

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Long Beach District Office
1500 Hughes Way, Suite C201
Long Beach, CA 90810
Phone: (424) 450-2630 Fax: (424) 450-2675

Inspection #: 1507033
Inspection Dates: 12/17/2020 - 06/10/2021
Issuance Date: 06/10/2021
CSHO ID: H3451
Optional Report #: 019-21



Citation and Notification of Penalty

Company Name: The Kroger Company
Establishment DBA: Ralphs Store #645
and its successors
Inspection Site: 500 North Pacific Coast Hwy
El Segundo, CA 90245

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

T8 CCR §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:

(9) Reporting, recordkeeping, and access.

(D) The written COVID-19 Prevention Program shall be made available at the workplace to employees, authorized employee representatives, and to representatives of the Division immediately upon request.

Prior to and during the course of the inspection, including, but not limited to, on December 17, 2020, the employer failed to make the written COVID-19 Prevention Program available to representatives of the Division immediately upon request.

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

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Company Name: The Kroger Company
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Citation 2 Item 1 Type of Violation: **Serious**

T8 CCR §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.

(B) When it is not possible to maintain a distance of at least six feet, individuals shall be as far apart as possible.

Prior to and during the course of the inspection, including, but not limited to, on December 17, 2020, the employer failed to ensure that employees were separated from other persons by a minimum of six feet.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: \$6750.00

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

T8 CCR §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:

(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.

Prior to and during the course of the inspection, including, but not limited to, on December 17, 2020, the employer failed to install cleanable solid partitions to effectively reduce aerosol transmission between employees and other persons where it is not possible to maintain 6 feet physical distance at all times.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: \$6750.00

Omar Castillo / Hien Le
Compliance Officer / District Manager