

State of California
CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
CLOSED SESSION AGENDA
Government Code § 11126 (a), (c)(3), and (e)
for
Wednesday, June 18, 2008
10:00 a.m.
Sacramento, California
&
West Covina, California

TO: Members of the California Occupational Safety and Health Appeals Board

FROM: J. Jeffrey Mojcher, Chief Counsel

DATE: June 6, 2008

RE: Closed Session of the Board on June 18, 2008

Pursuant to Government Code section 11126, subdivisions (a), (c)(3), and (e) and the Labor Code sections 6609 and 6620, the Appeals Board will hear the following items in Closed Session.

DECISIONS OF ADMINISTRATIVE LAW JUDGES:

(Written decision issued by an Administrative Law Judge. The decision summarizes the evidence received from the Division of Occupational Safety & Health and the Employer, makes findings of fact for all issues involved in the appeal and gives reasons and grounds for the decision. The Board Members review the decision and decide if they will reconsider the ALJ decision on their own motion.)

1. AGC COMMUNICATIONS, 03-R1D4-3121
2. ANNING-JOHNSON COMPANY, 06-R1D3-1976
3. ARGONAUT CONSTRUCTORS, 06-R1D5-2675
4. C.A. RASMUSSEN, INC., 06-R4D3-4837 AND4838
5. ELEGANT DOORS, 06R6D2-2976 THROUGH 2983
6. JOHN M FRANK CONSTRUCTION, 06-R4D3-967 THROUGH 969
7. GRANITE BAY AUTO INVESTMENTS, INC., dba PLACERVILLE FORD 07-R2D1-0638
8. HALEY BROS. INC., 06-R3D3-5285 THROUGH 5287
9. JENSEN PRECAST, 07-R3D3-1928 through 1931

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 2

10. OLMOS CUSTOM FURNITURE, 07-R4D2-0514 THROUGH 0524

11. RAPHAELS PARTY RENTALS, 07-R3D2-2616

ORDERS OF ADMINISTRATIVE LAW JUDGES:

(Written order issued by an Administrative Law Judge after a pre-hearing conference in which the Division of Occupational Safety & Health and the Employer agree to settle an appeal without a hearing. The Board Members review the order and decide if they will reconsider or remand the issued order.)

1. 4 CON ENGINEERING, INC., 07-R4D2-2050 AND 2051
2. ABM JANITORIAL SERVICES dba ABM INDUSTRIES, 07-R1D2-3741
3. ADECCO, 06-R2D4-4596
4. ADEPT PAINTING & PLASTERING, INC., 07-R1D2-2495
5. AIRCRAFT STAMPING COMPANY, INC., 06-R6D2-3837 THROUGH 3845
6. ARMSTRONG GARDEN CENTER, 07-R3D5-4098
7. ARNETT CONSTRUCTION, 07-R3D2-1792 THROUGH 1794
8. ARROWHEAD TIMBER STRUCTURES, 07-R3D3-861 AND 862
9. YOSSI ATTIA, 07-R4D1-3975 THROUGH 3978
10. B & E EQUIPMENT SERVICE, INC. 07-R3D5-3694
11. B & G MILLWORKS, INC., 07-R4D4-4270 THROUGH 4272
12. BILTMORE METAL FABRICATORS, 07-R3D5-3696
13. BOGARD & KITCHELL, CABRILLO COLLAGE, 07-R1D2-3860
14. BUTTE VALLEY FIRE PROTECTION DISTRICT, 07-R2D3-3431
15. C & A FRAMING COMPANY, 07-R4D4-3504 AND 3505
16. C.A.S. CONSTRUCTION, INC., 05-R4D4-1223 THROUGH 1226
17. C E I ROOFING CALIFORNIA, 07-R2D1-3867
18. C & K RANCHES, 07-R2D5-730

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 3

19. CALIFORNIA DARIES, INC., 07-R3D5-5027
20. CALIFORNIA SPRAY DRY CO. LLC., 08-R6D3-0629
21. CAMARILLO ENGINEERING, 07-R4D3-2055
22. MIKE CAMPBELL & ASSOCIATES, LTD., 07-R3D3-1705
23. CARROLL'S TIRE WAREHOUSE, 07-R2D5-3570
24. JASO CASTILLO, 07-R4D4-3892 THROUGH 3897
25. CDL BUILDERS, INC., 07-r4d1-4046 and 4047
26. COMMERCIAL EXTERIORS INC., 07-R1D3-4601
27. CONCANNON CONSTRUCTION INC., 07-R1D3-4307
28. CONSOLIDATED DISPOSAL SERVICES, LLC., 07-R6D2-3620 AND 3621
29. CORPORATE GRAPHICS INTERNATIONAL, INC., 06-R4D4-4082 THROUGH 4090
30. COSTCO WHOLESALE, 08-R3D2-0823
31. COSTCO WHOLESALE, 08-R3D5-1412 AND 1413
32. DATA ELECTRIC CORPORATION, 06-R4D3-1122 THROUGH 1125
33. JEFF DAVANI dba POLY HELP CONSTRUCTION, 07-R4D4-4099 AND 4100
34. DELTA STEEL ERECTORS GERHELN INC., 07-R1D1-3000
35. DUFFIELD ELECTRIC BOAT CO., 07-R6D2-4102 THROUGH 4108
36. DURA ART STONE, INC., 07-R3D3-1712
37. EL DORADO HILL WATER TREATMENT PLANT, 08-R6D3-0624
38. ELEVATOR LLC., 07-R1D4-3927
39. ESPARZA ENTERPRISE, INC., 08-R6D5-1278
40. EXCELL PAVING, 06-R4D1-4058
41. EZ CAR WASH & LUBE, 07-R4D4-4273

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 4

42. MARTIN FLORES dba FLORES FARM LABOR CONTRACTOR, 07-R2D5-1386 THROUGH 1389
43. FOR U MODE, INC., 06-R4D1-3196 THROUGH 3198
44. PHIL FOSTER RANCHES, 07-R1D2-3526 THROUGH 3528
45. FUMAN, INC., 07-R3D1-2920 AND 2921
46. GEO EARTH WORKS, LTD., 06-R4D1-4432 AND 4433
47. GERMAN MOTORS COLLISON CENTER, 06-R1D1-4557
48. GEIGER PLASTICS, INC., 07-R6D2-1331 THROUGH 1335
49. GLAESER BUILDERS, INC., 06-R1D5-5298
50. GOLDEN STATE BORING AND PIPE JACKING, INC., 07-R5D1-3506
51. DAVID GONZALEZ CONSTRUCTION, 07-R4D2-3597 THROUGH 3599
52. HANGTOWN CREEK WASTER WATER TREATMENT PLANT, 07-R6D3-1229 THROUGH 1242
53. HB PARKCO CONSTRUCTION, INC., 06-F4D2-1163
54. HILMAR CHEESE COMPANY, 07-R2D4-2190
55. HILMAR CHEESE COMPANY, 07-R2D4-2189
56. HOFFMAN ENGINEERING, 07-R2D5-2192 THROUGH 2194
57. LI CHIN HU INC., dba ELITE STAR CORP., 07-R6D2-5123 AND 5124
58. ICE TEA, INC., /LA KHAKI, 05-R4D1-2347 AND 2348
59. IDYLLWILD ARTS FOUNDATION, 07-R3D3-0401 THROUGH 0404
60. INTERSTATE BRANDS CORP., 07-R4D1-202 AND 203
61. JIM JONAS, 07-R1D5-2890 THROUGH 2892
62. GARCIA JUAREZ CONSTRUCTION, INC., 06-R5D2-3262
63. GEORGE JUE MANUFACTURING CO., INC. dba PARAMOUNT METALS & SUPPLY, CO., 06-R6D2-4493 THROUGH 4502

CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM
For June 18, 2008
Page 5

64. JUICE ADVENTURE, 07-R3D2-3675
65. K-SURPLUS SALES, INC., 07-R3D2-1795 THROUGH 1797
66. MIA KIM INSURANCE AGENCY dba YI-DYNASTY KOREAN BBQ, 08-R6D5-1279 AND 1280
67. KITTRICH CORPORATION, 07-R4D4-3989 THROUGH 3992
68. L. A. RECYCLING, 05-R4D2-2427THROUGH 2427, WESTERN RECYCLING COMPANY, 05-R4D2-2430 THROUGH 2433, BEST WAY RECYCLING CO., INC., 05-R4D2-2438 THROUGH 2440
69. LA BRUNA INDUSTRIES, INC., 07-R3D3-1633 THROUGH 1635
70. LARDOW INC., dba WILLEY TILE COMPANY, 07-R1D4-4318
71. LAWRENCE, JEFFREY dba LAWRENCE CONSTRUCTION, INC., 07-R4D3-0330 THROUGH 0335
72. LEAL TILE, 07-R2D1-3428
73. LEGENDARY DRYWALL, 07-R2D1-2899 AND 2900
74. LF STAFFING SERVICES, INC, dba LABOR FINDERS, 06-R1D4-3056
75. LITTLE COMPANY OF MARY HOSPITAL, 08-R3S5-0999
76. LIVERMORE CHEVRON/PARTHIAN INC., 07-R1D4-2888 AND 2889
77. LOMBARDIS PETALUMA FRENCH BAKERY, 07-R6D1-3999 AND 4000
78. LOMITA FEED, 08-R3D5-0316 AND 0317
79. HECTOR LOPEZ dba LOPEZ VINEYARD MANAGEMENT, 07-R1D5-3650 THROUGH 3652
80. MAACO, 07-R1D4-3644 AND 3645
81. MATTEL, INC., 07-R4D4-1078
82. MDS WEARHOUSE INC dba MAJIC DESIGNS, 07-R3D5-3335 THROUGH 3335
83. METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA, 07-R3D3-2622

CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM
For June 18, 2008
Page 6

84. MID VALLEY CONSTRUCTION & MAINTENANCE, 07-R2D5-3442 AND 3443
85. MORNING GLORY GOLD MINES, 06-R5D1-0216
86. MOUNT SAN ANTONIO COLLEGE, 07-R3D5-3971
87. NASSCO, 07-R6D2-3401
88. NE-MO'S BAKERY, INC. 07-R6D2-3617 THROUG 3619
89. NEW PERFORMANCE 2000 AUTOBODY, 07-R4D4-2447
90. NEW YORK HAND CAR WASH, 06-R2D5-3387
91. NORTHGATE MARKET, 07-R4D4-4736
92. OTAY RIVER CONSTRUCTORS, 07-R3D2-3451 THROUGH 3453
93. WALT OXLEY ENTERPRISES INC., dba CIARRA CONSTRUCTION 07-R1D3-3535 THROUGH 3540
94. PACIFIC COAST RECYCLING. LLC., 07-R3D5-0408 AND 0409
95. PACIFIC MARITIME ASSOCIATION, 06-R6D2-3988
96. PACIFIC TERRAIN LANDSCAPE, 08-R3D1-0056
97. CAL PERRY CONSTRUCTION, 07-R1D4-3917
98. PLACEMENT PROS, 07-R2D4-2191
99. PRO TECH PAINTING, 05-R3D2-0892 THROUGH 0894
100. PROCLAIM PROMOTIONS, INC., 07-R1D4-3913 THROUGH 3915
101. PROTRADES CONECTION, 07-R2D2-2180
102. PROVENCIAL WALL SYSTEMS, INC., 07-R1D4-4612 THOROUGH 4616
103. QUICK WIRE ELECTRIC, 06-R4D4-3257
104. JAMES E. ROBERTS – OBAYASHI CORP., 07-R1D4-3928 THROUGH 3931
105. ROOFING WHOLESALE, 07-R3D2-1693

CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM
For June 18, 2008
Page 7

106. RUDOLPH AND SLETTEN, INC. 06-R2D1-4577
107. SAROYAN CONTRUCTION, INC. dba SAROYAN MASTERBUILDER, 07-R1D2-3857 THROUGH 3859
108. SBC, 05-R4D3-4156
109. SCHAFFEL DEVELOPMENT CO., INC., 07-R4D3-0076 THROUGH 0080
110. SEALED AIR CORPORATION, 06-R4R4-4292 THROUGH 4295
111. SIERRA PACIFIC INDUSTRIES, 07-R2D3-2578
112. SOUTHERN CAL EDISON, 06-R2D5-3390 AND 3391
113. SUPERIOR LITHOGRAPHICS, INC., 07-R4D2-1879 AND 1880
114. SUSIE'S DEALS, 07-R4D2-3705 AND 3706
115. SYAR INDUSTRIES, INC., 07-R5D1-2449 THROUGH 2451
116. TALLADIUM, 07-R6D2-5075 THROUGH 5080
117. TARGET, 07-R3D2-5146 AND 5147
118. TAYLOR FARMS, 07-R1D2-4198
119. TOKYO WAKO, INC., 07-R4D2-2441 THROUGH 2443
120. TOTAL RESOURCES INTERNATIONAL INC., 07-R4D4-3482 THROUGH 3484
121. CLIFFORD B. TRAYLOR, 07-R2D1-2821
122. TRS ELECTRIC, 07-R3D2-0497 THROUGH 0500
123. TUBED PRODUCTS, 07-R4D3-5145
124. UMPCO, INC., 06-R6D2-3263 THROUGH 3270
125. VADNAIS CORPORATION, 06-R5D2-3953
126. VADNAIS CORPORATION, 06-R5D2-3954 AND 3955
127. VASILJ, INC., 06-R5D2-2385

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 8

128. VERONA STONE WERX, 07-R3D3-3324 THROUGH 3326
129. VERTIS, INC., dba, VERTIS COMMUNICATIONS, 07-R4D4-4742 THROUGH 4746
130. VOSS PLUMBING, 07-R3D2-3138
131. WAL-MART STORE #4238, 07-R2D5-3129
132. WASTE MANAGEMENT OF GABRIEL/POMONA VALLEY, 06-R6D2-999 THROUGH 1001
133. WEST COAST METAL FINISHING, 07-R4D2-2632 AND 2633
134. WESTERN STEEL CUTTING, INC., 07-R4D2-2738 AND 2739
135. WHALEY MIDDLE SCHOOL/ COMPTON UNIFIED SCHOOL DISTRICT, 06-R4D2-3673
136. YON S. YANG dba AUTO KLEEN CAR WASH, 07-R3D5-3968 THROUGH 3970
137. YOUR WAY FUMIGATION, 07-R4D3-2444
138. RUBEN ZARAGOZA ALMANZA & PATRICK HOFFMAN dba IMPERIAL ROOFING 07-R2D1-3237 AND 3238
139. ZEPEDA'S FARM LABOR SERVICE, 06-R2D5-3392 AND 3393

ORDERS DISMISSING APPEALS:

1. HERAEUS METAL PROCESSING, INC., 08-R4D2-9245
2. JSM CONSTRUCTION, INC., 05-R4D3-3014 THROUGH 3016
3. ARSEN MKRTCHYAN dba COLTON HANDWASH INC., 08-R3D3-9181
4. WHITE HOUSE SANITATION, 08-R3D3-9246

ORDERS DISMISSING LATE APPEALS:

1. APPLE VALLEY FARMS, 08-R2D5-9207
2. CALMAT CO. dba VULCAN MATERIALS WESTERN DIV. 08-R5D1-9242
3. NORTH COUNTY GUNITE CO. LTD, 08-R3D2-9239

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 9

4. S & D CONSTRUCTION COMPANY, 08-R4D4-9235

ORDERS DENYING LEAVE TO FILE LATE APPEALS:

1. AITAL CUSTOM GLASS INC., 08-R4D2-9182
2. BISHAMON INDUSTRIES CORP., 08-R3D3-9210
3. CATHY'S PALLETS, 08-R6D5-9248
4. DBA SAFETY FIRST, 08-R3D2-9179
5. DOLLAR TREE WEST, INC., STORE #1212, 08-R2D1-9220
6. KENYON PLASTERING INC., 08-R2D5-9178
7. LA COUNTY FIRE DEPARTMENT STATION 82, 08-R4D2-9241
8. LA TOURAINNE INC., 08-R6D2-9214
9. LOPEZ STONE dba DIRECT STONE IMPORTERS, 08-R1D4-9237
10. M & R CO REYNOLDS PACKING CO., 08-R2D4-9244
11. MYD LAWN SERVICES, 08-R3D3-9180
12. NICKENT GOLF EQUIPMENT, 08-R3D6-9247
13. REBORN CABINETS, INC., 07-R6D2-9229

ORDERS GRANTING LEAVE TO FILE LATE APPEALS:

NONE.

ORDERS DENYING LEAVE TO REOPEN APPEALS:

NONE.

ORDERS GRANTING APPEALS:

NONE.

STIPULATIONS:

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 10

1. KINDER MORGAN ENERGY PARTNERS, LP., 05-R2D4-2013 AND 2014
2. MACKEN INSTRUMENT INC., 07-R1D5-3933 AND 3934
3. QUANTAS AIRWAYS LIMITED 06-R4D1-5182

PETITIONS FOR RECONSIDERATION:

(The Division of Occupational Safety & Health and the Employer each has the right to petition the Appeals Board to reconsider a decision or order of an Administrative Law Judge. The Appeals Board must decide to grant or deny each petition.)

1. BORDEN MFG., INC., 06-R2D3-465
2. FOUR SEASON ROOFING, 08-R1D2-9199
3. GOLDIE ENTERPRISES, INC., dba CUSTOM PERSONNEL, 04-R2D3-4518
4. U. S. AIRWAYS, 08-R1D3-9153
5. WATSON ROOFING INC., 07-R2D3-491

DENIAL OF PETITION FOR RECONSIDERATION (DRAFTS):

1. BUTTON TRANSPORTATION, 04-R1D4-363 THROUGH 365
2. RUIZ FOODS (AKA) RUIZ FOOD PRODUCTS, INC., 06-R2D5-2582
3. SDH CONSTRUCTION, 08-R2D1-9156

DECISIONS AFTER RECONSIDERATION (DRAFTS):

(If the Appeals Board grants a petition for reconsideration it reviews the facts of the appeal and then issues a decision after reconsideration upholding, reversing or modifying the underlying ALJ decision.)

1. A. TEICHERT & SON, INC., A CORPORATION dba TEICHERT AGGREGATES, 04-R5D2-850 AND 851
2. A & C LANDSCAPING, INC., aka A & C CONSTRUCTION, INC., 03-R4D4-4791
3. AC FRAMERS INC., 03-R2D3-3475
4. ASC PROFILES, INC., 06-R2D1-1181
5. BART, 03-R1D1-5170

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 11

6. BAY AREA SYSTEMS & SOLUTIONS, dba BASS ELECTRIC, 01-R1D3-106
7. BIMBO BAKERIES USA, 03-R1D3-5215 THROUGH 5217
8. BLF, INC., dba LARRABURE FRAMING, 03-R4D3-4428 AND 4429
9. BLF, INC., dba LARRUBURE FRAMING, 02-R4D1-4675 THROUGH 4680
10. BLUE DIAMOND MATERIALS, 02-R5D2-1268
11. CALDWELL-ROLAND ROOFING, INC., 03-R1D4-2905
12. CALIFORNIA FAMILY FITNESS, 03-R2D1-095 & 096
13. CALIFORNIA FRESH FARMS LLC., 06-R2D4-4127 AND 4224
14. CENTRAL CHEVROLET, 05-R1D4-2615 THROUGH 2618
15. CENTRAL VALLEY CONTRACTING, 05-R4D3-2351
16. COX COMMUNICATIONS, 03-R3D2-1942
17. DADE BEHRING, 05-R2D1-2203
18. DAKOTA COMPANIES UNLIMITED, 05-05-R4D3-392 and 393
19. DAVIS BROTHERS FRAMING, INC., 03-R3D1-0114
20. DAVIS BROTHERS FRAMING, INC., 05-R3D3-634 THROUGH 636
21. DYNALECTRIC, 03-R1D1-4101
22. ETTER & SON CONSTRUCTION, INC., 03-R1D5-3131
23. FORKLIFT SALES OF SACRAMENTO, INC., 05-R2D1-3477
24. G. T. ALDERMAN, INC., 05-R4D3-3513
25. GENERAL TRUSS CO. INC., 06-R2D1-0783 AND 0784
26. GHILOTTI BROS. CONTRACTORS, 04-R1D5-2321 AND 2322
27. GLASS PAK, 03-R2D2-0750 AND 0751
28. GOLDEN STATE BORING & PIPE JACKING, INC., 05-R5D2-2359

**CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM**

For June 18, 2008

Page 12

29. HARRY L. MURPHY, INC., 06-R1D2-218 AND 219
30. HEARN CONSTRUCTION, INC., 02-R6D1-3533 THROUGH 3536
31. HELPMATES STAFFING SERVICES, 05-R3D3-2239
32. HUSSMAN CORPORATION, 03-R3D1-2939
33. ILH CONSTRUCTION, 02-R1D1-4172
34. INDUSTRIAL MASONRY, INC., 07-R3D2-0735 AND 0736
35. JOHN LAING HOMES, 04-R3D1-194 AND-195
36. KELLY SERVICES, INC., 06-R1D2-1024
37. KENNY-SHEA-TRAYLOR-FRONTIER/KEMPER, JV, 03-R5D2-0323
38. KIMES-MORRIS CONSTRUCTION, 02-R1D4-1204 THROUGH 1209 & 02-1273
39. LONG BEACH CITY COLLEGE, 03-R3D5-2747
40. LOS ANGELES, CITY OF, FIRE DEPARTMENT, 03-R2D5-3960
41. LOS ANGELES, CITY OF, HOUSING AUTHORITY, (HACLA),05-R4D2-2541
42. O & M INDUSTRIES, 04-R1D5-1597
43. P G & H CONTRACTING, INC., 06-R4D3-1657 AND 1658
44. PMR RACE CARS, 03-R3D3-1825
45. POUK & STEINLE, INC., 03-R4D2-1495 & 1496
46. RII PLASTERING INC., 02-R3D1-2679
47. R & L BROSAMER, INC., 03-R1D5-4832
48. SANTA ROSA CITY TRANSIT AND PARKING DEPARTMENT, 05-R1D5-1417
49. STACY & WITBECK INC., 05-R1D1-1142

50. STATE CENTER COMMUNITY COLLEGE DISTRICT, 05-R2D5-1688

CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM
For June 18, 2008
Page 13

THROUGH 1692

51. STRUCTURAL SHOTCRETE SYSTEM, 03-R4D3-986
52. TEICHERT AGGREGATES, 04-R5D1-2982
53. TRIO METAL, 03-R4D4-0317
54. UKIAH FORD-LINCOLN-MERCURY, INC., 06-R1D5-2556 AND 2557
55. WEBCOR CONSTRUCTION, 06-R1D1-2093 THROUGH 2095
56. WESTCOAST COMMUNICATION, 05-R2D3-2801 AND 2802

PENDING LITIGATION:

(If the Division of Occupational Safety & Health or the Employer disagrees with a decision after reconsideration or a denial of a petition for reconsideration, either one or both parties may apply to the California Superior Court for a writ of mandate. The Appeals Board receives legal advice from its Legal Unit and provides policy direction regarding pending litigation.)

SUPERIOR COURT:

1. WESTERN MILLING, LLC, 06 CE CG 04007 (06-9039/9040)
2. UNITED AIRLINES dba UNITED AIRLINES SFO SYC, 07CS00331 (00-2844)
3. HARRIS CONSTRUCTION COMPANY, INC., 07CS00518 (02-3914)
4. JERLANE v DIVISION OF OCCUPATIONAL SAFETY & HEALTH, 37-2007-0005631-CU-WM-NC, (01-4344/4345)
5. J. F. SHEA CONSTRUCTION, INC (DOSH v. OSHAB) 34-2007-00882187-CU-WM-GDS, (02-801)
6. E. L. YEAGER CONSTRUCTION COMPANY, INC., (DOSH v. OSHAB) 34-2007-00882192-CU-WM-GDS, (01-3261)
7. BRUTO CO ENGINEERING & CONSTRUCTION, INC., 30-2007 00100159 (07-9223)
8. MURRAY COMPANY, BS112469 (07-9190/9192)
9. MCI WORLDCOM, 34-2008-00006043-CU-WM-GDS (00-440)
10. SEQUEL CONTRACTORS CIVRS. 804265 (05-1438)

CALIFORNIA OCCUPATIONAL SAFETY & HEALTH APPEALS BOARD
CLOSED SESSION MEMORANDUM
For June 18, 2008
Page 14

11. KHS & S CONTRACTORS, 00107284

APPELLATE COURT:

NONE.

OTHER LEGAL MATTERS:

(Any legal matter that comes about after the agenda is noticed 10 days in advance of the meeting announcement and that must be acted upon or legal matters pending before the Board requiring specific Board action but do not fall within the above categories.)

NONE.

PERSONNEL: *(Issues regarding staff.)*

NONE.

Any matter not completed at this Closed Session may be continued to subsequent meetings.