c)

Cal/OSHA investigated the workplace and found one or more workplace safety or health violations. This investigation resulted in one or more citations or orders, which the employer must post **at or near the place of the violation for three working days**, or until the unsafe condition is corrected, whichever is longer. Your employer is required to communicate any hazards at the workplace in a language and manner you understand. You can contact Cal/OSHA at **833-579-0927**. You can search for citations Cal/OSHA issued against your employer at <https://www.osha.gov/ords/imis/establishment.html>

Español

NOTIFICACIÓN A LOS EMPLEADOS MULTILINGÜES– Publicar según lo requerido por LC § 6318(c)

Cal/OSHA investigó el lugar de trabajo y encontró una o más violaciones de seguridad o salud en el lugar de trabajo. Como resultado de esta investigación se generaron una o más citaciones u órdenes, que el jefe debe fijar **en o cerca del lugar de la violación por tres días laborables** o hasta que se corrija la condición insegura, cualquiera que sea el caso que se prologue más. Su jefe está obligado a comunicarle cualquier peligro en el lugar de trabajo en los términos y de una forma que le sean claros. Puede contactar a Cal/OSHA al número de teléfono **833-579-0927**. Puede buscar citaciones que Cal/OSHA haya emitido en contra de su jefe en <https://www.osha.gov/ords/imis/establishment.html>

Punjabi

ਬਹੁ-ਭਾਸ਼ੀ ਕਰਮਚਾਰੀ ਅਧਿਸੂਚਨਾ – LC § 6318(c) ਦੀ ਲੋੜ ਅਨੁਸਾਰ ਪੋਸਟ ਕਰੋ

Cal/OSHA ਨੇ ਕਾਰਜ-ਸਥਾਨ ਦੀ ਜਾਂਚ ਕੀਤੀ ਅਤੇ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਇੱਕ ਜਾਂ ਜ਼ਿਆਦਾ ਸੁਰੱਖਿਆ ਜਾਂ ਸਿਹਤ ਸੰਬੰਧੀ ਉਲੰਘਣਾਵਾਂ ਪਾਈਆਂ। ਇਸ ਜਾਂਚ ਦਾ ਸਿੱਟਾ ਇੱਕ ਜਾਂ ਵਧੇਰੇ ਹਵਾਲਿਆਂ ਜਾਂ ਆਦੇਸ਼ਾਂ ਦੇ ਰੂਪ ਵਿੱਚ ਨਿਕਲਿਆ, ਜਿੰਨ੍ਹਾਂ ਨੂੰ ਰੁਜ਼ਗਾਰਦਾਤਾ ਨੂੰ ਲਾਜ਼ਮੀ ਤੌਰ 'ਤੇ ਉਲੰਘਣਾ ਵਾਲੇ ਸਥਾਨ 'ਤੇ ਜਾਂ ਇਸਦੇ ਨੇੜੇ ਤਿੰਨ ਕੰਮਕਾਜੀ ਦਿਨਾਂ ਵਾਸਤੇ, ਜਾਂ ਜਦੋਂ ਤੱਕ ਅਸੁਰੱਖਿਅਤ ਅਵਸਥਾ ਨੂੰ ਠੀਕ ਨਹੀਂ ਕਰ ਲਿਆ ਜਾਂਦਾ, ਦੇਹਾਂ ਵਿੱਚੋਂ ਜੇ ਵੀ ਲੰਬਾ ਹੋਵੇ, ਪੋਸਟ ਕਰਨਾ ਲਾਜ਼ਮੀ ਹੈ। ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਤੋਂ ਉਮੀਦ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਉਹ ਕਾਰਜ-ਸਥਾਨ 'ਤੇ ਕਿਸੇ ਵੀ ਜ਼ਖਮ ਬਾਰੇ ਅਜਿਹੀ ਭਾਸ਼ਾ ਅਤੇ ਤਰੀਕੇ ਨਾਲ ਸੰਚਾਰ ਕਰਨ, ਜਿਸਨੂੰ ਤੁਸੀਂ ਸਮਝਦੇ ਹੋ। ਤੁਸੀਂ **833-579-0927** 'ਤੇ Cal/OSHA ਨਾਲ ਸੰਪਰਕ ਕਰ ਸਕਦੇ ਹੋ। Cal/OSHA ਵੱਲੋਂ

ਤੁਹਾਡੇ ਰੁਜ਼ਗਾਰਦਾਤਾ ਦੇ ਖਿਲਾਫ਼ ਜਾਰੀ ਕੀਤੇ ਹਵਾਲਿਆਂ ਲਈ ਤੁਸੀਂ

<https://www.osha.gov/ords/imis/establishment.html> 'ਤੇ ਦੇਖ ਸਕਦੇ ਹੋ।

Vietnamese

THÔNG BÁO CHO NHÂN VIÊN ĐA NGÔN NGỮ- Đăng theo yêu cầu của LC § 6318(c)

Cal/OSHA đã điều tra nơi làm việc và phát hiện một hay nhiều vi phạm về an toàn hoặc sức khỏe tại nơi làm việc. Cuộc điều tra này đã dẫn đến việc đơn vị sử dụng lao động phải niêm yết một hay nhiều mệnh lệnh hoặc lệnh tại hoặc gần nơi vi phạm trong ba ngày làm việc hoặc cho đến khi tình trạng không an toàn được khắc phục, tùy theo thời gian nào lâu hơn. Đơn vị sử dụng lao động của bạn được yêu cầu thông báo về mọi mối nguy hiểm tại nơi làm việc bằng ngôn ngữ và cách thức mà bạn có thể hiểu. Bạn có thể liên hệ với Cal/OSHA theo số điện thoại **833-579-0927**. Bạn có thể tìm kiếm mệnh lệnh mà Cal/OSHA ban hành cho đơn vị sử dụng lao động của bạn tại <https://www.osha.gov/ords/imis/establishment.html>

Korean

다국어로 된 직원대상 알람- LC § 6318(c) 의거 명령에 따라 게시

Cal/OSHA 가 작업장을 조사한 결과 하나 이상의 작업장 안전 또는 보건관련 위반 사항을 발견했습니다. 그 결과 하나 이상의 소환장 또는 명령이 내려졌으며, 이에 따라 고용주는 위반 장소나 그 근처에 근무일 기준 **3** 일 동안, 또는 불안정한 상태가 시정될 때까지(둘 중 더 긴 기간 적용) 이를 게시해야 합니다. 귀하의 고용주는 귀하가 이해할 수 있는 언어와 방식으로 작업장에서 일어날 수 있는 위험을 전달해야 합니다. 귀하는 **833-579-0927** 로 Cal/OSHA 에 연락하실 수 있습니다. 또한 <https://www.osha.gov/ords/imis/establishment.html> 에서 귀하 고용주를 대상으로 발행된 Cal/OSHA 소환장을 검색하실 수 있습니다.

Armenian

ԲԱԶՄԱԼԵԶՈՒ ԱՇԽԱՏԱԿՑԻ ԾԱՆՈՒՑՈՒՄ – Գրառում, ինչպես պահանջվում է LC § 6318(c) կողմից

Cal/OSHA-ն ուսումնասիրել է աշխատավայրը և հայտնաբերել աշխատավայրի անվտանգության կամ առողջության մեկ կամ մի քանի խախտում: Այս ուսումնասիրությունը հանգեցրել է նրան, որ գործատուն պետք է տեղադրի մեկ կամ մի քանի ծանուցում կամ **երեք աշխատանքային օրվա ընթացքում** կարգադրություն տեղադրի **խախտման վայրում կամ վայրի մոտ** կամ մինչև անապահով պայմանը շտկվի, որն ավելի երկար կտևի: Ձեր գործատուից պահանջվում է տեղեկացնել Ձեզ աշխատավայրում ցանկացած վտանգի մասին Ձեզ հասկանալի լեզվով և ձևով: Դուք կարող եք կապվել Cal/OSHA-ի հետ **833-579-0927** հեռախոսահամարով: Դուք կարող եք փնտրել Ձեր գործատուի դեմ տրված Cal/OSHA ծանուցումները հետևյալ կայքում՝ <https://www.osha.gov/ords/imis/establishment.html>

Tagalog

ABISO SA EMPLEYADO NA NASA MARAMING WIKA– Ipaskil ayon sa Kinakailangan ng LC § 6318(c)

Inimbestigahan ng Cal/OSHA ang lugar ng trabaho at may nakitang isa o higit pang mga paglabag sa kaligtasan sa lugar ng trabaho o kalusugan. Nagresulta ang imbestigasyon na ito ng isa o higit pang pagbanggit o pag-uutos, na dapat ipaskil ng amo **sa o malapit sa lugar ng paglabag sa loob ng tatlong araw ng trabaho**, o hanggang sa maiwasto ang hindi ligtas na kondisyon, alinman ang mas matagal. Kinakailangan ng iyong amo na sabihin ang anumang panganib sa lugar ng trabaho sa wika at paraan na nauunawaan mo. Maaari kang makipag-ugnay sa Cal/OSHA sa **833-579-0927**. Maaari mong hanapin ang mga pagbanggit na ibinigay ng Cal/OSHA laban sa iyong amo sa <https://www.osha.gov/ords/imis/establishment.html>

Simplified Chinese

根据 LC § 6318(c) 的要求发布多语言雇员通知

Cal/OSHA 对工作场所进行了调查，发现了一项或多项工作场所安全或健康违规行为。这项调查导致一份或多份传讯或命令，雇主必须在违规地点或附近张贴三个工作日，或者直到不安全状况得到纠正，以时间较长者为准。你的雇主必须以你理解的语言和方式传达工作场所的任何危险。你可以通过 **833-579-0927** 联系 Cal/OSHA。你可以搜索 Cal/OSHA 发布针对你的雇主的传讯，就在 <https://www.osha.gov/ords/imis/establishment.html>

Traditional Chinese

根據 LC § 6318(c) 的要求發佈多語言雇員通知

Cal/OSHA 對工作場所進行了調查，發現了一項或多項工作場所安全或健康違規行為。這項調查導致一份或多份傳訊或命令，雇主必須在違規地點或附近張貼三個工作日，或者直到不安全狀況得到糾正，以時間較長者為準。你的雇主必須以你理解的語言和方式傳達工作場所的任何危險。你可以通過撥打 **833-579-0927** 聯繫 Cal/OSHA。你可以搜索 Cal/OSHA 發佈針對你的雇主的傳訊，就在 <https://www.osha.gov/ords/imis/establishment.html>

DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Tel. # (818) 901-5403 Fax # (818) 901-5578



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

LB Quality Stone Experts Inc
11802 Smelling Street
Sun Valley, CA 91352

The law requires that violations observed during the inspection completed on 08/22/2024 of the place of employment located at 12316 Branford St., Suite #E, Sun Valley, 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 completing, signing and mailing this form to the issuing office on or before the compliance date may avoid a follow-up inspection of your facilities. **Failure to timely complete and return this form may result in issuance of a citation and civil penalty for violation of 8 CCR 340.4(c).**

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.

This signed statement or a summary shall be posted for three working days at or near each place the regulatory and/or general violation(s) referred to in the citation occurred.

PLEASE COMPLETE AND MAIL BY **09/26/2024**

LIST THE SPECIFIC MEASURES & EQUIPMENT TAKEN TO CORRECT EACH CITATION & ITEM NUMBER OF THE UNSAFE CONDITIONS AND DATE OF ABATEMENT.

☐ *Continued on additional page*

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

This certifies that all the unsafe conditions listed in the Division's citation dated August 22, 2024 have now been corrected and all submitted abatement information is accurate.

Signature: _____

Date: _____

Name: _____

Title: _____

OFFICE USE ONLY

Compliance Safety and Health Officer: _____ Date: _____

District Manager: _____ Date: _____

[] Close/Comments

RID: 0950643

Inspection Nr: 1733645

CSHO ID: W3059

Optional Report Nr: 029-24

Date mailed or delivered: 08/22/2024

Cal/OSHA 160 (09/22/14)

DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Occupational Safety and Health
Van Nuys District Office
6150 Van Nuys Blvd, Suite 405
Van Nuys, CA 91401
Tel. # (818) 901-5403 Fax # (818) 901-5578

**NOTICE OF VERIFICATION OF ABATEMENT OF SERIOUS VIOLATIONS**

LB Quality Stone Experts Inc
11802 Smelling Street
Sun Valley, CA 91352

During the course of an inspection or re-inspection at a place of employment located at:

12316 Branford St., Suite #E		
Street		
Sun Valley	CA	91352
City	State	Zip

The Division has verified abatement of the following Citation(s) alleging a serious violation or Special Order(s) or Orders(s) to Take Special Action:

Citation or Order No.	Number of Instances	Date Division Verified Abatement
5204(f)(2)	1	08/09/2024
5204(h)(3)	1	08/09/2024

Signature: _____
Compliance Safety and Health Officer

Date of Issuance: 08/22/2024

This notice is provided to the employer in accordance with the provisions of California Labor Code Section 6318(b). The employer is required to post this notice for three (3) working days at or near the location of the alleged violation.

0950643

RID

1733645

Inspection Nr.

W3059

CSHO ID

029-24

Optional Report Nr.