

BEFORE THE
STATE OF CALIFORNIA
OCCUPATIONAL SAFETY AND HEALTH
APPEALS BOARD

In the Matter of the Appeal of:

PRECISION DESIGNS
1940 East Locust Street, #K
Ontario, CA 91701

Employer

Docket Nos. 00-R3D3-4164
and 4165

**DECISION AFTER
RECONSIDERATION**

Before the Appeals Board (Board) is a decision dated October 23, 2002, by an administrative law judge (ALJ) of the Board finding a serious violation of section 4296(a) [saw guard]; general violations of sections 5194(e)(1) [hazard communication program], 3202(a) [Injury and Illness Prevention Program], and 2340.22(a) [unmarked circuit breaker] and a regulatory violation of section 342(a) [report of serious accident] with assessed penalties totaling \$11,050.

On November 15, 2002, Employer filed a petition for reconsideration alleging that the ALJ did not take into consideration all of the evidence.

On January 2, 2003, the Board issued an order taking the petition for reconsideration under submission.

BACKGROUND

Employer manufactured cabinets and furniture store displays. On August 25, 2000, the Division of Occupational Safety and Health (the Division), through Associate Cal/OSHA Engineer Bahadur Dhillion, conducted an accident inspection at a place of employment maintained by Employer at 1940 East Locust Street, #K, Ontario, California. On November 9, 2000, the Division cited Employer for alleged violations of the occupational safety and health standards and orders found in Title 8, California Code of Regulations as listed above.¹

¹ Unless otherwise specified all references are to sections of Title 8, California Code of Regulations.

**FINDINGS AND REASONS
FOR
DECISION AFTER RECONSIDERATION**

All arguments presented in Employer's petition were presented to the ALJ at the hearing. The ALJ fully considered the contentions raised by Employer in its petition. The Board has considered the decision of the ALJ and the record in light of the evidence, ruling, findings, and conclusions and adopts the decision in its entirety. Accordingly, the ALJ's decision is attached hereto and incorporated herein by reference.

DECISION AFTER RECONSIDERATION

The Decision of the ALJ dated October 22, 2002, is reinstated and affirmed.

MARCY V. SAUNDERS, Member
GERALD PAYTON O'HARA, Member

OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
FILED ON: November 13, 2003