

BEFORE THE  
STATE OF CALIFORNIA  
OCCUPATIONAL SAFETY AND HEALTH  
APPEALS BOARD

In the Matter of the Appeal of:

CLP RESOURCES INC.

Eugene F. McMenamin, Esquire

I.D. No. 4/7/Y0393/029/2013

IMIS# 313388563

Docket No(s).

13-R4D7-3195  
through 3200

**EXPEDITED**

**NOTICE OF PREHEARING  
CONFERENCE**

**NOTICE IS HEREBY GIVEN** that a prehearing conference in the above-captioned matter will be conducted by telephone on **January 13, 2014 - 02:30 PM**. The conference call will be initiated by the undersigned Administrative Law Judge or other designee. Unless the undersigned has been otherwise advised, the call will be placed to the person and telephone number appearing on the Appeal Form and to the DOSH District Office from which the Citation issued.

The purpose of the prehearing conference is to simplify the issues, expedite the hearing and afford the parties an opportunity to participate in settlement discussions. The parties shall be prepared to discuss the issues to be presented, the scope and timing of discovery, pending and contemplated motions, a firm estimate of the length of the hearing, and any other matters that may aid in expediting the hearing or otherwise disposing of the case. (Title 8, California Code of Regulations, Section 374)

**NOTICE IS HEREBY GIVEN** that failure to be prepared for or to participate in the prehearing conference may result in the imposition of sanctions, inferences or other orders during the conference or during the hearing, as the Appeals Board may deem appropriate. (Title 8, California Code of Regulations, Section 374(c).)

**NOTICE IS FURTHER GIVEN** that if the prehearing conference does not resolve the matter it will proceed as deemed appropriate by the Board.

A party may be, but need not be, represented by an attorney at the prehearing conference. A party may also request the assistance of an interpreter for the prehearing conference; any such request should be made immediately to the person listed below.

All communications or questions regarding the prehearing conference should be directed to the undersigned, addressed to 100 North Barranca Street Suite 410, West Covina, CA 91791, or call Mirna Lopez, Sr. Typist Legal at (626)332-1145, Fax:(626)966-4490. Any party unable to participate in the prehearing conference must notify the person listed above.

A copy of this Notice of Prehearing shall be served by the employer on an authorized employee representative of affected employees by personal delivery or by postage pre-paid first class mail, or on affected employees who are not represented by an authorized employee representative by posting a copy of this notice at or near the referenced site of violation, positioned so as to be easily read by employees working in the area. *In addition, notice of this prehearing shall be served on any employee or their Representative, seriously injured or killed in an accident related to this appeal.*

A large black rectangular redaction box covering the signature of the Administrative Law Judge.

DATED: October 24, 2013

Administrative Law Judge

**NOTICE TO PARTIES:** 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 Occupational Safety and Health Appeals Board, should contact the Appeals Board at the above listed office or the state-wide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The state-wide 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.

DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare as follows:

I am a citizen of the United States, over the age of 18 years and not a party to the within action; my place of employment and business address is .

On October 24, 2013 I served the attached Notice of Prehearing Conference by placing a true copy thereof in an envelope addressed to the persons named below at the address set out immediately below each respective name, and by sealing and depositing said envelope in the United States Mail at Sacramento, California, with postage thereon fully prepaid. There is delivery by the United States Mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed:

Eugene F. Mcmenamin, Esquire  
ATKINSON, ANDELSON, LOYA, RUUD, & ROMO, A P.C.  
12800 Center Court Drive, Suite 300  
Cerritos, CA 90703

District Manager  
DOSH - Bakersfield  
7718 Meany Avenue  
Bakersfield, CA 93308

DOSH - Legal Unit  
1515 Clay Street, Suite 1901  
Oakland, CA 94612

DOSH - Legal Unit  
320 West Fourth Street, Room 400  
Los Angeles, CA 90013

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 24, 2013 at Sacramento, California.



Declarant