

**EXECUTIVE SUMMARY**  
**OCCUPATIONAL SAFETY AND HEALTH**  
**APPEALS BOARD**  
**Summary of Newman Flange & Fitting Co.**  
**Decision After Reconsideration**

3314(d) and 3314(g)(1) require plans for lock out and tagout procedures during cleaning , servicing, set-up, etc, however the activity of the placement of a pin in mid-production of very large forged steel flanges was not any of the activities addressed by the safety orders. Since the serious injury that occurred was unrelated to the failure to have plans required by the cited safety orders, and no other evidence of the serious classification for a violation resulting from inadequate plans was produced, the violations could not be properly classified as serious. Also, employer must pay for safety equipment it required, here, steel toed boots.

Newman Flange & Fitting Co. 07-2581 through 2583  
**October 5, 2011**