



Citation and Notification of Penalty

Company Name: General Construction Company
Inspection Site: 4519 Grandview, Blaine, WA 98230

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

29 CFR 1926.251(a)(4): Special custom design lifting accessories for material handling were not proof-tested prior to use to 125 percent of their rated load(s):

- a) The American Piledriving Equipment vibratory hammer, used to lift the anchor piles into position at Cherry Point, was not proof tested and had not been rated as a lifting accessory.

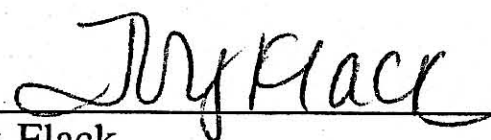
Date By Which Violation Must be Abated: 11/28/2007
Proposed Penalty: \$ 4500.00

Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1926.550(a)(19): All employees were not kept clear of loads about to be lifted and of suspended loads:

- a) During the driving of anchor piles at Cherry Point the diver was located next to the the piling and at times put his hands on the fins where he could be struck by a loose pile or the hammer.

Date By Which Violation Must be Abated: 11/28/2007
Proposed Penalty: \$ 4500.00



Joy Flack
Area Director

U.S. Department of Labor

Occupational Safety and Health Administration

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Bellevue, WA 98004-5033

Phone: (425)450-5480 FAX: (425)450-5483



INVOICE/ DEBT COLLECTION NOTICE

Company Name: General Construction Company
Inspection Site: 4519 Grandview, Blaine, WA 98230
Issuance Date: 10/31/2007

Summary of Penalties for Inspection Number 309092419

Citation 1, Serious = \$ 16650.00
TOTAL PROPOSED PENALTIES = \$ 16650.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to:

"DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance.

OSHA 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 or conditions do not exist.

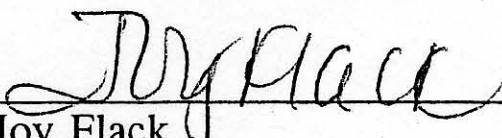
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

Interest. Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 4%. Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

Delinquent Charges. A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

Administrative Costs. Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.



Joy Flack
Area Director

10/31/2007

Date