

United States of America
OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION
1120 20th Street, N.W., Ninth Floor
Washington, DC 20036-3419

SECRETARY OF LABOR,	:	
	:	
Complainant,	:	
	:	
v.	:	OSHRC DOCKET NO. 99-1204
	:	
CHAMPION ENVIRONMENTAL	:	
SERVICES, INC.,	:	
	:	
Respondent.	:	

Appearances:

Helen J. Schuitmaker, Esquire
Chicago, Illinois
For the Complainant.

Todd C. Lyster, Esquire
Chicago, Illinois
For the Respondent.

Before: Chief Judge Irving Sommer

DECISION AND ORDER

This is a proceeding pursuant to section 10(c) of the Occupational Safety and Health Act of 1970, 29 U.S.C. § 651 *et seq.* (“the Act”) to review a citation and notification of penalty issued by the Secretary of Labor pursuant to section 10(a) of the Act.

Following an inspection of a construction work site of Respondent, the Secretary of Labor issued a serious citation alleging violations of 29 C.F.R. §§ 1926.1101(f)(1)(iii) and 1926.1101(g)(10)(i). Respondent timely contested the citation, and the case was designated for E-Z Trial pursuant to Commission Rule 203. The case came on to be heard in Chicago, Illinois, on December 15, 1999.

Discussion

At the hearing, the undersigned was informed that the parties had reached a settlement in regard to the citation and notification of penalty. The Secretary's counsel then provided a summarization of the settlement, which has been reduced to a written stipulated settlement and submitted by the parties.

ORDER

The terms and conditions of the stipulated settlement, which are incorporated herein in their entirety, are APPROVED.

Irving Sommer
Chief Judge

Date: 26 JAN 2000