#### SETTLEMENT AGREEMENT

The Commissioner of Labor (hereinafter referred to as "Commissioner") and Dorel Juvenile Group, (hereinafter referred to as "Employer") hereby agree as follows:

The Commissioner amends the Safety Order(s) and Notification(s) of Penalty, IOSHA Inspection No. 315673541 issued to the Employer on October 21, 2011 in the following manner.

```
SAFETY ORDER 01:
                       Upheld, penalty reduced to$1,125.00
       Item 1:
                       Upheld, grouped with Item 1, penalty deleted
       Item 2:
                       Upheld, penalty reduced to $843.75
       Item 3:
                       Upheld, penalty reduced to $0.00
       Item 4:
                       Upheld, reduced to non-serious, penalty deleted
       Item 5:
                       Upheld, penalty reduced to $1,406.25
        Item 6a:
                       Upheld,
        Item 6b:
                       Upheld,
        Item 6c:
        Item 6d:
                       Upheld,
                       Upheld, penalty reduced to $1,125.00
        Item 7a:
        Item 7b:
                       Upheld,
                       Upheld, penalty reduced to $1,125.00
        Item 8:
                       Upheld, penalty reduced to $1,125.00
        Item 9:
                       Upheld, penalty reduced to $843.75
        Item 10:
                        Upheld, penalty reduced to $1,406.25
        Item 11:
                        Upheld, reduced to non-serious, grouped with S.O.2, Item 9 as 9c,
        Item 12:
                               penalty deleted
                        Upheld, penalty reduced to $843.75
        Item 13:
SAFETY ORDER 02:
                        Upheld, penalty reduced to $562.50
        Item 1a:
        Item 1b:
                        Upheld,
                        Upheld,
        Item 1c:
                        Upheld.
        Item 2:
                        Upheld, penalty reduced to $562.50
        Item 3a:
                        Upheld,
        Item 3b:
                        Upheld,
        Item 3c:
                        Upheld,
        Item 3d:
                        Upheld,
        Item 4:
        Item 5:
                        Upheld,
                        Upheld, penalty reduced to $0.00
        Item 6a:
        Item 6b:
                        Upheld,
        Item 7:
                        Upheld,
                        Upheld.
        Item 8:
                        Upheld, penalty reduced to $562.50
        Item 9a:
                        Upheld,
        Item 9b:
                        Upheld,
        Item 10:
```

In addition to the above specified amendments, the employer further agrees to send at least two employee associated with the safety team (one supervision and one union) to OSHA 30 hour General Industry training by January 15, 2012. Penalty includes a 30% reduction for abatement of all outstanding citations and agreement for OSHA training.

THE EMPLOYER IS SATISFIED WITH THE AMENDMENTS STATED ABOVE AND ACCORDINGLY WAIVES ITS RIGHT TO FILE A NOTICE OF CONTEST OF THE SAFETY ORDER(S) AND NOTIFICATION(S) OF PENALTY AS AMENDED AND AGREES TO WITHDRAW ANY PREVIOUSLY FILED NOTICES OF CONTEST IN THIS MATTER.

Upon full execution of this Settlement Agreement the Employer will post this Agreement for three (3) working days or until abatement is completed, whichever period is longer.

The total AGREED PENALTY is due and payable within fifteen (15) working days from the Employer's execution of this Agreement. The Employer further agrees that if the AGREED PENALTY is not paid within fifteen working days from the Employer's execution of this Agreement, that the full amount of the penalty initially assessed against the Employer in the Safety Order(s) and Notification(s) of Penalty which are the subject of this Agreement is due and payable immediately.

The Safety Order(s) and Notification(s) of Penalty are, and shall be, herein a final and enforceable Order of the Board of Safety Review.

Except for this agreement, and matters arising out of this agreement, and any other subsequent IOSHA proceedings between the parties, none of the foregoing agreements, statements, findings, and actions taken by Employer shall be deemed an admission by Employer of the allegations contained within the Safety Order(s) and Notification(s) of Penalty. The agreements, statements, findings and actions taken herein are made in order to compromise and settle this matter economically and amicably, and they shall not be used for any other purpose, except as herein stated.

DOREL JUVENILE GROUP	COMMISSIONER OF LABOR
By: Mark Tay	By: Whatto
Title: FAC2CZTY MCA	Title: Pirecle 10
Date: //////	Date: //-//

Indiana Occupational Safety and Health Administration 402 West Washington Street

Room W195

Indianapolis, IN 46204-2751

Phone: 317/232-1979 Fax: 317/233-8509



Certified mail # 7003/010 00035131 9701 10-21-11 fts

# Safety Order and Notification of Penalty

To:

Dorel Juvenile Group, and its successors 2525 State St. Columbus, IN 47201

**Inspection Site:** 

2525 State St. Columbus, IN 47201 **Inspection Number:** 315673541

**Inspection Date(s):** 08/16/2011 - 08/19/2011

**Issuance Date:** 10/21/2011

The violation(s) described in this Safety Order and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

An inspection of your place of employment has revealed conditions which we believe do not comply with the provisions of the Indiana Occupational Safety and Health Act (Indiana Code Chapter 22-8-1.1) or the standards or rules adopted thereunder. Accordingly, enclosed please find safety order(s) and notification(s) of penalty describing such violation(s) with references to applicable standards, rules, or provisions of the statute and stating the amount of any penalty(ies).

Informal Conference - Please be advised that it may be possible to informally settle any potential dispute without initiating the more elaborate proceedings brought on by a petition for review. Prior to filing a petition for review, you may request an informal conference concerning any of the results of the inspection (safety orders, penalties, abatement dates, etc.) by contacting the Indiana Department of Labor/IOSHA, preferably by telephone, in a prompt manner. Please be advised that a request for an informal conference cannot extend the fifteen working day period for filing a petition for review. Informal conferences frequently resolve any possible disputes, and therefore you are urged to take advantage of this opportunity. Because of the limited time period and in order to facilitate scheduling, any requests for an informal conference should be made promptly upon your receipt of the safety order(s) and notification(s) of penalty.

**Right to Contest** - You are hereby also notified that you are entitled to seek administrative review of the safety order(s), penalty(ies), or both by filing a written petition for review at the above address <u>postmarked</u> within fifteen working days of your receipt of the safety order(s) and notification(s) of penalty. ("Working days" means Mondays through Fridays, but does not include Saturdays, Sundays, legal holidays under a state statute or days

on which the Indiana Department of Labor's offices are closed during regular business hours). If you do not file such a petition for review (contest), the safety order(s) and penalty(ies) shall be deemed final orders of the Board of Safety Review and not subject to review by any court or agency. The issuance of a safety order does not constitute a finding that a violation has occurred unless no petition for review is filed, or if a petition for review (contest) is filed, it must contain a statement of its basis and should reference the above inspection number. Upon receipt of your petition for review, we will affirm, amend or dismiss the safety order(s) and notification(s) of penalty. If we affirm, your petition for review will be granted (unless it was not timely) and the dispute will be certified by the Board of Safety Review for further proceedings. The Board of Safety Review is an independent agency appointed by the governor with authority to conduct hearings and to issue decisions concerning disputed safety order(s) and notification(s) of penalty. If we amend the safety order(s) or notification(s) of penalty, your petition for review shall be deemed moot. However, you will then be given an opportunity to file a petition for review concerning the amended safety order(s) and notification(s) of penalty.

Please be advised that an employee or representative of employees may file a petition for review to contest the reasonableness of the time stated in the safety order(s) for the abatement of any violation.

**Posting** - Upon receipt of any safety order(s) you are required to post such safety order(s), or a copy thereof, unedited, at or near each place an alleged violation referred to in the safety order(s) occurred. However, if your operations are such that it is not practicable to post the safety order(s) at or near each place of alleged violation, such safety order(s) shall be posted, unedited, in a prominent place where it will be readily observable by all affected employees. For example, if you are engaged in activities which are physically dispersed, the safety order(s) may be posted at the location from which the employees operate to carry out their activities. You must take steps to ensure that the safety order is not altered, defaced, or covered by other material. Posting shall be until the violation is abated, or for three working days, whichever is longer.

**Penalties** - Penalties are due within fifteen (15) working days of receipt of this notification unless contested. Abatement does not constitute payment of penalties.

**Abatement** - The conditions cited in the safety order(s) must be corrected (abated) on or before the date shown for each item on the safety order(s) and notification(s) of penalty unless:

- (1) You file a petition for review concerning the violation, in which case the full abatement period shall commence from the issuance of a final decision by the Board of Safety Review or the courts which requires compliance with the safety order; or
  - (2) The abatement period is extended by the granting of a petition for modification of abatement date.
- **PMAs** The petition for modification of abatement date is a manner in which you may seek additional time to correct (abate) a violation without having to file a petition for review concerning the safety order, or after the expiration of the time period to file such a petition for review when it becomes apparent that you need extra time to abate the violation. A petition for modification of abatement date shall be in writing and shall include the following information:
  - (1) All steps you have taken, and the dates of such actions, in an effort to achieve compliance during the

prescribed abatement period.

- (2) The specific additional abatement time necessary in order to achieve compliance.
- (3) The reasons such additional time is necessary, including the unavailability of professional or technical personnel or of materials and equipment, or because necessary construction or alteration of facilities cannot be completed by the original abatement date.
- (4) All available interim steps being taken to safeguard employees against the cited hazard during the abatement period.
- (5) A certification that a copy of the petition has been posted, and if appropriate, served on the authorized representative of affected employees, and a certification of the date upon which such posting and service was made.

A petition for modification of abatement date shall be filed with the Indiana Department of Labor/IOSHA no later than the close of the next working day following the date on which abatement was originally required. A later-filed petition shall be accompanied by the employer's statement of exceptional circumstances explaining the delay. A copy of such petition shall be posted in a conspicuous place where all affected employees will have notice thereof or near such location where the violation occurred. The petition shall remain posted until the time period for the filing of a petition for review of the Commissioner's granting or denying the petition expires. Where affected employees are represented by an authorized representative, said representative shall be served a copy of such petition.

Notification of Corrective Action - Correction of the alleged violations which have an abatement period of thirty (30) days or less should be reported in writing to us promptly upon correction. A "Letter of Abatement" form and an "Abatement Photographs" worksheet are enclosed for your assistance in providing adequate documentation of abatement. Reports of corrections should show specific corrective action on each alleged violation and the date of such action. On alleged violations with abatement periods of more than thirty (30) days, a written progress report should be submitted, detailing what has been done, what remains to be done, and the time needed to fully abate each such violation. When the alleged violation is fully abated, we should be so advised. Timely correction of an alleged violation does not affect the initial proposed penalty.

**Followup Inspections** - Please be advised that a followup inspection may be made for the purpose of ascertaining that you have posted the safety order(s) and corrected the alleged violations. Failure to correct an alleged violation may result in additional penalties for each day that the violation has not been corrected.

**Employer Discrimination Unlawful** - The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the Indiana Department of Labor/IOSHA at the address shown above.

Notice to Employees - The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to

If you wis	h addition	al informatio	n, you ma	ay direct such re	equests to us at t	he address or	telephone number
stated above.				ø			
	•						
				•			

Indiana Department of Labor Indiana Occupational Safety and Health Administration



# NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal con	iference ha	s been sc	heduled w	ith IOSHA	to discuss the	e safety order	(s) issued
on 10/18/2011.	The confe	erence wil	l be held a	at the IOSH	A office loca	ted at 402 We	est
Washington Stre	eet, Room	W195, In	dianapolis	, IN 46204	on	at	
	. Employ	ees and/o	r represei	ntatives of e	employees h	ave a right to	attend
an informal cor	nference.						
				•			

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



#### Safety Order and Notification of Penalty

Occupational Safety and Health Administration

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

## Safety Order 1 Item 1 Type of Violation: Serious

IC 22-8-1.1 Section 2: The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to potential falls from heights from a scissor lift that has not had it's annual inspection done.

Maintenance area - The JLG Commander scissor lift had not been inspected annually. (ref: ANSI 92.2 sect 6.1.1)

Among other methods, one feasible and acceptable abatement method to correct this hazard is to have annual inspections performed on the lift.

Date By Which Violation Must be Abated: Proposed Penalty:

12/09/2011

\$1,500.00

Safety Order 1 Item 2 Type of Violation:

Serious

IC 22-8-1.1 Section 2: The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to potential hazards operators not being fully aware of safety procedures when operating the scissor lift:

Maintenance area - The JLG Commander scissor lift did not have the operators manual on the lift.. (ref: ANSI 92.2 sect 8.11)

Among other methods, one feasible and acceptable abatement method to correct this hazard is to have the operators manual placed on the lift.

Date By Which Violation Must be Abated:

12/06/2011

**Proposed Penalty:** 

\$1,500.00

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



#### Safety Order and Notification of Penalty

Occupational Safety and Health Administration

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

Safety Order 1 Item 3 Type of Violation:

**Serious** 

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) were not maintained, so far as possible, in a dry condition:

- a) Booster line The floor areas between the booster molding machines (5 machines) was oily and slippery.
- b) Press #429 area Floor had oil from the leaking machine on it.

Date By Which Violation Must be Abated: Proposed Penalty:

12/06/2011

\$1,500.00

Safety Order 1 Item 4 Type of Violation:

**Serious** 

29 CFR 1910.23(c)(1): Open sided floor(s) or platform(s) 4 feet or more above the adjacent floor or ground level were not guarded by standard railings (or the equivalent as specified in 29 CFR 1910.23(e)(3)(i) through (v)), on all open sides.

- a) Boiler room office roof The walkways, platforms and storage deck above the boiler room office did not have standard railings or other fall protection.
- c) Rail car area Employees working on top of rail cars did not have fall protection.

Date By Which Violation Must be Abated:

12/06/2011

Proposed Penalty:

\$1,875.00

Safety Order 1 Item 5 Type of Violation:

**Serious** 

29 CFR 1910.95(d)(1): A representative monitoring program was not developed and implemented when information indicated that an employee's exposure may equal or exceed an 8 hour time weighted average of 85 dba:

Plantwide - The employer did not perform a noise level evaluation of the workplace.

Date By Which Violation Must be Abated:

12/06/2011

Proposed Penalty:

\$1,500.00

Occupational Safety and Health Administration

Inspection

315673541

Number:

**Inspection Dates:** 

**Issuance Date:** 

08/16/2011 -

08/19/2011 10/21/2011 SEAL ON THE SEAL OF THE SEAL O

Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness or injury resulting from an accident.

Safety Order 1 Item 6a Type of Violation:

**Serious** 

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees in activities covered by this section:

Plantwide/Maintenance - The employer did not develop and document machine specific procedures for the control of hazardous energy.

Date By Which Violation Must be Abated:

12/06/2011

Proposed Penalty:

\$1.875.00

Safety Order 1 Item 6b Type of Violation:

**Serious** 

29 CFR 1910.147(c)(5)(ii)(D): Lockout devices and tagout devices did not indicate the identity of the employee applying the device(s):

Back side of security - The Cutler Hammer panel #MP2-D8 had a lock out device attached not identified as to user.

Date By Which Violation Must be Abated:

12/06/2011

Safety Order 1 Item 6c Type of Violation:

**Serious** 

29 CFR 1910.147(c)(6)(i): The employer did not conduct an annual or more frequent inspection of the energy control procedure to ensure that the procedure and requirements of this standard were followed:

Plantwide/Maintenance - The employer did not perform an annual review of the energy control program.

Date By Which Violation Must be Abated:

Occupational Safety and Health Administration

Inspection

Number:

Inspection Dates:

08/16/2011 -

315673541

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

Safety Order 1 Item 6d Type of Violation:

**Serious** 

29CFR1910.147 (e)(3) When the authorized employee who applied the lockout or tagout device is not available to remove it, that device may be removed under the direction of the employer, provided that specific procedures and training for such removal have been developed, documented and incorporated into the employers energy control program which includes the elements noted in 1910.147 (e)(3)(i, ii & iii)

Plantwide/Maintenance - The employer had not developed and documented procedures to be followed for the removal of energy control devices by someone other than the user.

Date By Which Violation Must be Abated:

Occupational Safety and Health Administration

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness or injury resulting from an accident.

Safety Order 1 Item 7a Type of Violation:

**Serious** 

29 CFR 1910.212(a)(1): Machine guarding was not provided to protect operator(s) and other employees from hazard(s) created by: rotating parts.

- a) Compressor room The back side of the three (3) Ingersoll Rand compressors were open exposing rotating parts.
- b) Pack maintenance area The Smithy lathe did not have a guard for the rotating chuck.

Date By Which Violation Must be Abated:

12/06/2011

**Proposed Penalty:** 

\$1,500.00

Safety Order 1 Item 7b Type of Violation:

**Serious** 

29 CFR 1910.212(a)(3)(ii): Point(s) of operation of machinery were not guarded to prevent employee(s) from having any part of their body in the danger zone(s) during operating cycle(s):

Line #8 and 14 other lines - The Chicago Rivet Co. rivet machines did not have safety trip devices.

Date By Which Violation Must be Abated:

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

Occupational Safety and Health Administration

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

## Safety Order 1 Item 8 Type of Violation:

#### **Serious**

29CFR1910.213(c)(1) Each circular hand-fed ripsaw shall be guarded by a hood which shall completely enclose that portion of the saw above the table and that portion of the saw above the material being cut. The hood and mounting shall be arranged so that the hood will automatically adjust itself to the thickness of and remain in contact with the material being cut but it shall not offer any considerable resistance to insertion of material to saw or passage of the material being sawed.

Boiler room - The Delta Rockwell 12 inch table saw did not have a blade guard.

Date By Which Violation Must be Abated:

12/06/2011

**Proposed Penalty:** 

\$1,500.00

Safety Order 1 Item 9 Type of Violation:

#### Serious

29 CFR 1910.213(p)(4): Belt sanding machinery was not provided with a guard at each nip point where the sanding belt ran onto a pulley, to prevent the operator's hands or fingers from coming into contact with nip points:

Forklift maintenance area - The vertical belt sander had unguarded ingoing nip points where the belt meets the two pulleys.

Date By Which Violation Must be Abated:

12/06/2011

Proposed Penalty:

\$1,500.00

Safety Order 1 Item 10 Type of Violation:

## **Serious**

29 CFR 1910.215(a)(4): Grinding machinery was not used with work rest(s) to support offhand grinding work:

Boiler room - The no name pedestal grinder did not have a work rest on the right side wheel.

Date By Which Violation Must be Abated:

Corrected During Inspection

**Proposed Penalty:** 

\$1,125.00

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



#### Safety Order and Notification of Penalty

Occupational Safety and Health Administration

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

## Safety Order 1 Item 11 Type of Violation: Serious

29 CFR 1910.303(g)(2)(i): Live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by approved cabinets or other forms of approved enclosures, or other means listed under this provision:

- a) Motor Pool, N. wall The Federal Pacific load center had breaker space #9 open.
- b) Press 423 The cover for the fast heat controller was off exposing live bare parts.
- c) Shipping dock area Bulbs were missing from the sockets of 29 dock lights exposing bare sockets.
- d) Pump room upstairs Switch for vacuum had cover missing exposing live bare parts.

Date By Which Violation Must be Abated:

12/06/2011

**Proposed Penalty:** 

\$1,875.00

Safety Order 1 Item 12 Type of Violation: Serious

29 CFR 1910.303(h)(2)(ii): Metal enclosed electric equipment rated over 600 volts, nominal, installed so that the bottom of the enclosure is less than 8 feet above the floor, did not have the door or cover locked:

Outside transformer for boiler room - The access gate on the fence was not locked.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$1,875.00

Occupational Safety and Health Administration

Inspection

Number:

**Inspection Dates:** 

315673541

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

## Safety Order 1 Item 13 Type of Violation:

**Serious** 

29CFR1910.304 (g)(5) The path to ground from circuits, equipment, and enclosures shall be permanent, continuous, and effective.

- a) Control loft South The floor fan did not have a path to ground.
- b) Pack 1, press 104 The Air Master floor fan did not have a path to ground.

Date By Which Violation Must be Abated: Proposed Penalty:

Corrected During Inspection \$1,875.00

Occupational Safety and Health Administration

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness or injury resulting from an accident.

Safety Order 2 Item 1a Type of Violation:

**Non-Serious** 

29 CFR 1910.22(a)(3): To facilitate cleaning, floor(s), working place(s), and passageway(s) were not kept free from protruding nails, splinters, holes, or loose boards:

Town hall area - There were open floor holes around the water supply pipes on the South end of the area.

Date By Which Violation Must be Abated:

12/06/2011

Proposed Penalty:

\$750.00

Safety Order 2 Item 1b Type of Violation:

**Non-Serious** 

29 CFR 1910.22(b)(1): Aisle(s) or passageway(s) were not kept clear and in good repair where mechanical handling equipment was used:

Outside drive areas - The pavement where fork lifts travel was not maintained, drive was rough and had holes and bumps.

Date By Which Violation Must be Abated:

12/06/2011

Safety Order 2 Item 1c Type of Violation:

**Non-Serious** 

29CFR1910.22 (d) (1) In every building or other structure, or part thereof, used for mercantile, business, industrial, or storage purposes, the loads approved by the building official shall be marked on plates of approved design which shall be supplied and securely affixed by the owner of the building, or his duly authorized agent, in a conspicuous place in each space to which they relate. Such plates shall not be removed or defaced but, if lost, removed, or defaced, shall be replaced by the owner or his agent.

Boiler room - The elevated platform used for storage did not have the load rating marked.

Date By Which Violation Must be Abated:

Occupational Safety and Health Administration

Inspection

Number:

**Inspection Dates:** 

315673541

08/16/2011 - 08/19/2011

**Issuance Date:** 

10/21/2011



#### Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

Safety Order 2 Item 2 Type of Violation:

**Non-Serious** 

29 CFR 1910.26(a)(3)(vii): The bottoms of the four rails of portable metal step ladder(s) were not supplied with insulating nonslip material:

Back side of security - The Yellow Werner ladder did not have non-slip pads on 3 of the 4 rail bottoms. The right front rail was also damaged.

Date By Which Violation Must be Abated:

12/06/2011

\$.00

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness or injury resulting from an accident.

Safety Order 2 Item 3a Type of Violation:

Proposed Penalty:

**Non-Serious** 

29CFR1910.37(a)(3) Exit routes must be free and obstructed. No materials or equipment may be placed, either permanently or temporarily, within the exit route.

- a) Press 526 area Employee egress was restricted by skids of material and a work table in the walkway.
- b) Assembly areas Employee walkways in the various assembly lines had skids of materials, parts and boxes stored in the aisles.
- c) File storage room, town hall area Records stored in the room had fallen over blocking the aisle ways.
- d) R & D aisle way There were 10 skids of materials stored in the marked walkway.

Date By Which Violation Must be Abated:

12/06/2011

Proposed Penalty:

\$750.00

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

Occupational Safety and Health Administration

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

Safety Order 2 Item 3b Type of Violation:

**Non-Serious** 

29CFR1910.37 (b)(1) Each exit route must be adequately lighted so that an employee with normal vision can see along the exit route.

Pack balcony - There was no emergency lighting to illuminate exit routes on the balcony.

Date By Which Violation Must be Abated:

12/06/2011

Safety Order 2 Item 3c Type of Violation:

**Non-Serious** 

29 CFR 1910.37 (b)(2) Each exit must be clearly visible and marked by a sign reading "EXIT".

Plastic storage (plantwide) - Not all exits in the area were marked as exits, including unmarked stairways.

Date By Which Violation Must be Abated:

12/06/2011

Safety Order 2 Item 3d Type of Violation:

Non-Serious

29CFR1910.37 (b)(4) If the direction of travel to the exit or exit discharge is not immediately apparent, signs must be posted along the exit access indicating the direction of travel to the nearest exit and exit discharge. Additionally, the line-of-sight to an exit sign must clearly be visible at all times.

Plantwide - Exits and routes to exits were not clearly marked in various parts of the facility.

Date By Which Violation Must be Abated:

Occupational Safety and Health Administration

Inspection

Number:

**Inspection Dates:** 

315673541

08/16/2011 - 08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

Safety Order 2 Item 4 Type of Violation:

**Non-Serious** 

29CFR1910.106(g)(3)(v)(e) An approved impact valve, incorporating a fusible link, designed to close automatically in the event of severe impact or fire exposure shall be properly installed in the dispensing supply line at the base of each individual dispensing device.

Boiler room, SW corner - The gasoline and kerosene fuel storage tanks did not have fusible links on the fuel hoses.

Date By Which Violation Must be Abated:

12/06/2011

**Proposed Penalty:** 

\$.0

Safety Order 2 Item 5 Type of Violation:

**Non-Serious** 

29CFR1910.110(f)(2)(ii) Containers when stored inside shall not be located near exits, stairways, or in areas normally used or intended for the safe exit of people.

Car seat press area - There were 4 propane cylinders stored under the ladder at the machine.

Date By Which Violation Must be Abated:

Corrected During Inspection

Proposed Penalty:

\$.00

Occupational Safety and Health Administration

Inspection

315673541

Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness or injury resulting from an accident.

Safety Order 2 Item 6a Type of Violation:

**Non-Serious** 

29 CFR 1910.146(c)(1): The employer did not evaluate the workplace to determine if any spaces were permit-required confined spaces:

Plantwide - The employer did not perform an evaluation, with documentation, of the facility to determine if there were permit required confined spaces on site.

Date By Which Violation Must be Abated:

12/06/2011 \$750.00

Proposed Penalty:

Safety Order 2 Item 6b Type of Violation: Non-Serious

29 CFR 1910.146(c)(2): The employer did not inform exposed employees, by posting danger signs or by any other equally effective means, of the existence and location of and the danger posed by the permit spaces:

Plastic storage floor- The chiller water holding tank was not marked with a warning sign to inform employees of the dangers of a permit required confined space.

Date By Which Violation Must be Abated:

12/06/2011

Safety Order 2 Item 7 Type of Violation:

**Non-Serious** 

29 CFR 1910.215(b)(9): Guard for abrasive wheel machine where the operator stands in front of the machine was not constructed so that the peripheral protecting member could be adjusted to the constantly decreasing diameter of the wheel:

Boiler room - The no name pedestal grinder did not have an adjustable tongue guard for the right side grinding wheel.

Date By Which Violation Must be Abated: Proposed Penalty:

**Corrected During Inspection** 

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IOSHA-2(Rev. 7/99)

Occupational Safety and Health Administration

315673541

Inspection Number:

**Inspection Dates:** 

08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



#### Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

Safety Order 2 Item 8 Type of Violation:

**Non-Serious** 

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage were not separated from fuel-gas cylinders or combustible materials (especially oil or grease), a minimum distance of 20 feet (6.1 m) or by a noncombustible barrier at least 5 feet (1.5 m) high having a fire resistance rating of at least one-half hour:

Bottle storage area - There were 8 acetylene compressed gas cylinders stored next to 6 oxygen compressed gas cylinders.

Date By Which Violation Must be Abated:

**Corrected During Inspection** 

\$.00

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for illness or injury resulting from an accident.

Safety Order 2 Item 9a Type of Violation:

**Proposed Penalty:** 

**Non-Serious** 

29CFR1910.303(b)(7)(iv) There shall be no damaged parts that may adversely affect safe operation or mechanical strength of the equipment, such as parts that are broken, bent, cut, or deteriorated by corrosion, chemical action or overheating.

Press 526, North end - The conduit had been pulled away from the junction box exposing the conductors to damage.

Date By Which Violation Must be Abated:

12/06/2011

Proposed Penalty:

\$750.00

Occupational Safety and Health Administration

Inspection

315673541

Number:

**Inspection Dates:** 08/16/2011 -

08/19/2011

**Issuance Date:** 

10/21/2011



## Safety Order and Notification of Penalty

**Company Name:** 

Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

Safety Order 2 Item 9b Type of Violation:

**Non-Serious** 

29 CFR 1910.303(g)(1)(ii): Working space about electric equipment rated 600 volts, nominal, or less was used for storage:

- a) 103 Bldg Area in front of the Siemens load center was used for storage.
- b) Car seat press area The area in front of the Siemens load center had a cabinet in front of it.

Date By Which Violation Must be Abated:

12/06/2011

\$.00

Safety Order 2 Item 10 Type of Violation:

**Non-Serious** 

29CFR1910.305 (b) (2) (i) All pull boxes, junction boxes and fittings shall be provided with covers identified for the purpose.

Compressor room - There was a junction box on the wall with no cover exposing the conductors in the box.

Date By Which Violation Must be Abated:

**Corrected During Inspection** 

Proposed Penalty:

Robért A. Kattau

**Industrial Compliance** 

Indiana Occupational Safety and Health Administration 402 West Washington Street Room W195

Indianapolis, IN 46204-2751

Phone: 317/232-1979 Fax: 317/233-8509



## INVOICE/DEBT COLLECTION NOTICE

<b>Company</b>	Name:
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Dorel Juvenile Group

**Inspection Site:** 

2525 State St., Columbus, IN 47201

**Issuance Date:** 

10/18/2011

Summary of Penalties for Inspection Number 315673541

Safety Order 01, Serious

\$21,000.00

Safety Order 02, Non- Serious

\$3,000.00

Serious

Total Proposed Penalties

\$24,000.00

Penalties are due within fifteen (15) working days of receipt of this notification unless contested. Make your check or money order payable to: "Indiana DOL/IOSHA". Please indicate IOSHA's Inspection Number (indicated above) on the remittance.

IOSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do r exist.

Corrective action, taken by you for each alleged violation should be submitted to this office on or about the abatement dates indicated on the Safety Order and Notification of Penalty.

A work sheet has been provided to assist in providing the required abatement information. A completed copy of this work sheet should be posted at the worksite with the safety order(s).

Robert A. Kattau

Industrial Compliance