

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Santa Ana District Office
2 MacArthur Place, Suite 720
Santa Ana, CA 92707
Phone: (714) 558-4451 Fax: (714) 558-2035

Inspection #: 1514043
Inspection Dates: 12/09/2020 – 05/16/2021
Issuance Date: 06/04/2021
CSHO ID: T9328
Optional Report #: 012-21



Citation and Notification of Penalty

Company Name: Orange Coast Auto Group, LLC

Establishment DBA:

and its successors

Inspection Site: 2929 Harbor Blvd.
Costa Mesa, CA 92626

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

342(a):California Code of Regulations, Title 8, Section 342(a) - Reporting Work-Connected Fatalities and Serious Injuries

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

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

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

Violation:

Employer failed to report immediately to the Division of Occupational Safety and Health a death and serious illness suffered by employees including, but not limited to, the following:

Instance 1. Employee who suffered a fatality for COVID-19 related illness on or about December 9, 2020.

Instance 2. Employee admitted to a hospital for a COVID-19 related illness on or about November 13, 2020 and on or about November 18, 2020.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$5000.00

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

T8CCR3205.1.(f)(1) Multiple COVID-19 Infections and COVID-19 Outbreaks.

(f) Notifications to the local health department.

(1) The employer shall contact the local health department immediately but no longer than 48 hours after the employer knows, or with diligent inquiry would have known, of three or more COVID-19 cases for guidance on preventing the further spread of COVID-19 within the workplace.

Prior to and during the course of the inspection, including, but not limited to December 09, 2020, employer failed to contact the local health department immediately but no longer than 48 hours after the employer knows, or with diligent inquiry would have known, of three or more COVID-19 cases for guidance on preventing the further spread of COVID-19 within the workplace.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$0.00

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Establishment DBA: and its successors
Inspection Site: 2929 Harbor Blvd.
Costa Mesa, CA 92626

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

T8CCR 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.
- (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,
- (4) Include procedures for identifying and evaluating work place hazards including scheduled periodic inspections to identify unsafe conditions and work practices.
- (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
- (7) Provide training and instruction.

Prior to and during the course of the inspection, including, but not limited to 12/09/20, employer did not establish, implement and maintain an effective Injury and Illness Prevention Program (Program) to include the 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;
- (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;
- (4) Include procedures for identifying and evaluating work place hazards including scheduled periodic inspections to identify unsafe conditions and work practices;
- (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; and
- (7) Provide training and instruction.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$1500.00

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**Citation and Notification of Penalty**

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

California Code of Regulations, Title 8: Section §3205. COVID-19 Prevention.

(c) Written COVID-19 Prevention Program. Employers shall establish, implement, and maintain an effective, written COVID-19 Prevention Program, which may be integrated into the employer's Injury and Illness Program required by section 3203, or be maintained in a separate document. The written elements of a COVID-19 Prevention Program shall include:

(6) Physical distancing.

(A) All employees shall be separated from other persons by at least six feet, except where an employer can demonstrate that six feet of separation is not possible, and except for momentary exposure while persons are in movement. Methods of physical distancing include: telework or other remote work arrangements; reducing the number of persons in an area at one time, including visitors; visual cues such as signs and floor markings to indicate where employees and others should be located or their direction and path of travel; staggered arrival, departure, work, and break times; and adjusted work processes or procedures, such as reducing production speed, to allow greater distance between employees.

VIOLATION:

Prior to and during the course of the inspection, including, but not limited to, on December 9, 2020, employer failed to ensure that employees were separated from other persons by at least six feet in the Fleet Department. (3205(c)(6)(A))

Or in the alternative:

(8) Other engineering controls, administrative controls, and personal protective equipment.

(A) At fixed work locations where it is not possible to maintain the physical distancing requirement at all times, the employer shall install cleanable solid partitions that effectively reduce aerosol transmission between the employee and other persons.

VIOLATION:

Prior to and during the course of the inspection, including, but not limited to, on December 9, 2020, the employer failed to install cleanable solid partitions that effectively reduce aerosol transmission between the employee and other persons in the Fleet Department. (3205(c)(8)(A))

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$18000.00

Ujitha Perera
Compliance Officer / District Manager