

**U.S. Department of Labor**

Office of the Solicitor  
61 Forsyth Street SW  
Atlanta, Georgia 30303



September 15, 2008

Mr. Ray H. Darling, Jr.  
Executive Secretary  
Occupational Safety and Health  
Review Commission  
One Lafayette Centre  
1120 20th Street, N.W., Room 980  
Washington, DC 20036-3419

Re: Secretary of Labor v. Imperial Sugar Company;  
Imperial-Savannah, L.P.  
OSHRC Docket No. 08-1104; Region IV  
Inspection No. 310988712  
SOL Case No. 08-60093

Dear Mr. Darling:

Enclosed are the originals and one copy each of a Complaint and a Notice of Answer Requirement.

Please file the originals and return to us the conformed copies.

You will note from the Certificate of Service that copies of these documents have been served on counsel for Respondents.

Very truly yours,

Stanley E. Keen  
Regional Solicitor

By: *Karen E. Mock*  
Karen E. Mock  
Senior Trial Attorney

Enclosures

cc: Charles H. Morgan, Esq.  
Alston & Bird, LLP  
One Atlantic Center  
1201 West Peachtree Street  
Atlanta, GA 30309-3424

**IMPORTANT NOTICE**

You are hereby notified that you must plead or otherwise answer this Complaint, either denying or admitting each allegation, within 20 days of your receipt of the Complaint attached hereto. Failure to do so may result in dismissal of your notice of contest. See Rule 34, Rules of Procedure, Occupational Safety and Health Review Commission.

Prior to the assignment of a case to Judge, the answer and all subsequent pleadings should be filed with the Executive Secretary, Occupational Safety and Health Review Commission, One Lafayette Centre, 1120 20th Street, N.W., Room 980, Washington, D.C. 20036-3419. Subsequent to the assignment of the case to a Judge, and before the issuance of a decision, all pleadings should be filed with the Judge at the address given in the notice informing of such assignment. See Rule 8(a), Rules of Procedure, Occupational Safety and Health Review Commission.

The Complainant, Secretary of Labor, may be served by addressing Mr. Stanley E. Keen, Regional Solicitor, U. S. Department of Labor, Atlanta Federal Center, 61 Forsyth Street, S.W., Room 7T10, Atlanta, Georgia 30303.

If the respondent is to be represented in this proceeding by an attorney or other representative, the attached Designation of Representative/Notice of Appearance form should be completed and sent to the Regional Solicitor at the aforementioned address.

**U.S. Department of Labor**

Office of the Solicitor  
U. S. Department of Labor  
61 Forsyth St., S.W., Room 7T10  
Atlanta, GA 30303



Re: Secretary of Labor v. Imperial Sugar Company;  
Imperial-Savannah, L.P.  
OSHRC Docket No. 08-1104; Region IV  
Inspection No. 310988712  
SOL Case No. 08-60093

DESIGNATION OF REPRESENTATIVE

I hereby certify that \_\_\_\_\_, whose appearance is noted below, is authorized to act as my representative in the above-captioned matter, to discuss all facts and information related thereto; to negotiate settlement; and to accept service of pleadings and other legal process on my behalf.

Name (Print): \_\_\_\_\_ Date: \_\_\_\_\_

Title: \_\_\_\_\_  
Signature \_\_\_\_\_

Employer/Organization: \_\_\_\_\_  
Nature of Organization: \_\_\_\_\_  
Address: \_\_\_\_\_

Telephone: \_\_\_\_\_ (Area Code - \_\_\_\_\_ ) Ext. \_\_\_\_\_

NOTICE OF APPEARANCE

The undersigned hereby enters appearance as representative of \_\_\_\_\_ in the above-captioned matter.

Name (Print): \_\_\_\_\_ Date: \_\_\_\_\_

Title: \_\_\_\_\_  
Signature \_\_\_\_\_

Employer/Organization: \_\_\_\_\_  
Nature of Organization: \_\_\_\_\_  
Address: \_\_\_\_\_

Telephone: \_\_\_\_\_ (Area Code - \_\_\_\_\_ ) Ext. \_\_\_\_\_

UNITED STATES OF AMERICA

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

SECRETARY OF LABOR,	)	OSHRC DOCKET NO.
	)	08-1104
Complainant,	)	REGION IV
	)	
v.	)	Inspection No.
	)	310988712
IMPERIAL SUGAR COMPANY;	)	
IMPERIAL-SAVANNAH, L.P.,	)	
	)	
Respondents.	)	<u>C O M P L A I N T</u>

This action is brought to affirm the Citations and Notifications of Penalty issued under the Occupational Safety and Health Act of 1970, 29 U.S.C. § 651, et seq., hereinafter the Act, for violations of § 5(a) of the Act and the Safety and Health Regulations promulgated thereunder.

I

Jurisdiction of this action is conferred upon the Commission by § 10(c) of the Act.

II

Respondents, Imperial Sugar Company and Imperial-Savannah, L.P., are employers engaged in a business affecting commerce within the meaning of § 3(5) of the Act.

III

The address of Respondents is 8016 Highway 90A, Sugar Land, Texas 77478, where Respondents were engaged in sugar refining work as of the date of the alleged violations.

IV

The violations occurred on or about February 7, 2008, at 201 Oxnard Drive, Port Wentworth, Georgia 31407 (hereinafter "workplace").

V

As a result of an inspection at said workplace by an authorized representative of Complainant, Respondents were issued three Citations and Notifications of Penalty pursuant to § 9(a) of the Act.

VI

The Citations and Notifications of Penalty, copies of which are attached hereto and made a part hereof as Exhibits A, B and C (consisting of 60 pages, 85 pages, and 3 pages, respectively), identify and describe the specific violations alleged, the corresponding abatement date fixed, and the penalties proposed.

VII

On or about July 25, 2008, by a document dated July 25, 2008, Complainant received notification, pursuant to § 10(c)

of the Act, of Respondents' intention to contest the aforesaid Citations and Notifications of Penalty.

VIII

The penalties proposed, as set forth in Exhibits A, B and C, are appropriate within the meaning of § 17(j) of the Act. The abatement date fixed was and is reasonable.

WHEREFORE, cause having been shown, Complainant prays for an Order affirming the Citations and Notifications of Penalty, as aforesaid.

ADDRESS:

Office of the Solicitor  
U. S. Department of Labor  
61 Forsyth Street, S.W.  
Room 7T10  
Atlanta, GA 30303

Telephone:

(404) 302-5459  
(404) 302-5438 (FAX)

GREGORY F. JACOB  
Solicitor of Labor

STANLEY E. KEEN  
Regional Solicitor

SHARON D. CALHOUN  
Counsel

CHRISTOPHER D. HELMS  
Trial Attorney

By: Karen E. Mock  
KAREN E. MOCK  
Senior Trial Attorney

Office of the Solicitor,  
U. S. Department of Labor,  
Attorneys for Complainant.

SOL Case No. 08-60093



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

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

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish employment and a place of employment which are free from recognized hazards that are causing or likely to cause death or serious physical harm to employees in that employees are exposed to the hazard(s) of being struck by falling equipment and/or materials:

- a. Bulk Sugar Building, 4th floor North wall - On or about 02/07/2008, employees operated a two-ton air operated hoist to lift materials and/or equipment that was not equipped with a throat latch to prevent detachment of the load and rigging from the hook, exposing employees to being struck-by a falling suspended load.
- b. Centrifugal area of Affination Station - On or about 02/07/2008, employees operated an electric hoist to lift materials and/or equipment that was not equipped with a throat latch to prevent the load and the rigging to prevent detachment of the load and rigging from the hook, exposing employees to being struck-by a falling suspended load.
- c. Motor Room - On or about 02/07/2008, employees operated a 2-ton C & M crane hoist to lift materials and/or equipment that was not equipped with a throat latch to prevent detachment of the load and rigging from the hook, exposing employees to being struck-by a falling suspended load.

One feasible means of abatement would be to ensure that each of the hoist hooks used at the facility have throat latches, as referenced in ANSI B30.16-1973, Chapter 16-2 Electric Powered Hoists; section 16-2.1.2.10 d.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 5000.00

EXHIBIT     A    

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 2 Type of Violation: **Serious****

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish employment and a place of employment which are free from recognized hazards that are causing or likely to cause death or serious physical harm to employees in that employees are exposed to the hazard(s) of fire and/or explosion:

- a. Warehouse #6 - On or about 02/07/2008, a dust collector (COLBD01) was installed inside Warehouse #6, exposing employees to fire and/or explosion hazards. The explosion relief venting of the collector was also directed into a walkway used by employees.

One feasible means of abatement would be to locate the dust collector outside or install ductwork to safely vent internal gases resulting from a deflagration to the outside, as referenced by NFPA 61 2008 & 2002: Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities, Chapter 10.4.3 and Chapter 10.4.2.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish employment and a place of employment which are free from recognized hazards that are causing or likely to cause death or serious physical harm to employees in that employees are exposed to the hazard(s) of a high pressure or steam release:

- a. **Boiler "D"** - On or about 02/07/2008, the employer did not establish, communicate, and implement written operations and maintenance procedures and did not perform and document condition assessment activities of power piping to assure the safe operation of "boiler external piping" inside of the plant.

One feasible means of abatement would be to establish, communicate, and implement written operations and maintenance procedures and establish, perform, and document a program of condition assessment activities of all power piping, as referenced in American Society of Mechanical Engineers (ASME) Code for Pressure Piping, Standard B31.1-2007 Power Piping, Appendix IV Corrosion Control for ASME B31.1 Power Piping Systems, Section 5.2 Systems, Components Susceptible to Erosion/Corrosion (E/C) and ASME Code for Pressure Piping, Standard B31.1-2007 Power Piping, Appendix IV Corrosion Control for ASME B31.1 Power Piping Systems, Section 5.3 Methods of Detection. See also recommendations for an Effective Flow-Accelerated Corrosion Program produced by the Electric Power Research Institute in November 1996 and revised in May of 2006.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish employment and a place of employment which are free from recognized hazards that are causing or likely to cause death or serious physical harm to employees in that employees are exposed to the hazard(s) of being struck-by flying material resulting from an explosion:

- a. South Packaging House, 4th Floor, West side - Masonry was used for the construction of exterior walls of the Powder Mill Room, exposing employees on or about 02/07/2008 to struck-by hazards from an explosion. The area is considered to be classified as Class II, Group G, Division 1 under 29 CFR 1910.307 and NFPA 70, National Electrical Code.

One feasible means of abatement would be to construct the new powdered sugar production area with non-masonry materials and with explosion venting, designed to relieve pressure and gases resulting from an internal overpressurization, as referenced by National Fire Protection Association (NFPA) 61, Chapter 4, Construction Requirements, paragraph 4.1.4.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 1 Item 5 Type of Violation: **Serious****

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish employment and a place of employment which are free from recognized hazards that are causing or likely to cause death or serious physical harm to employees in that employees are exposed to the hazard(s) of explosion and fire:

- a. Top of Silos 1, 2, & 3 (9th floor) and Bottom of Silo (tunnel) - On or about 02/07/2008, bulk material steel conveyor belts on the top and bottom of the silos that convey granulated sugar were not equipped with bearing temperature, belt alignment, and vibration detection monitors at the head and tail pulleys to shut down equipment and/or notify the operator before the initiation of a fire and/or explosion, exposing employees to explosion and fire hazards.
- b. South Packing House & Bosch Packing House - On or about 02/07/2008, inside legs (bucket elevators) used to convey granulated sugar were not equipped with bearing temperature, belt alignment, and vibration detection monitors at the head and tail pulleys to shut down equipment and/or notify the operator before the initiation of a fire and/or explosion, exposing employees to explosion and fire hazards.

One feasible means of abatement is to install bearing temperature, belt alignment, and vibration detection monitors at the head and tail pulleys of all steel belt conveyors and inside legs (bucket elevators), as referenced in National Fire Protection Association (NFPA) 61, 2008 & 2002, Chapter 7.3.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

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

**Citation 1 Item 6a Type of Violation: **Serious****

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. Dock Scale House - On or about 02/07/2008, raw sugar was observed to have accumulated on an electric motor located on the dock level of the scale house impacting heat dissipation, exposing employees to a fire hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00



**Citation and Notification of Penalty**

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 6b** Type of Violation: **Serious**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. Raw Sugar Warehouse #2 - On or about 02/07/2008, raw sugar was observed to have accumulated to over one foot in depth on the floor in front of the stairs and several inches on each step that employees used to access the upper levels of "C" Bin, exposing employees to a slip/trip hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008

**Citation 1 Item 7** Type of Violation: **Serious**

29 CFR 1910.22(b)(1): Aisle(s) and/or passageway(s) are not kept clear and in good repair(s), with no obstruction across or in aisles that could create a hazard:

- a. Areado Building, 1st floor - On or about 02/07/2008, aisles and passageways were not kept clear in that a 2-inch diameter water hose was positioned across a walkway, exposing employees to a trip hazard.
- b. Affination Melter, Mezzanine Floor, North side stairs - On or about 02/07/2008, aisles and passageways were not kept clear in that steel bars were protruding upwards from a steel cover left on the floor, exposing employees to an impalement and/or trip hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 8** Type of Violation: **Serious**

29 CFR 1910.23(d)(1)(iii): Stairways less than 44 inches wide having both sides open are not equipped with one stair railing on each open side:

- a. Areado Building, 3rd floor - On or about 02/07/2008, employees used a portable metal stairway with four risers that was not equipped with handrails on the open sides.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00

**Citation 1 Item 9** Type of Violation: **Serious**

29 CFR 1910.24(e): Fixed stairs are installed at an angle to the horizontal greater than 50 degrees:

- a. Bulk Sugar Building - On or about 02/07/2008, the stairs between the 2nd and 3rd floor were installed at an angle/rise of 62 degrees, exposing employees to a fall hazard during emergency exit.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 10** Type of Violation: **Serious**

29 CFR 1910.24(f): Fixed stairs do not have uniform rise height and tread width throughout the flight of stairs:

- a. Raw Sugar Warehouse #1 - On or about 02/07/2008, the steps of the stairway near the upper catwalks of the "B Bin" area used to access the upper floor were not level and uniform in rise height, exposing employees to a trip/slip hazard.
- b. Raw Sugar Warehouse #2 - On or about 02/07/2008, employees used a metal stairway near the raw sugar pit to access the upper levels and one of the steps was broken and deformed.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 11 Type of Violation: **Serious****

29 CFR 1910.24(h): Standard railing(s) are not provided on the open side(s) of all fixed industrial stairway(s) and stair platform(s):

- a. Molasses Building - On or about 02/07/2008, one side of the fixed stairway employees used to access the upper floors in the building had a gap ranging from 5.5 to 14 inches between the stairs and the wall, exposing employees to a fall hazard.
- b. Dock Scale House - On or about 02/07/2008, the stairs employees used to access the lower level had a section of stair rail system missing on the right hand side going down, exposing employees to a fall hazard.
- c. Warehouse #5 - On or about 02/07/2008, the stairs to the mezzanine level were not equipped with a mid-rail as part of the stair railing on the open side of the stairs, exposing employees to a fall hazard.
- d. Raw Sugar Warehouse #2 - On or about 02/07/2008, the stairs employees used to access upper levels had a section of stair rail system missing on both open sides of the stairway, exposing employees to a fall hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through d, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00



**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 12 Type of Violation: **Serious****

29 CFR 1910.27(b)(1)(ii): The distance between rungs, cleats, or steps of fixed ladders exceeds 12 inches:

- a. Affination Station, Press Floor, northeast - On or about 02/07/2008, employees were required to use a fixed metal ladder to access a tank and the rungs of the ladder were spaced 16 inches apart, exposing employees to a fall hazard.
- b. Affination Station, 2nd Floor, in front of Superintendent Office - On or about 02/07/2008, employees used a fixed metal ladder that was welded to the top of guardrails of the platform where the rungs were spaced 15 inches apart, exposing employees to a fall hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 1 Item 13a** Type of Violation: **Serious**

29 CFR 1910.27(c)(2): A clear width of at least 15 inches is not provided each way from the centerline of the ladder in the climbing space, except where cages or walls are necessary:

- a. Affination Station, "C" pan area of the 2nd floor - On or about 02/07/2008, employees used a fixed metal ladder that was attached to a guardrail system to access another level. A piece of equipment was installed directly in the path of travel, exposing employees to a fall hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 13b** Type of Violation: **Serious**

29 CFR 1910.27(c)(4): Unavoidable permanent obstruction(s) are within 7 inches from the centerline of rungs, cleats or steps and minimum clearances as shown in figure D3 are not provided:

- a. F Station, area above 100 lb. bins, 4th floor - On or about 02/07/2008, a pipe was installed four inches horizontally from the ladder, exposing employees to a fall hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

**Citation 1 Item 14** Type of Violation: **Serious**

29 CFR 1910.27(d)(2): When ladders are used to ascend to heights exceeding 20 feet and where no cage or well is provided, each ladder section is not offset from adjacent sections:

- a. Affination Station, 2nd Floor - On or about 02/07/2008, two metal fixed ladders used to access the top of the "C Pan" area were positioned in a manner that they created one continuous length exceeding 30 feet in height.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 15 Type of Violation: **Serious****

29 CFR 1910.36(b)(2): More than two exit routes are not available in the workplace where the number of employees, the size of the building, its occupancy, or the arrangement of the workplace require more than two exit routes for safe evacuation during an emergency:

- a. Bosch Packing House, 2nd Floor - On or about 02/07/2008, employees had to travel an unsafe distance to the nearest exit, exposing them to explosion and fire hazards, in that they had to travel more than the maximum travel distance to the nearest exit as specified by NFPA (National Fire Protection Association) 101, Life Safety Code, Section 7.6.1.
- b. South Packing House, 2nd Floor - On or about 02/07/2008, employees had to travel an unsafe distance to the nearest exit, exposing them to explosion and fire hazards, in that they had to travel more than the maximum travel distance to the nearest exit as specified by NFPA (National Fire Protection Association) 101, Life Safety Code, Section 7.6.1.
- c. Bosch Packing House, 3rd Floor - On or about 02/07/2008, employees had to travel an unsafe distance to the nearest exit, exposing them to explosion and fire hazards, in that they had to travel more than the maximum travel distance to the nearest exit as specified by NFPA (National Fire Protection Association) 101, Life Safety Code, Section 7.6.1.
- d. South Packing House, 3rd Floor - On or about 02/07/2008, employees had to travel an unsafe distance to the nearest exit, exposing them to explosion and fire hazards, in that they had to travel more than the maximum travel distance to the nearest exit as specified by NFPA (National Fire Protection Association) 101, Life Safety Code, Section 7.6.1.
- e. Bosch Packaging House, 4th Floor - On or about 02/07/2008, employees had to travel an unsafe distance to the nearest exit, exposing them to explosion and fire hazards, in that they had to travel more than the maximum travel distance to the nearest exit as specified by NFPA (National Fire Protection Association) 101, Life Safety Code, Section 7.6.1.
- f. South Packing House, 4th Floor - On or about 02/07/2008, employees had to travel an unsafe distance to the nearest exit, exposing them to explosion and fire hazards, in that they had to travel more than the maximum travel distance to the nearest exit as specified by NFPA (National Fire Protection Association) 101, Life Safety Code, Section 7.6.1.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- g. Top of Silos 1, 2, & 3 (9th Floor) - On or about 02/07/2008, employees working in the area did not have a safe means of egress to exit the area during an emergency, exposing them to explosion and fire hazards. The only available exit route was a stairwell on the west side that exited on the roof of the South and Bosch Packing Houses.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through g, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 7000.00

**Citation 1 Item 16** Type of Violation: **Serious**

29 CFR 1910.36(d)(1): Employees are not able to open an exit route door from the inside at all times without keys, tools, or special knowledge:

- a. White Sugar Warehouse - On or about 02/07/2008, the panic hardware on the west annex exit door was jammed in the closed position impeding egress in an emergency, exposing employees to fire hazards.
- b. Warehouse #9 - On or about 02/07/2008, the north side exit door was locked impeding egress in an emergency, exposing employees to fire hazards.
- c. Raw Sugar Warehouse #8 - On or about 02/07/2008, the west side exit door was locked with a padlock on the outside of the door impeding egress in an emergency, exposing employees to fire hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 7000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 17** Type of Violation: **Serious**

29 CFR 1910.37(a)(3): Exit routes are not continuously maintained free of obstruction:

- a. Warehouse #6 - On or about 02/07/2008, the exit route to the south side exit door was blocked by debris, exposing employees to fire hazards.
- b. Warehouse #5 - On or about 02/07/2008, the exit route to the southwest exit door was obstructed by stacks of cardboard boxes and paper, exposing employees to fire hazards.
- c. R & D Shop - On or about 02/07/2008, the stairway leading from the second floor (exit route) was blocked by cardboard boxes, exposing employees to fire hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 7000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 1 Item 18 Type of Violation: **Serious****

29 CFR 1910.37(b)(1): Each exit route is not adequately lighted so that an employee with normal vision could see along the exit route:

- a. Warehouse #6 - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
- b. Affination Station - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
- c. Molasses Building - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
- d. Motor Room - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the area in the event of an emergency, exposing them to fire hazards.
- e. Warehouse #5 - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
- f. Bulk Sugar Building - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
- g. A Boiler - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
- h. D Boiler - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- i. Turbine Room - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the area in the event of an emergency, exposing them to fire hazards.
  - j. C Boiler - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
  - k. Char House - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
  - l. Char Kiln Building - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.
  - m. Raw Sugar Warehouses #1, #2, & #3 - On or about 02/07/2008, the employer did not install emergency lighting to illuminate all exit routes and assist employees in safely exiting the building in the event of an emergency, exposing them to fire hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through m, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 7000.00





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

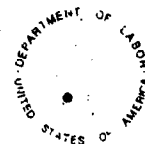
**Citation 1 Item 19** Type of Violation: **Serious**

29 CFR 1910.37(b)(2): Each exit is not clearly visible and marked by a sign reading "EXIT":

- a. Areado Building - On or about 02/07/2008, the exit doors in the southeast area of the first floor were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
- b. Raw Sugar Warehouse #1 - On or about 02/07/2008, the exit doors in the southwest area of the motor room were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
- c. Char House - On or about 02/07/2008, the exit doors on the first floor near the restroom were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
- d. Char House - On or about 02/07/2008, the exit doors by the leaf coat room were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
- e. Warehouse #5 - On or about 02/07/2008, the exit doors by the east wall were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
- f. Affination Station - On or about 02/07/2008, the exit doors near the west wall on the first floor were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
- g. Areado Building - On or about 02.07.2008, the exit doors on the north side of the first floor were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
- h. Areado Building - On or about 02.07.2008, the exit doors on the east side of the first floor were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



### Citation and Notification of Penalty

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- i. Warehouse #6 - On or about 02/07/2008, the exit doors were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
  - j. Warehouse #8 - On or about 02/07/2008, the exit doors were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
  - k. D Boiler - On or about 02/07/2008, the exit doors on the east side were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
  - l. D Boiler - On or about 02/07/2008, the exit doors on the west wall by Hackett's Alley were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
  - m. C Boiler - On or about 02/07/2008, the exit doors on the east side of the first floor were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
  - n. Liquid Sugar Exterior Tank Area - On or about 02/07/2008, the exit doors on the east side by the office were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
  - o. Turbine Room - On or about 02/07/2008, the exit doors on the north wall area were not marked with a sign reading "EXIT", impeding employees from being able to exit quickly in case of an emergency and exposing them to fire hazards.
  - p. Forklift Maintenance Shop - On or about 02/07/2008, the exit doors in the area were not marked with signs reading "EXIT", impeding employees from being able to exit quickly in case of an emergency, exposing them to fire hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through p, above.

**Abatement documentation is required for this item.**

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



### Citation and Notification of Penalty

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

<b>Date By Which Violation Must be Abated:</b>	<b>08/04/2008</b>
<b>Proposed Penalty:</b>	<b>\$ 7000.00</b>

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

#### Citation 1 Item 20a Type of Violation: **Serious**

29 CFR 1910.68(b)(8)(i): Entrance(s) and exit(s) at floor landing(s) affording access to manlift(s) are not guarded by a maze (staggered railing) or a handrail equipped with self-closing gate(s):

- a. **D Boiler Building** - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. Access to the ascending side of the manlift did not have a self closing gate or maze system on the first floor, exposing employees to a fall hazard.
- b. **Char Kiln Building** - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. Access to the ascending side of the manlift did not have a self closing gate or a maze system and there was no self closing gate or maze system on the 2nd and 3rd floor access area, exposing employees to a fall hazard.
- c. **Bulk Station** - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. There was no self closing gate or maze system on the 1st, 2nd, 3rd, 4th, or 5th floor for access to the manlift area, exposing employees to a fall hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

<b>Date By Which Violation Must be Abated:</b>	<b>08/04/2008</b>
<b>Proposed Penalty:</b>	<b>\$ 5000.00</b>

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 20b Type of Violation: **Serious****

29 CFR 1910.68(b)(8)(iii): Gates that are used are not self-closing:

- a. Char House - On or about 02/07/2008, the exit gates for the descending side of the manlift on the 3rd floor did not close automatically, exposing employees to a fall hazard.
- b. D Boiler - On or about 02/07/2008, the access gate on the 6th and 8th levels manlift area was not self-closing, exposing employees to a fall hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through b, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 21 Type of Violation: **Serious****

29 CFR 1910.68(b)(12): A fixed metal ladder on the manlift is not in accordance with the existing ANSI A14.3, 1956 Safety Code for Fixed Ladders and 29 CFR 1910.27:

- a. D Boiler - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. The path down the emergency ladder was blocked by a sign and guardrails so employees could not climb down safely to lower levels, exposing them to fall hazards of 20 to 25 feet.
- b. Char Kiln - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. The path down the emergency ladder on the second floor was blocked by guardrails, braces, and conduit so employees could not climb down safely to lower levels, exposing them to fall hazards of 20 to 25 feet.
- c. Char House - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. The path down the emergency ladder was blocked by guardrails and conduit, and there were rungs missing; preventing employees from being able to climb down safely to the next level, exposing them to fall hazards of 20 to 25 feet.
- d. Affination Station - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. The path down the emergency ladder was blocked by guardrails and had conduit running behind the steps. Rungs were also missing from the ladder, preventing employees from being able to climb down safely to the next level and exposing them to a fall hazard of approximately 15 feet.
- e. Bulk Station Building - On or about 02/07/2008, employees used a "Belt" manlift to access other levels. The path down the emergency ladder was blocked by guardrails and had rungs missing so employees could not climb down safely to the next level and exposing them to a fall hazard of approximately 15 feet.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through e, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 22 Type of Violation: **Serious****

29 CFR 1910.68(c)(6)(iv): Wire rope that is not marlin covered is used for an emergency stop:

- a. Char Kiln - On or about 02/07/2008, the wire/cable used as an emergency stop cord for the manlift was missing a section of cover at the first floor, potentially prohibiting employees from disengaging the lift in an emergency.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 23** Type of Violation: **Serious**

29 CFR 1910.68(c)(7)(b)(ii)(b): A red warning light of not less than 40 watt rating is not provided immediately below the upper landing terminal and so located as to shine in the passenger's face:

- a. D Boiler - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. The top warning light was not located below the upper landing terminal, exposing employees to falls and/or being caught-in the equipment from traveling over the head pulley.
- b. Affination Station - On or about 02/07/2008, employees used a "Belt" manlift to access different floors. The top warning light was not located below the upper landing terminal, exposing employees to falls and/or being caught-in the equipment from traveling over the head pulley.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 24** Type of Violation: **Serious**

29 CFR 1910.157(c)(1): Portable fire extinguishers are not mounted, located and identified so that they are readily accessible without subjecting the employees to injuries:

- a. White Sugar Warehouse - On or about 02/07/2008, the fire extinguisher located by bay 7 on the north wall was blocked by pallets preventing employees from having quick access, exposing them to fire hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 25 Type of Violation: **Serious****

29 CFR 1910.157(e)(3): Portable fire extinguishers are not subjected to an annual maintenance check:

- a. Areado building - On or about 02/07/2008, the fire extinguishers along the 2nd floor northwest wall DW 9 area and the north wall of the 1st floor had not had an annual inspection, exposing employees to a fire hazard. The most recent inspection was January, 2007.
- b. Warehouse #5 - On or about 02/07/2008, the fire extinguishers on the columns had not had an annual inspection, exposing employees to a fire hazard. The most recent inspection was November, 2004.
- c. White Sugar Warehouse - On or about 02/07/2008, the fire extinguishers on columns GS43, GS44, firehouse 68A, and by bays 9,10,13, and 14 had not had an annual inspection, exposing employees to a fire hazard. The most recent inspection of the extinguishers occurred on November, 2006; December, 2006; and January, 2007.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 26** Type of Violation: **Serious**

29 CFR 1910.212(a)(1): Machine guarding is not provided to protect operator(s) and other employees from hazard(s) created by rotating part(s), reciprocating part(s), or in-running nip point(s):

- a. Raw Sugar Warehouse #1 - On or about 02/07/2008, the 36 inch wide conveyor belt for the south shuttle "B" Bin was not guarded at the in-running nip point, exposing employees to a caught-in hazard.
- b. Raw Sugar Warehouse #1 - On or about 02/07/2008, the 36 inch wide conveyor belt for the north side shuttle "B" Bin was not guarded at the in-running nip point, exposing employees to a caught-in hazard.
- c. Affination Station, Liquid Sugar - On or about 02/07/2008, the rotating arm connected to Press "S" was not guarded, exposing employees to hazards from contact with the rotating part.
- d. Affination Station, Liquid Sugar - On or about 02/07/2008, the rotating arm connected to the Invert Press was not guarded, exposing employees to hazards from contact with the rotating part.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through d, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 1 Item 27a** Type of Violation: **Serious**

29 CFR 1910.215(a)(4): Work rest(s) on grinding machinery are not adjusted closely to the wheel with a maximum opening of one eighth inch:

- a. D Boiler - On or about 02/07/2008, employees were using a Buddov bench grinder that had the tool rest located approximately 1/2 an inch from the grinding wheel, exposing employees to being struck-by flying debris in the event of wheel failure.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 27b** Type of Violation: **Serious**

29 CFR 1910.215(b)(9): The distance between the abrasive wheel periphery(s) and the adjustable tongue or the end of the safety guard peripheral member at the top exceeds one fourth inch:

- a. Affination Station - On or about 02/07/2008, employees in the maintenance shop used a bench grinder that had a 1/2 inch gap between the tongue guard and the grinding wheel, exposing them to being struck-by flying material from a wheel failure.
- b. Char House - On or about 02/07/2008, employees in the filter top area used a Jet bench grinder that had a 1 inch gap between the tongue guard and the grinding wheel, exposing them to being struck-by flying material from a wheel failure.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 1 Item 28a** Type of Violation: **Serious**

29 CFR 1910.219(c)(2)(i): Exposed part(s) of horizontal shafting are not protected by stationary casing(s) enclosing shafting completely or by trough(s) enclosing sides and top or sides and bottom of shafting:

- a. Affination Station, Melter Floor - On or about 02/07/2008, the horizontal shaft connecting two chain drives together for the trash drag was not guarded, exposing employees to hazards from contact with the rotating parts.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 5000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 28b** Type of Violation: **Serious**

29 CFR 1910.219(c)(4)(i): Projecting shaft ends project more than one-half the diameter of the shafts and are not guarded by nonrotating caps or safety sleeves:

- a. Areado Building - On or about 02/07/2008, a rotating shaft on the dust collector located on the roof was not guarded, exposing employees to hazards from contact with the rotating shaft.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**

U.S. Department of Labor  
Occupational Safety and Health Administration

Inspection Number: 310988712  
Inspection Dates: 02/10/2008 - 07/25/2008  
Issuance Date: 07/25/2008



**Citation and Notification of Penalty**

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

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

**Citation 1 Item 29a** Type of Violation:  **Serious**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform are not guarded in accordance with the requirements specified at 29 CFR 1910.219(m) & (o):

- a. R & D Building - On or about 02/07/2008, the power transmission belt drive pulley to the line "C" motor pump was not guarded, exposing employees to the hazard of being caught-in the in-running nip point or contact with the rotating part.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 5000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 29b Type of Violation: **Serious****

29 CFR 1910.219(e)(3)(i): Vertical and inclined belts are not enclosed by a guard conforming to standards in paragraphs (m) and (o) of this section:

- a. R & D Building - On or about 02/07/2008, the power transmission belt drive for the line "C" motor pump on the west side of the second floor was not guarded, exposing employees to hazards from contact with the rotating belt.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated: 08/04/2008**

**Citation 1 Item 30 Type of Violation: **Serious****

29 CFR 1910.219(f)(3): Sprocket wheels and chains which are seven feet or less above floors or platforms are not enclosed:

- a. Affination Station - On or about 02/07/2008, the chain drive for the trash drag located by a platform on the melter/ mezzanine floor was not guarded. The chain drive was located approximately 17 inches away from the platform guardrails, exposing employees to being caught-in the in-running nip point and/or contact with moving parts.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated: 08/04/2008**  
**Proposed Penalty: \$ 5000.00**





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 1 Item 31 Type of Violation: **Serious****

29 CFR 1910.243(c)(1): Abrasive wheel(s) are used on portable grinder(s) which are not provided with safety guard(s) meeting the requirements specified in 29 CFR 1910.243(c)(1) through (c)(4):

- a. Affination Station - On or about 02/07/2008, employees in the maintenance shop used a Metabo side grinder that was not equipped with an abrasive wheel guard, exposing employees to hazards from contact with the wheel.
- b. Turbine Room - On or about 02/07/2008, employees used a Dewalt side grinder that was not equipped with an abrasive wheel guard, exposing employees to hazards from contact with the wheel.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

**Citation 1 Item 32 Type of Violation: **Serious****

29 CFR 1910.254(d)(9)(iii): Cables with damaged insulation or exposed bare conductors are not replaced:

- a. Forklift Maintenance Shop - On or about 02/07/2008, employees used an arc welder to perform welding operations and the cable to the electrode holder was frayed and had bare wires exposed near the electrode holder, exposing employees to an electrocution or electrical shock hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 33 Type of Violation: **Serious****

29 CFR 1910.303(b)(2): Listed or labeled electrical equipment is not used or installed in accordance with instructions included in the listing or labeling:

- a. "C" Bin Catwalk - On or about 02/07/2008, employees used a metal receptacle box wired as an extension cord, exposing employees to an electrocution or electrical shock hazard.
- b. Raw Sugar Warehouse - On or about 02/07/2008, employees in the area above the floor of the cut in the office between "C" and "B" Bins used a metal receptacle box wired as an extension cord, exposing employees to an electrocution or electrical shock hazard.
- c. Affination Station - On or about 02/07/2008, employees working on the first floor scale elevator by the sump pump pit used electrical wiring to energize the sump pump that was spliced to electrical wiring coming out of a junction box. The wires and connections were not protected from damage, exposing employees to an electrocution or electrical shock hazard.
- d. Forklift Maintenance Shop - On or about 02/07/2008, an electrical receptacle outlet box attached to a flexible cord was being used as an extension cord, exposing employees to an electrocution or electrical shock hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through d, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 34 Type of Violation: **Serious****

29 CFR 1910.303(b)(7)(iv): There are 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:

- a. R & D Building - On or about 02/07/2008, a Square "D" disconnect used for the sump pump near the north wall had part of its front cover broken out, exposing employees to an electrocution or electrical shock hazard.
- b. Affination Station - On or about 02/07/2008, a breaker panel door on the south side of the low grade pan floor area on the 2nd floor was cut in half to allow the door to be opened and closed, due to the placement of an adjacent air-conditioning unit, exposing employees to an electrocution or electrical shock hazard.
- c. "J" Bin - On or about 02/07/2008, the EMT conduit entering a disconnect panel in the truck loading area was torn away from the electrical panel box, exposing employees to an electrocution or electrical shock; or creating an ignition source for combustible sugar dust.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 1 Item 35a** Type of Violation: **Serious**

29 CFR 1910.303(f)(1): Each disconnecting means for motors and appliances is not located and arranged so the purpose is evident, nor legibly marked to indicate its purpose:

- a. Areado Building, 3rd Floor center - On or about 02/07/2008, the electrical disconnects for the Kathabar unit and a scroll (screw auger) motor were not labeled, exposing employees to an electrical shock or caught-in hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00



### Citation and Notification of Penalty

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

#### Citation 1 Item 35b Type of Violation: **Serious**

29 CFR 1910.303(f)(2): Each service, feeder, and branch circuit, at its connecting means or overcurrent device, is not legibly marked to indicate its purpose:

- a. Affination Station, Crystallizer - On or about 02/07/2008, employees on the 3rd floor used a breaker panel to energize lights and other equipment and the breakers were not labeled to indicate their purpose, exposing employees to an electrical shock hazard.
- b. Areado Building - On or about 02/07/2008, a Square "D" breaker panel used on the 2nd floor in the area along the west wall did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
- c. Areado Building - On or about 02/07/2008, a Square "D" breaker panel on the 1st floor along the south wall did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
- d. Raw Sugar Warehouse #1 - On or about 02/07/2008, two Cuttler Hammer breaker panels in the "C" Bin alley area were used to energize lights and other equipment and the breakers were not labeled to indicate their purpose, exposing employees to an electrical shock hazard.
- e. F Station - On or about 02/07/2008, a Square "D" breaker in the southwest area of the 5th floor used to energize equipment did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
- f. R & D Building - On or about 02/07/2008, a Square "D" breaker panel by the east wall did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
- g. Warehouse #5 - On or about 02/07/2008, an electrical breaker panel by the south wall did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
- h. White Sugar Warehouse - On or about 02/07/2008, an electrical breaker panels on the first floor along the north wall to the right of the office, firehouse 37A, and south wall scrap area did not have the breakers labeled to indicate their purpose, exposing employees to electrical shock hazards.
- i. F Station - On or about 02/07/2008, an electrical breaker panel in the southwest area of the 5th floor did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- j. D Boiler - On or about 02/07/2008, a GE breaker panel on the south wall of the 2nd floor did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
  - k. D Boiler - On or about 02/07/2008, an electrical breaker panel on the south wall of the 4th floor did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
  - l. Liquid Sugar - On or about 02/07/2008, an electrical breaker panel on the west side of tank #9 in the exterior tank area did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
  - m. Motor Room - On or about 02/07/2008, a Square "D" breaker panel on the northwest wall did not have the breakers labeled to indicate their purpose, exposing employees to an electrical shock hazard.
  - n. Marine Dock - On or about 02/07/2008, the control buttons to the conveyors and other equipment were not marked to identify their purpose, exposing employees to the hazard of being caught-in equipment or electrical shock.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through n, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 1 Item 36a Type of Violation: **Serious****

29 CFR 1910.303(g)(2)(i)(A): Live parts of electrical equipment operating at 50 volts or more are not guarded against accidental contact by location in a room, vault, or similar enclosure that is accessible only to qualified persons:

- a. R & D Building - On or about 02/07/2008, an electrical room on the east wall containing equipment rated at 600 volts or less was not designed to prevent unqualified employees from entering the room, exposing them to an electrocution or electrical shock hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 36b Type of Violation: **Serious****

29 CFR 1910.303(g)(2)(iii): Entrances to rooms and other guarded locations containing exposed live parts are not marked with conspicuous warning signs forbidding unqualified persons to enter:

- a. R & D Building - On or about 02/07/2008, an electrical room containing equipment rated at 600 volts or less on the east wall did not have a warning sign posted forbidding entry of unqualified employees.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 37 Type of Violation: **Serious****

29 CFR 1910.305(b)(1)(ii): Unused openings in boxes, cabinets, or fittings are not effectively closed:

- a. Affination Station, Crystalizer - On or about 02/07/2008, a surface mounted GE electrical breaker panel by the #2 generator had unused openings in the face plate, exposing employees to an electrocution or electrical shock hazard.
- b. Areado Building - On or about 02/07/2008, a Square "D" electrical breaker panel on the first floor had unused openings in the face plate, exposing employees to an electrocution or electrical shock hazard.
- c. Motor Room - On or about 02/07/2008, an Allen Bradley electrical box on the northwest side had an unused 1 inch in diameter hole in the front section of the box, exposing employees to an electrocution or electrical shock hazard.
- d. Char House - On or about 02/07/2008, the cover for the separator switch in the filter top area had an unused opening in front of the box, exposing employees to an electrocution or electrical shock hazard.
- e. Molasses Building - On or about 02/07/2008, the electric drive motor box for the ABB drive motor had unused openings, exposing employees to an electrocution or electrical shock hazard.
- f. F Station - On or about 02/07/2008, a Square "D" electrical breaker panel on the 5th floor had unused openings in the face plate, exposing employees to an electrocution or electrical shock hazard.
- g. Warehouse #5 - On or about 02/07/2008, a Cutler Hammer breaker panel in the belt room had unused openings in the face plate, exposing employees to an electrocution or electrical shock hazard.
- h. Warehouse #6 - On or about 02/07/2008, a Cutler Hammer breaker panel on the north wall had unused openings in the face plate, exposing employees to an electrocution or electric shock hazard.
- i. D Boiler - On or about 02/07/2008, a breaker panel on the south wall of the 4th floor had unused openings in the face plate, exposing employees to an electrocution or electrical shock hazard.
- j. Liquid Sugar - On or about 02/07/2008, an electrical disconnect between tank 2 and the catwalk in the exterior tank area had a 1.25 inch diameter hole in the front cover of the box, exposing employees to an electrocution or electrical shock hazard.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- k. J Bin Area - On or about 02/07/2008, an electrical start/stop panel had unused openings in the front panel on the catwalk between J-Bin Loading and J-Bin tank, exposing employees to an electrocution or electrical shock hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through k, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



## Citation and Notification of Penalty

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

### Citation 1 Item 38 Type of Violation: **Serious**

26 CFR 1910.305(b)(2)(i): Boxes used do not provide a complete enclosure for the contained conductors or cables:

- a. Affination Station - On or about 02/07/2008, the cover plate to an electrical junction box in the maintenance shop was missing, exposing employees to an electrocution or electrical shock hazard.
- b. Affination Station - On or about 02/07/2008, a receptacle outlet located by the sink in the lab of the liquid sugar area did not have a faceplate, exposing employees to an electrocution or electrical shock hazard.
- c. Affination Station - On or about 02/07/2008, the cover plate to an electrical junction box by the #3 evaporator body was missing and an electrical receptacle did not have a faceplate, exposing employees to an electrocution or electrical shock hazard.
- d. Dock Scale House - On or about 02/07/2008, the cover plate to an electrical junction box was missing, exposing employees to an electrocution or electrical shock hazard.
- e. Stevedore Building - On or about 02/07/2008, the receptacle in the restroom did not have a faceplate, exposing employees to an electrocution or electrical shock hazard.
- f. Dock Scale House - On or about 02/07/2008, the cover plate to an inline conduit (raceway) junction box was missing, exposing employees to an electrocution or electrical shock hazard.
- g. Areado Building - On or about 02/07/2008, the cover plate to a quad conduit (raceway) junction box on the first floor by the mixing tank was missing, exposing employees to an electrocution or electrical shock hazard.
- h. Areado Building - On or about 02/07/2008, the cover plate to an electrical box on the north side of the roof was missing and the wires were hanging out, exposing employees to an electrocution or electrical shock hazard.
- i. Raw Sugar Warehouse #1 - On or about 02/07/2008, conduit raceways used for electrical wiring in the area above the floor of cut in office between Bins "B" and "C" did not have a cover over the inline junction box and wires were coming out of the conduit, exposing employees to an electrocution or electrical shock hazard.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- j. Affination Station - On or about 02/07/2008, a junction box and receptacle outlet near the 2nd floor evaporators did not have covers, exposing employees to electrocution or electrical shock hazards.
  - k. Affination Station - On or about 02/07/2008, an electrical panel in the first floor sub-station area did not have a cover plate, exposing employees to an electrocution or electrical shock hazard.
  - l. R & D Building - On or about 02/07/2008, the electrical panel to the centrifugal pump on the west side of the 2nd floor did not have a cover plate, exposing employees to an electrocution or electrical shock hazard.
  - m. White Sugar Shipping Warehouse - On or about 02/07/2008, the cover plate to an electrical junction box on the west wall of the annex area was missing, exposing employees to an electrocution or electrical shock hazard.
  - n. Bulk Sugar Building - On or about 02/07/2008, the cover plate to an electrical junction box/raceway in the 2nd floor electrical room was missing, exposing employees to an electrocution or electrical shock hazard.
  - o. D Boiler - On or about 02/07/2008, the cover plate to an electrical junction box on the south wall of the 1st floor was missing, exposing employees to an electrocution or electrical shock hazard.
  - p. Turbine Room - On or about 02/07/2008, the cover plate to a 4 inch electrical junction box on the north wall was missing, exposing employees to an electrocution or electrical shock hazard.
  - q. Turbine Room - On or about 02/07/2008, an electrical panel box on the first floor did not have a cover/face plate, exposing employees to an electrocution or electrical shock hazard.
  - r. Char House - On or about 02/07/2008, a brush motor disconnect BCE 108 on the first floor did not have a cover, exposing employees to an electrocution or electrical shock hazard.
  - s. Char House - On or about 02/07/2008, the control relay box on the first floor did not have a cover, exposing employees to an electrocution or electrical shock hazard.
  - t. Char House - On or about 02/07/2008, a piece of cardboard was being used as a faceplate for an electrical panel in the Filter Top area, exposing employees to an electrocution or electrical shock hazard.
  - u. R & D Building - On or about 02/07/2008, the panel box 1M6cc in the electrical room did not have a cover plate, exposing employees to an electrocution or electrical shock hazard.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- v. Affination Station - On or about 02/07/2008, the cover to a conduit junction box by the evaporator platform was missing, exposing employees to an electrocution or electrical shock hazard.
  - w. Areado Building - On or about 02/07/2008, the EMT quad conduit junction box by the Revolver mixing tank on the first floor did not have a cover, exposing employees to an electrocution or electrical shock hazard.
  - x. R & D Building - On or about 02/07/2008, two electrical junction boxes on the north wall did not have covers, exposing employees to an electrocution or electrical shock hazard.
  - y. R & D Building - On or about 02/07/2008, an EMT conduit junction box on the west side of the 2nd floor did not have a cover, exposing employees to an electrocution or electrical shock hazard.
  - z. Warehouse #5 - On or about 02/07/2008, the cover to an EMT conduit junction box on the south wall of the mezzanine was missing, exposing employees to an electrocution or electrical shock hazard.
  - aa. Warehouse #6 - On or about 02/07/2008, a junction box on the north wall had a piece of cardboard being used as a cover, exposing employees to an electrocution or electrical shock hazard.
  - bb. Liquid Sugar Exterior Tanks - On or about 02/07/2008, the cover to an EMT junction box on top of tank #211 was missing, exposing employees to an electrocution or electrical shock hazard.
  - cc. R & D Building - On or about 02/07/2008, two electrical junction boxes did not have covers, exposing employees to electrocution or electrical shock hazards.
  - dd. Forklift Maintenance Shop - On or about 02/07/2008, a receptacle outlet on the north wall did not have a faceplate, exposing employees to an electrocution or electrical shock hazard.
  - ee. C Boiler - On or about 02/07/2008, an electrical breaker panel box near the east wall did not have a front plate, exposing employees to an electrocution or electrical shock hazard.
  - ff. A Boiler - On or about 02/07/2008, the panel cover to an electrical breaker panel on the east wall of the 1st floor did not cover the entire opening, exposing employees to an electrocution or electrical shock hazard.
  - gg. J-Bin Tank - On or about 02/07/2008, an electrical junction box on the catwalk between J-Bin truck loading and J-Bin tank did not have a cover, exposing employees to an electrocution or electrical shock hazard.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through gg, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

**Citation 1 Item 39** Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(ii): Flexible cords are not used in continuous lengths without splice or tap:

- a. Turbine Room - On or about 02/07/2008, an electrical cord to a Rigid Shop Vac on the 1st floor was spliced to another cord, exposing employees to electrical shock hazards.
- b. Affination Station - On or about 02/07/2008, the electrical cord to a floor fan in the maintenance shop had been spliced, exposing employees to an electrical shock hazard.
- c. Dock Scale House - On or about 02/07/2008, there were spliced electrical cords to lights and equipment, exposing employees to electrical shock hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 40** Type of Violation: **Serious**

29 CFR 1910.305(g)(2)(iii): Flexible cords are not connected to devices and fittings so that tension is not transmitted to joints or terminal screws:

- a. Dock Scale House - On or about 02/07/2008, a flexible cord going into a conduit junction box was not provided with strain relief to prevent stress from being applied to the electrical wires and connections, exposing employees to an electrical shock hazard.
- b. South Packing House, 3rd Floor southeast - On or about 02/07/2008, there was no strain relief on the electrical cord to the floor fan at the male plug, exposing employees to electrical shock hazards.
- c. Affination Station - On or about 02/07/2008, there was no strain relief on the flexible electrical cord used to energize a fan in the maintenance shop, exposing employees to an electrical shock hazard.
- d. Affination Station, Centrifugals - On or about 02/07/2008, there was no strain relief on the flexible electrical cord used to energize a Dayton floor fan by the column on the south side, exposing employees to an electrical shock hazard.
- e. Areado Building - On or about 02/07/2008, there was no strain relief on the male plug of a Jet grinder on the north wall of the 1st floor, exposing employees to an electrical shock hazard.
- f. Molasses Building - On or about 02/07/2008, there was no strain relief for electrical cables coming out of the electrical box on the southwest corner of the building, exposing employees to an electrical shock hazard.
- g. Warehouse #5, Belt Room - On or about 02/07/2008, there was no strain relief for the electrical cord entering into the motor of a floor fan, exposing employees to an electrical shock hazard.
- h. R & D Building - On or about 02/07/2008, there was no strain relief for the wires on the male and female ends of an extension cord on the north side of the 1st floor, exposing employees to an electrical shock hazard.
- i. Warehouse #6 - On or about 02/07/2008, there was no strain relief for wires on the male end of an extension cord by the north wall on the 1st floor, exposing employees to an electrical shock hazard.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- j. Warehouse #5 - On or about 02/07/2008, there was no strain relief for the wires on the male end of an extension cord by the north wall on the 1st floor, exposing employees to an electrical shock hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through j, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

**Citation 1 Item 41 Type of Violation: Serious**

29 CFR 1910.305(i)(2)(i): Fixture wires used for installation in lighting fixtures and in similar equipment are not enclosed or protected and are subject to bending or twisting in use:

- a. Raw Sugar Warehouse #1, B-Bin - On or about 02/07/2008, a light fixture on the west side of the conveyor located by the south shuttle belt was broken and missing the lens cover and the internal wiring cover, exposing employees to an electrocution or electrical shock hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 1 Item 42** Type of Violation: **Serious**

29 CFR 1910.305(j)(2)(vii): A receptacle installed in a wet location where the product intended to be plugged into it would be attended while in use does not have an enclosure that is weatherproof when the attachment plug cap is removed:

- a. Areado - On or about 02/07/2008, the receptacles on the 1st floor near the north wall were not equipped with closeable covers to prevent water from getting into the receptacle, exposing employees to an electrical shock hazard. Employees periodically performed a wash down of the area.
- b. Areado - On or about 02/07/2008, the receptacles on the north wall of the 3rd floor were not equipped with closeable covers to prevent water from getting into the receptacle, exposing employees to an electrical shock hazard. Employees periodically performed a wash down of the area.
- c. South Packing House - On or about 02/07/2008, the receptacles in the 6x room were not equipped with closeable covers to prevent water from getting into the receptacle, exposing employees to electrical shock hazard. Employees periodically performed a wash down of the area.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a through c, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 43** Type of Violation: **Serious**

29 CFR 1910.334(a)(2)(i): Portable cord and plug connected electric equipment and flexible cord sets (extension cords) are not visually inspected before use on any shift for external defects (such as loose parts, deformed and missing pins, or damage to outer jacket or insulation) and for evidence of possible internal damage (such as pinched or crushed outer jacket):

- a. Affination Station - On or about 02/07/2008, employees working in the centrifugal area used a Coppus blower to circulate air. The electrical cord to the blower was missing its ground pin and the equipment was not removed from service, exposing employees to an electrical shock hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

C  
U.S. Department of Labor  
Occupational Safety and Health Administration

Inspection Number: 310988712  
Inspection Dates: 02/10/2008 - 07/25/2008  
Issuance Date: 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 1 Item 44a Type of Violation: Serious**

29 CFR 1910.1025(d)(2): An initial determination is not made to determine if any employee may be exposed to lead at or above the action level:

- a. Turbine Room, 2nd Floor of Boiler Plant - On or about 02/07/2008, the employer did not conduct an exposure assessment to determine if employees, who worked in the Turbine Room where lead-based paint was chipping, peeling, and falling from the walls and ceiling, were at or above the action level. The lead-based paint was chipping, peeling, and falling from the walls and ceiling, contaminating floors, ledges, a table, and equipment such as but not limited to turbines, pipes, conduit, chart recorder, and valves.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 44b** Type of Violation: **Serious**

29 CFR 1910.1025(h)(1): All surfaces are not maintained as free as practicable of accumulations of lead:

- a. Turbine Room, 2nd Floor of Boiler Plant - On or about 02/07/2008, the employer did not ensure that all surfaces in the Turbine Room were maintained as free as practicable of lead-based paint. The lead-based paint was chipping, peeling, and falling from the walls and ceiling, contaminating the floors, a table, and equipment such as but not limited to turbines, pipes, conduit, chart recorder, and valves.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

**Citation 1 Item 44c** Type of Violation: **Serious**

29 CFR 1910.1025(h)(2)(ii): Shoveling, sweeping or brushing methods are used to remove lead accumulations where vacuuming or other equally effective methods are available and feasible:

- a. Turbine Room, 2nd Floor of Boiler Plant - On or about 02/07/2008, employees dry swept the turbine room and were exposed to chipping and peeling lead-based paint. The lead-based paint was chipping, peeling, and falling from the walls and ceiling, contaminating the floors, a table, and equipment such as but not limited to turbines, pipes, conduit, chart recorder, and valves.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 44d Type of Violation: **Serious****

29 CFR 1910.1025(l)(1)(i): Employee(s) working in an area where there is potential exposure to airborne lead at any level are not informed of the content of Appendices A and B of this regulation:

- a. Turbine Room, 2nd Floor of Boiler Plant - On or about 02/07/2008, the employer did not inform employees that were exposed to airborne lead, at any level, of the content of Appendix A and B of the 29 CFR 1910.1025 regulation. The lead-based paint was chipping, peeling, and falling from the walls and ceiling, contaminating the floors, a table, and equipment such as but not limited to turbines, pipes, conduit, chart recorder, and valves.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

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

**Citation 1 Item 45a Type of Violation: **Serious****

29 CFR 1917.26(d)(4): Stretchers do not have at least four sets of effective patient restraints in operable condition:

- a. Marine Dock - On or about 02/07/2008, a stokes basket stretcher staged on the dock outside of a building for emergency removal of employees from a vessel did not have four sets of patient restraints. There was only one set provided, which had evidence of dry rotting, exposing employees to injuries sustained from falling out of the stokes basket.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 45b Type of Violation: **Serious****

29 CFR 1917.26(d)(7): Stretchers are not protected from the elements if located out-of-doors:

- a. Marine Dock - On or about 02/07/2008, a stokes basket staged on the west side of the dock on the side of the building was left in the weather unprotected, exposing employees from injuries sustained from falling out of the basket.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

**Citation 1 Item 46 Type of Violation: **Serious****

29 CFR 1917.26(f): A US Coast Guard approved 30-inch life ring, with at least 90 feet of line attached, is not available at readily accessible points at each waterside work area where the employees' work exposes them to the hazard of drowning. A readily available portable or permanent ladder giving access to the water is also not provided within 200 feet of such work areas:

- a. Marine Dock - On or about 02/07/2008, a life ring on the northwest side of the dock did not have a rope, exposing employees involved in the removal of raw sugar from a vessel to a drowning hazard. In addition, a ladder was not available to give access to the water.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 1 Item 47** Type of Violation: **Serious**

29 CFR 1917.48(a)(1): Danger zones at or adjacent to conveyors are not guarded to protect employees:

- a. Under Marine Dock - On or about 02/07/2008, the conveyor belt as it traveled over the drum was not guarded at the in-running nip point, exposing employees to being caught-in the equipment.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 5000.00

**Citation 1 Item 48** Type of Violation: **Serious**

29 CFR 1917.48(f): Readily accessible stop controls for conveyors are not provided for use in an emergency:

- a. Under Marine Dock - On or about 02/07/2008, the conveyor system under the dock did not have an emergency stop, exposing employees to being caught-in the equipment.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 49** Type of Violation: **Serious**

29 CFR 1917.111(d): All walking and working surfaces in the terminal area are not maintained in good repair:

- a. Marine Dock - On or about 02/07/2008, several of the walking boards under the dock did not have adequate support, causing the boards to flex downward and exposing employees to a trip hazard.
- b. Marine Dock - On or about 02/07/2008, boards in the center of the dock had holes in them, while others were in poor repair and had uplifted at the ends, exposing employees to trip hazards.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instances a and b, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00

**Citation 1 Item 50** Type of Violation: **Serious**

29 CFR 1917.112(e)(2): Railings and midrails are not provided at any stairway having four or more risers. For stairways more than 44 inches wide but less than 88 inches wide, a stair rail is not provided on each side:

- a. Marine Dock - On or about 02/07/2008, the stairway to the catwalk under the dock on the northwest side was not equipped with a mid-rail, exposing employees to a fall of approximately 3 to 5 feet.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 3500.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 1 Item 51** Type of Violation: **Serious**

29 CFR 1917.151(b)(1): Danger zones on machines and equipment used by employees are not guarded:

- a. Marine Dock - On or about 02/07/2008, the power transmission belt drive for the conveyor under the dock was not guarded, exposing employees to being caught-in the equipment.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 5000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 1 Type of Violation: **Willful****

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish employment and a place of employment which are free from recognized hazards that are causing or likely to cause death or serious physical harm to employees in that employees are exposed to the hazard(s) of explosion and fire:

- a. South & Bosch Packing Houses - On or about 02/07/2008, a LP fuel operated "Tenant" 7400 floor scrubber machine, which was not rated for hazardous locations, was being operated on the 1st, 2nd, 3rd, and 4th floors where combustible sugar dust was present.

One feasible means of abatement would be to utilize floor scrubbers designed for use in hazardous locations, as referenced by National Fire Protection Association (NFPA) 61 "Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities," 2008 & 2002 Edition, Chapter 13.5.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that only scrubbers designed for use in hazardous locations are operated in hazardous locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

EXHIBIT     B    

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



## Citation and Notification of Penalty

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

### Citation 2 Item 2 Type of Violation: **Willful**

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish to each of his employees employment and a place of employment which are free from the recognized hazards of the propagation of a fire, deflagration, and/or explosion outside the area of the initial fire, deflagration, and/or explosion which are causing or likely to cause death or serious physical harm to employees:

- a. South Packing House & Bosch Packing House - On or about 02/07/2008, bucket elevator legs ("legs") or portions of legs that were located inside were not equipped with explosion relief venting to prevent secondary dust explosions and/or rupture of the elevator housing.
- b. South Packaging House; Bosch Packing House; Production Hummer Room (5th floor); 4th floor of Bulk Sugar Building; Powder Mill Room (4th floor South Packing House); and Top of Silos #1, #2, & #3 (9th Floor) - On or about 02/07/2008, rooms, buildings, or other enclosures were not provided with explosion relief venting distributed over the exterior walls and roof to prevent structural failures in the event of a dust explosion.
- c. Screw augers ("scrolls") transferring sugar from the 4th floor South Packing House to 4th floor Bulk Sugar Station and scrolls transporting sugar from 4th floor Bulk Station to "J-Bin" - On or about 02/07/2008, screw conveyors were not equipped with deflagration prevention devices such as, but not limited to deflagration/explosion relief venting, containment, isolation, or suppression to prevent the continued propagation of a flame front and overpressure into adjacent buildings/structures or areas and/or rupture of the equipment.
- d. South Packing House, 4th floor Powder Mill Room - On or about 02/07/2008, pulverizers and atomizers were not equipped with explosion prevention devices such as, but not limited to deflagration/explosion relief venting, containment, isolation, or suppression to prevent the continued propagation of a flame front and overpressure into adjacent buildings/structures/areas and/or rupture of the equipment.

One feasible means of abatement would be to design and install appropriate deflagration/explosion protection systems for all sugar conveyance and processing equipment, as referenced in National Fire Protection Association (NFPA) 61, 2008 & 2002 edition, Chapter 4, Construction Requirements, paragraph 4.1.2; Chapter 6, Ventilation and Venting, paragraphs 6.2.1 and 6.3.1; and Chapter 7, Equipment, paragraph 7.4.3.3.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that appropriate explosion relief venting, deflagration devices and explosion prevention devices are installed.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 3** Type of Violation: **Willful**

P.L. 91-596 Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer does not furnish to each of his employees employment and a place of employment which are free from the recognized hazards of the escape of combustible sugar dust from equipment and its suspension in work areas, increasing the risk of fire, deflagration, and/or explosion which are causing or likely to cause death or serious physical harm to employees:

- a. South Packing House - On or about 02/07/2008, the employer did not provide adequate maintenance and design of dust collector systems, creating insufficient air aspiration, low duct velocities, and blocked ducts. The flow rate of the fans was measured to be operating at 50% or less of the design capacity. The unintended dust in the ducts as a result of these deficiencies contributed to fuel load and supported secondary explosions.

One feasible means of abatement would be to have future dust collection systems designed by a professional engineer and to establish and follow prescribed maintenance protocol, as referenced in National Fire Protection Association (NFPA) 61, 2008 & 2002 edition, Chapter 10, Sections 10.3.1 and 10.3.1.3 and the 2006 International Mechanical Code: Section 510.5, to ensure that such dust collection systems operate at peak efficiency.

- b. South & Bosch Packing Houses and Bulk Sugar Building - On or about 02/07/2008, the employer did not provide adequate sealing of screw auger (scroll) covers and observation doors to prevent the escape of dust into the surrounding environment. In addition, all screw augers were not equipped with devices to shut off sugar flow in the event of mechanical failure or overflow of downstream equipment, exposing employees to explosion and fire hazards.

One feasible means of abatement would be to establish written procedures, and communicate and implement such procedures for the sealing and replacement of screw auger covers and to install devices to shut off sugar flow, as referenced in National Fire Protection Association (NFPA) 61: 2008 & 2002 edition, Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities, Chapter 7, Equipment, Paragraph 7.3.3, to ensure that any and all screw augers are properly sealed to prevent the escape of dust.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that screw augers are properly installed and sealed to prevent the escape of dust, and to ensure that dust collection systems operate at peak efficiency.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

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

**Citation 2 Item 4a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Places of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. Bosch Packing House, 1st Floor - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards where there were hazardous accumulations of combustible sugar dust on equipment, structural beams, and duct work.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 4b** Type of Violation: **Willful**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. Bosch Packing House, 1st Floor - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 5a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Places of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. Bosch Packing House, 2nd Floor - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from fires and explosions in that hazardous accumulation of sugar dust was allowed to accumulate on equipment and inside the void ceiling space.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 5b Type of Violation: **Willful****

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. Bosch Packing House, 2nd Floor - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards where hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 6a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. Top of Silos 1, 2, & 3 (9th Floor) - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on equipment, elevated surfaces, and ductwork.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 6b Type of Violation: **Willful****

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. Top of Silos 1, 2, & 3 (9th Floor) - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards where hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated: 08/04/2008**

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 7a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. South Packing House, Production Hummer Room (5th Floor) - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards where hazardous accumulations of combustible sugar dust was allowed to accumulate on equipment, structural beams, and ductwork.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 7b Type of Violation: **Willful****

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. South Packing House, Production Hummer Room (5th Floor) - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 8a Type of Violation: **Willful****

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. South Packing House, 1st Floor - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on equipment, structural beams, and ductwork.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 8b** Type of Violation: **Willful**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. South Packing House, 1st Floor - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 9a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. South Packing House, 2nd Floor (bulk powder & granulated sugar packing areas) - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on equipment, structural beams, and ductwork.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 9b Type of Violation: **Willful****

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. South Packing House, 2nd Floor (bulk powder & granulated sugar packing areas) - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated: 08/04/2008**



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 10a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. South Packing House, West side of 3rd Floor (Powdered Sugar Packing Area) - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on equipment, structural beams, and ductwork.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 10b Type of Violation: **Willful****

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. South Packing House, West side of 3rd Floor (Powdered Sugar Packing Area) - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated: 08/04/2008**



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 11a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. South Packing House, 4th floor Powder Mill Room - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on equipment, structural beams, and ductwork.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 11b** Type of Violation: **Willful**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. South Packing House, 4th floor Powder Mill Room - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** **08/04/2008**

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

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

**Citation 2 Item 12a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on equipment.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 12b** Type of Violation: **Willful**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all floors concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** **08/04/2008**





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 13a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. Cornstarch Silo - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including cornstarch, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible cornstarch was allowed to accumulate on mechanical and electrical equipment because the employer failed to implement an effective housekeeping program.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 13b** Type of Violation: **Willful**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. Cornstarch Silo - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including cornstarch, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible cornstarch was allowed to accumulate on floors because the employer failed to implement an effective housekeeping program.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 14a Type of Violation: **Willful****

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. "J" Bin Truck Loading - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on structural beams, inside electrical conduit, and on equipment and light fixtures because the employer failed to implement an effective housekeeping program.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 14b** Type of Violation: **Willful**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. "J" Bin Truck Loading - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible sugar dust was allowed to accumulate on floors because the employer failed to implement an effective housekeeping program.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 15a** Type of Violation: **Willful**

29 CFR 1910.22(a)(1): Place(s) of employment, passageways, storerooms, and service rooms are not kept clean and orderly and in a sanitary condition:

- a. Raw Sugar Warehouse #1, "B" Bin, South & North sides - The employer does not ensure that all elevated surfaces are kept free of hazardous accumulations of combustible dust, including raw sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible raw sugar dust was allowed to accumulate on equipment, structural beams, sprinkler heads and light fixtures because the employer failed to implement an effective housekeeping program.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

U.S. Department of Labor  
Occupational Safety and Health Administration

Inspection Number: 310988712  
Inspection Dates: 02/10/2008 - 07/25/2008  
Issuance Date: 07/25/2008



### Citation and Notification of Penalty

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

#### Citation 2 Item 15b Type of Violation: **Willful**

29 CFR 1910.22(a)(2): Floor(s) of workroom(s) are not maintained in a clean condition:

- a. Raw Sugar Warehous #1, "B" Bin, South & North sides - The employer does not ensure that workroom floors are kept free of hazardous accumulations of combustible dust, including raw sugar dust, thus, exposing employees to the hazards of fire, deflagration and dust explosion. On or about 02/07/2008, employees were exposed to death or serious physical injury from explosions, deflagrations, and other fire hazards in that hazardous accumulations of combustible raw sugar dust was allowed to accumulate on floors because the employer failed to implement an effective housekeeping program.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure hazardous accumulations of combustible dust are removed from all elevated surfaces concurrently with operations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:**

**08/04/2008**

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 16a** Type of Violation: **Willful**

29 CFR 1910.22(c): Cover(s) and/or guardrail(s) are not provided to protect personnel from the hazards of open pits, tanks, vats, ditches, etc:

- a. Raw Sugar Warehouse #2 - On or about 02/07/2008, employees walked near an open pit near the bucket elevator to access a stairway and/or other locations, exposing employees to a fall of approximately 6 feet.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that fall hazards are corrected.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



### Citation and Notification of Penalty

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

### Citation 2 Item 16b Type of Violation: **Willful**

29 CFR 1910.23(c)(1): Open sided floor(s) or platform(s) 4 feet or more above the adjacent floor or ground level are 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. Dock Scale House - On or about 02/07/2008, employees walked and worked from a platform next to a 32-inch wide door opening to a hopper on the west side of scale house and by a door opening on the East side. There were no guardrails to prevent employees from falling into the hopper area. The fall distance was approximately 25 feet.
- b. Affination Station, Melter Floor - On or about 02/07/2008, employees walked and worked around an area where there was an open sided floor with no guardrails. The opening was 32 inches wide and the fall distance was 4 feet 7 inches.
- c. Affination Station, Crystallizer Floor - On or about 02/07/2008, employees walked and worked around an area where there was an open sided floor with no guardrails. The opening was 23 inches wide with a fall distance of approximately 20 feet.
- d. Raw Sugar Warehouse #1 - On or about 02/07/2008, employees used a walkway above B & C bins that had an open side with no guardrails. The fall distance was approximately 5 feet.
- e. Char House - On or about 02/07/2008, employees used an open sided walkway that is on top of the carbon liquor supply tanks that did not have guardrails. The fall distance was approximately 7 feet.
- f. F-Station, 5th Floor - On or about 02/07/2008, employees were exposed to a fall hazard in the south center area, where guardrails were missing from an area around the bucket elevator. The fall distance was approximately 15 feet.
- g. Bulk Sugar Building - On or about 02/07/2008, employees were exposed to a fall hazard, where the guardrails were missing from a four-foot wide section of a catwalk on the 2nd floor.
- h. White Sugar Shipping Warehouse - On or about 02/07/2008, employees were exposed to a fall hazard from a catwalk on the mezzanine above the palletizer that did not have guardrails on the open sides. The fall distance was approximately 16 feet.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- i. "D" Boiler Building - On or about 02/07/2008, employees were exposed to a fall hazard from a mezzanine on the 4th floor west wall 5000 turbine storage platform that did not have guardrails on the open sides. The fall distance was approximately 9 feet 6 inches.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that fall hazards are corrected.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

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

**Citation 2 Item 17a** Type of Violation: **Willful**

29 CFR 1910.23(a)(8): Floor hole(s), into which persons could accidentally walk, are not guarded by standard railings with standard toeboards on all exposed sides or by floor hole covers of standard strength and construction:

- a. Affination Station, Crystallizer Floor - On or about 02/07/2008, the floor hole on the west side by the #2 receiver was not covered, exposing employees to slips/trips in the hole and/or to the floor.
- b. Affination Station, 2nd Floor, south side low grade pan floor - On or about 02/07/2008, a floor hole opening by a Carrier A/C unit on the south side of the second floor was not covered or guarded; exposing employees to slips/trips into the hole and/or to the floor. The hole was created by years of corrosion.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that fall hazards are corrected.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 17b** Type of Violation: **Willful**

29 CFR 1910.23(a)(9): Every floor hole into which persons can not accidentally walk (on account of fixed machinery, equipment or walls) are not protected by a cover that leaves no openings more than one inch wide:

- a. "F" Station - On or about 02/07/2008, floor holes around bucket elevators on the 5th floor were not guarded. The opening sizes varied from 6.5 inches to 8.5 inches on the side and 14.5 inches diagonal on the corners, exposing employees to slips/trips into the holes and/or to the floor.
- b. Affination Station, 2nd Floor - On or about 02/07/2008, a floor hole opening (28 inches x 18 inches) in back of the "B" Pan tank area was not covered or guarded, exposing employees to slips/trips into and/or fall through the hole approximately 25 feet to the floor below.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that slip, trip, and fall hazards are corrected.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008

**Citation 2 Item 18** Type of Violation: **Willful**

29 CFR 1910.23(c)(3): Standard railing(s) and toeboard(s) are not provided on open-sided floor(s), walkway(s), platform(s), or runway(s), adjacent to or above dangerous equipment:

- a. Raw Sugar Warehouse #1 - On or about 02/07/2008, an opening on the west side of the conveyor on the south shuttle "B" Belt was not guarded, exposing employees to a fall into the bin and engulfment in sugar.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that fall hazards are corrected.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



### Citation and Notification of Penalty

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

#### Citation 2 Item 19 Type of Violation: **Willful**

29 CFR 1910.23(e)(1): A standard railing does not consist of a top rail, intermediate rail, and posts, and/or does not have a vertical height of 42 inches nominal from upper surface of top rail to floor, platform, runway, or ramp level:

- a. Dock Scale House - On or about 02/07/2008, employees used a catwalk on the first floor that did not have a mid-rail, exposing employees to a fall of approximately 4 feet 10 inches. The top rail of the guardrail system was only 32 inches in height.
- b. Areado Building, 2nd Floor - On or about 02/07/2008, the top rail of the guardrail system for the crossover walkway on the east side was only 33 inches in height. Employees were exposed to a fall of approximately 25 feet.
- c. Raw Sugar Warehouse #1 (above B and C Bins) - On or about 02/07/2008, employees used a walkway/platform on the south side of the syrup hopper that did not have a mid-rail, exposing employees to a 30 feet fall hazard.
- d. Raw Sugar Warehouse #1 (above B and C Bins) - On or about 02/07/2008, the top rail of the guardrail system by the stairs between the 2nd and 3rd floors of C Bin was only 31.5 to 38 inches in height, exposing employees to a fall of approximately 5 feet.
- e. Raw Sugar Warehouse #1 (above C Bin) - On or about 02/07/2008, the guardrail system located by the Florida scale elevator did not have a top rail, exposing employees to a fall greater than 6 feet to the floor below.
- f. Char House (filter top area) - On or about 02/07/2008, the guardrail system around the open hatch did not have a mid-rail, exposing employees to a fall of approximately 15 feet.
- g. Affination Station, Press Floor - On or about 02/07/2008, the guardrail system on the open sided platform in the northeast area was only 37.5 inches high and did not have a mid-rail, exposing employees to a fall of greater than 8 feet to the floor below.
- h. F Station (by Bin AF01) - On or about 02/07/2008, the guardrail system on the platform leading to the bin was only 29 inches high and did not have a mid-rail, exposing employees to a fall of approximately 7 feet.

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

- 
- i. Affination Station, 2nd Floor - On or about 02/07/2008, the guardrail system around a floor opening in the pan tank area did not have a mid-rail, exposing employees to a fall of approximately 25 feet.
  - j. Warehouse #5 - On or about 02/07/2008, the guardrail system on the open-sided floor of the mezzanine along the south wall did not have a mid-rail, exposing employees to a fall of approximately 12 feet.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that fall hazards are corrected.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 20** Type of Violation: **Willful**

29 CFR 1910.178(c)(2)(vii): Approved power-operated industrial trucks designated as DY, EE, or EX, are not used in atmospheres in which combustible dust is not normally suspended in the air or is not likely to be thrown into suspension by the normal operation of equipment or apparatus in quantities sufficient to produce explosive or ignitable mixtures but where deposits or accumulations of such dust may be ignited by arcs or sparks that originate in the truck:

- a. South & Bosch Packing Houses - On or about 02/07/2008, an LP fuel powered industrial truck (forklift No. 125), which was not rated for hazardous locations, was being operated on the 1st floor where combustible sugar dust was present.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that only approved power-operated industrial trucks are operated in hazardous locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 21** Type of Violation: **Willful**

29 CFR 1910.178(c)(2)(vii): Approved power-operated industrial trucks designated as DY, EE, or EX, are not used in atmospheres in which combustible dust is not normally suspended in the air or is not likely to be thrown into suspension by the normal operation of equipment or apparatus in quantities sufficient to produce explosive or ignitable mixtures but where deposits or accumulations of such dust may be ignited by arcs or sparks that originated in the truck:

- a. South & Bosch Packing Houses - On or about 02/07/2008, a gasoline fuel powered industrial truck (forklift No. 128), which was not rated for hazardous locations, was being operated on the 1st floor where combustible sugar dust was present.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that only approved power-operated industrial trucks are operated in hazardous locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 22** Type of Violation: **Willful**

29 CFR 1910.178(c)(2)(vii): Approved power-operated industrial trucks designated as DY, EE, or EX, are not used in atmospheres in which combustible dust is not normally suspended in the air or is not likely to be thrown into suspension by the normal operation of equipment or apparatus in quantities sufficient to produce explosive or ignitable mixtures but where deposits or accumulations of such dust may have been ignited by arcs or sparks that originated in the truck:

- a. South & Bosch Packing Houses - On or about 02/07/2008, a LP fuel powered industrial truck (forklift No. 34), which was not rated for hazardous locations, was being operated on the 1st floor where combustible sugar dust was present.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that only approved power-operated industrial trucks are operated in hazardous locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 23 Type of Violation: **Willful****

29 CFR 1910.178(c)(2)(vii): Approved power-operated industrial trucks designated as DY, EE, or EX, are not used in atmospheres in which combustible dust is not normally suspended in the air or is not likely to be thrown into suspension by the normal operation of equipment or apparatus in quantities sufficient to produce explosive or ignitable mixtures but where deposits or accumulations of such dust may be ignited by arcs or sparks that originate in the truck:

- a. South & Bosch Packing Houses - On or about 02/07/2008, a gasoline fuel powered industrial truck (forklift No. 139), which was not rated for hazardous locations, was being operated on the 1st floor where combustible sugar dust was present.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that only approved power-operated industrial trucks are operated in hazardous locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

C

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 24 Type of Violation: **Willful****

29 CFR 1910.178(c)(2)(vii): Approved power-operated industrial trucks designated as DY, EE, or EX, are not used in atmospheres in which combustible dust is not normally suspended in the air or is not likely to be thrown into suspension by the normal operation of equipment or apparatus in quantities sufficient to produce explosive or ignitable mixtures but where deposits or accumulations of such dust may be ignited by arcs or sparks that originate in the truck:

- a. South & Bosch Packing Houses - On or about 02/07/2008, an LP fuel powered industrial truck (forklift No. 2), which was not rated for hazardous locations, was being operated on the 1st floor where combustible sugar dust was present.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that only approved power-operated industrial trucks are operated in hazardous locations.

**Abatement documentation is required for this item.**

<b>Date By Which Violation Must be Abated:</b>	<b>08/04/2008</b>
<b>Proposed Penalty:</b>	<b>\$ 70000.00</b>

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor  
Occupational Safety and Health Administration

Inspection Number: 310988712  
Inspection Dates: 02/10/2008 - 07/25/2008  
Issuance Date: 07/25/2008



**Citation and Notification of Penalty**

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

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

**Citation 2 Item 25a** Type of Violation: **Willful**

29 CFR 1910.219(d)(1): Pulley(s) with part(s) seven feet or less from the floor or work platform are not guarded in accordance with the requirements specified at 29 CFR 1910.219(m) & (o):

- a. Raw Sugar Warehouse #1 - On or about 02/07/2008, the pulley for the power transmission belt for the "B" Bin belt drive was not guarded, exposing employees to being caught-in equipment.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that pulleys are appropriately guarded.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

**Citation 2 Item 25b** Type of Violation: **Willful**

29 CFR 1910.219(e)(3)(i): Vertical or inclined belt(s) are not enclosed by guard(s) conforming to the requirements specified in 29 CFR 1910.219(m) and (o):

- a. Raw Sugar Warehouse #1 - On or about 02/07/2008, the power transmission belt drive for the "B" Bin belt drive was not guarded, exposing employees to a caught in hazard.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that belt drives are appropriately guarded.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 26** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bosch Packing House, 1st Floor - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located on a column directly next to a tote loading station and a screw auger (scroll) was not approved for use in Class II locations where combustible sugar dust was present or was reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 27 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bosch Packing House, 1st Floor, next to silo #1 - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located directly above a tote bag loading station and a screw auger (scroll) was not approved for use in Class II, Division I locations where combustible sugar dust was present, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes. A heavy accumulation of sugar was observed to have burned in place on the light fixture and on an adjacent structural beam.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 28 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bosch Packing House, 1st Floor, Silo #2 "pant leg" area - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical light switch located on the wall was not approved for use in Class II locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. A large accumulation of sugar was observed in the area up to approximately 2 feet deep and the light switch had an accumulation on the top and sides.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 29 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bosch Packing House, 1st Floor, Silo #3 "pant leg" area - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical light switch located on the wall was not approved for use in Class II locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. Employees commonly perform "rodding" activities in the area creating a heavy accumulation of sugar and sugar dust.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 30 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 1st Floor, above Bemis packing equipment - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture that was located directly above packing equipment was not approved for use in Class II locations where combustible sugar dust was present or was reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes. The fixture had been altered and the lens cover was attached with light-duty chain to hold it in place instead of the clamps provided by the manufacturer.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 31** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 1st Floor, above Bemis packing equipment - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture was located directly above packing equipment and was not approved for use in Class II, Division I or II locations where combustible sugar dust was present or was reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes. The fixture had been altered and the lens cover was attached with light-duty chain to hold it in place instead of the clamps provided by the manufacturer.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 32** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 1st Floor, next to East Packaging/Production Elevator on wall of silo shaft enclosure - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located next to a bucket elevator transporting sugar was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 33** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 2nd floor, Bulk Powder Packing Room - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located near the Behn & Bates powdered sugar packing equipment was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 34 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 2nd Floor, outside (east) of Bulk Powder Packing Room - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical charging station for "jackstackers" located just outside of the entry into the bulk powder packing room was not approved for Class II locations where combustible sugar dust was present or was reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 35 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 2nd floor, steel column in Bulk Power Packing Area - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located on a steel column next to the Behn & Bates packing machine was not approved for use in Class II locations where combustible sugar dust was present or was reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 36** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 2nd floor, steel column in Bulk Powder Packing Area - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located on a steel column next to the Behn & Bates packing machine was not approved for Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 37** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 2nd floor, Bulk Powder Packing Room - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located on top of the control panel for the Behn & Bates powder packing equipment was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to fire and explosion hazards ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 38 Type of Violation: Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 2nd Floor, South wall between Consolidated Packing Lines - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, the electrical switch on a barrel floor fan located next to the packing machines was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 39 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 2nd Floor, North side Consolidated Packing Area - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located above a granulated sugar packing machine was not approved for use in Class II, Division I locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture had a large accumulation of sugar on top that had burned in place.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 40 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 3rd floor, Two Pound Powder Packing Machine - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, electrical wires on the two pound powdered sugar machine were spliced and the connection was not dust-tight. The wiring connection was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 41 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 3rd floor, Powder Packing Area - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical switch located in the center of the powder packing area was not approved for Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to a fire and explosion hazard ignited by electrical arcs and flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 42 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 3rd floor, Powder Packing Area - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located in the center of the powder packing area was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 43 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 3rd floor, Powder Packing Area near 4th floor emergency escape ladder - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located between powder packing machines was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 44 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 3rd floor, Powder Packing Area near 4th floor emergency escape ladder - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical switch located between powder packing machines was not approved for use in Class II locations where combustible sugar dust was present or is reasonably expected to be present from upset conditions, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 45 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. South Packing House, 3rd Floor, Powder Packing Area, west of stairwell - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located next to a powder packing machine was not approved for use in Class II locations where combustible sugar dust was present or likely to be present from upset conditions, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 46 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located directly above a screw auger (scroll) and the aerobelt conveyor was not approved for use in Class II, Division I locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 47 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located directly above the steel belt conveyor was not approved for use in Class II, Division I locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 48** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located directly above the steel belt conveyor was not approved for use in Class II, Division I locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 49** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located directly above a screw auger and the aerobelt conveyor was not approved for use in Class II, Division I locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 50 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical motor located directly above the aerobelt conveyor was not approved for Class II, Division I locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 51** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical control panel located on the south wall and next to the steel belt conveyor had three unused openings and was not approved for use in Class II locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 52** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Bottom of Silos 1, 2, & 3 (Tunnel) - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located directly above the steel belt conveyor was not approved for use in Class II, Division I locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 53** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Cornstarch Silo, Inside access door - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical disconnect panel closest to the right side of the door inside of the access area where the outfeed and vibrator is located was not approved for use in Class II, Division I locations where combustible cornstarch was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 54** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Cornstarch Silo, Inside access door - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical disconnect panel furthest from the right side of the door inside of the access area where the outfeed and vibrator is located was not approved for use in Class II, Division I locations where combustible cornstarch was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 55 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Cornstarch Silo, Inside access door - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture inside of the access area where the outfeed and vibrator is located was not approved for use in Class II, Division I locations where combustible cornstarch was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 56 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Cornstarch Silo, Inside access door - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture inside of the access area where the outfeed and vibrator is located was not approved for use in Class II, Division I locations where combustible cornstarch was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and flashes. The fixture was also missing clamps designed to hold the lens cover in place, which created a gap and allowing cornstarch to enter the fixture.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor  
Occupational Safety and Health Administration

Inspection Number: 310988712  
Inspection Dates: 02/10/2008 - 07/25/2008  
Issuance Date: 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 57** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Cornstarch Silo, Inside access door - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle inside of the access area where the outfeed and vibrator is located was not approved for use in Class II locations where combustible cornstarch was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated:

08/04/2008

Proposed Penalty:

\$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008-07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 58** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Cornstarch Silo, Inside access door - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical light switch inside of the access area where the outfeed and vibrator is located was not approved for use in Class II locations where combustible cornstarch was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 59** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Above catwalk between "J" Bin Truck Loading and "J" Bin Tank - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located directly below a screw auger (scroll) conveying granulated sugar was not approved for Class II locations where combustible sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture had been altered and the lens cover was attached with plastic tie wraps to hold it in place instead of the clamps provided by the manufacturer. In addition, the fixture had obvious signs of sugar dust accumulation inside the lens cover.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 60** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. "J" Bin Truck Loading - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical light fixture located above granulated sugar truck loading operations was originally rated for Class II, Division I locations where combustible sugar dust was present, but the fixture had two unused openings in the housing compromising its rating. Therefore, the light fixture was not approved for Class II locations, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 61 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, north side, west catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located above and adjacent to the end of the raw sugar conveyor belt was not approved for use in Class II locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture had been altered and the lens cover was attached with plastic tie wraps to hold it in place instead of the clamps provided by the manufacturer. The fixture had a large accumulation of raw sugar dust on the top and inside the lens because of a gap/opening between the housing and lens cover.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 62 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, north side, east catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located above and adjacent to the raw sugar conveyor belt was not approved for use in Class II, Division I locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture had a large accumulation of raw sugar dust on the top.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 63 Type of Violation: **Willful****

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, north side, west catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical junction connected to conduit feeding power to a light fixture and located above and adjacent to the raw sugar conveyor belt was damaged and was not approved for use in Class II locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. A large accumulation of raw sugar dust was on the top and inside the junction.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 64** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, south side, east catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, a standard electrical receptacle located above and adjacent to the raw sugar conveyor belt was not approved for use in Class II locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The receptacle had a large accumulation of raw sugar dust on the top and sides.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 2 Item 65** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, north side, east catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located above and adjacent to the raw sugar conveyor belt was not approved for use in Class II, Division I locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture had a large accumulation of raw sugar dust on the top.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 66** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, north side, east catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located above and adjacent to the raw sugar conveyor belt was not approved for use in Class II, Division I locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture was damaged and missing the lens cover and bulbs, and had a large accumulation of raw sugar dust on the top.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 67 Type of Violation: Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, north side, west catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located above and adjacent to the middle of the raw sugar conveyor belt was not approved for use in Class II, Division I locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture had been altered and the lens cover was attached with plastic tie wraps to hold it in place instead of the clamps provided by the manufacturer. The fixture had a large accumulation of raw sugar dust and inside the lens because a gap/opening between the housing and the lens cover.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 68** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, south side, west catwalk - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical fluorescent light fixture located above and adjacent to the raw sugar conveyor belt was not approved for use in Class II, Division I locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes. The fixture was damaged and missing the lens cover and bulbs, and was also missing the internal cover designed to enclose the ballast and wiring. In addition, the fixture had a large accumulation of raw sugar dust on the top.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00

---

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

---

**Citation 2 Item 69** Type of Violation: **Willful**

29 CFR 1910.307(c): Equipment, wiring methods and installation of equipment in hazardous (classified) locations are not intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location:

- a. Raw Sugar Warehouse #1, "B" Bin, south side, over conveyor - The employer does not ensure that equipment, wiring methods and installation of equipment in hazardous (classified) locations are intrinsically safe, approved for the hazardous (classified) location, or safe for the hazardous (classified) location. On or about 02/07/2008, an electrical conduit junction located above the raw sugar conveyor belt was missing the cover, and therefore was not approved for use in Class II locations where combustible raw sugar dust was present, exposing employees to a fire and explosion hazard ignited by electrical arcs and/or flashes.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to ensure that all equipment, wiring methods, and installations of equipment used in hazardous (classified) locations are suitable for use in these locations.

**Abatement documentation is required for this item.**

**Date By Which Violation Must be Abated:** 08/04/2008  
**Proposed Penalty:** \$ 70000.00



Citation and Notification of Penalty

Company Name: Imperial Sugar Company; Imperial-Savannah, L.P.  
Inspection Site: 201 Oxnard Drive, Port Wentworth, GA 31407

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

29 CFR 1910.146(c)(2): The employer does 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:

- a. Affination Station, Crystallizer - On or about 02/07/2008, the employer did not label RECC 201 N Tank as a permit-required confined space.
- b. R & D Building - On or about 02/07/2008, the employer did not label the Revolber (Mixing) Tank at the east wall as a permit required confined space.
- c. Liquid Sugar - On or about 02/07/2008, the employer did not label bins as permit-required confined spaces.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a through c, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated:	08/04/2008
Proposed Penalty:	\$ 0.00

EXHIBIT C





**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 3 Item 2 Type of Violation: Other**

29 CFR 1910.147(c)(6)(ii): The employer does not certify that periodic inspections of the energy control procedures are performed:

- a. Facility - On or about 02/07/2008, signed certifications of periodic inspections/audits of the company lockout program were not maintained for equipment such as, but not limited to packing machines, processing equipment, conveyors, etc.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 0.00

**Citation 3 Item 3 Type of Violation: Other**

29 CFR 1910.1200(f)(5)(i): The employer does not ensure that each container of hazardous chemicals in the workplace is labeled, tagged or marked with the identity of the hazardous chemical(s) contained therein:

- a. Areado Building - On or about 02/07/2008, a barrel containing "anti foam" on the west side of the 3rd floor was not labeled to identify its contents.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

Date By Which Violation Must be Abated: 08/04/2008  
Proposed Penalty: \$ 0.00

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 310988712  
**Inspection Dates:** 02/10/2008 - 07/25/2008  
**Issuance Date:** 07/25/2008



**Citation and Notification of Penalty**

**Company Name:** Imperial Sugar Company; Imperial-Savannah, L.P.  
**Inspection Site:** 201 Oxnard Drive, Port Wentworth, GA 31407

**Citation 3 Item 4 Type of Violation: Other**


29 CFR 1917.111(b): Maximum safe load limits, in pounds per square foot, of floors elevated above ground level and pier structures over the water are not conspicuously posted in all cargo areas:

- a. Marine Dock - On or about 02/07/2008, a load limit sign was not posted indicating the load capacity of the dock, where crawler cranes offloaded raw sugar.

Pursuant to 29 C.F.R. 1903.19, within ten (10) calendar days, the employer must submit an abatement plan describing the actions it is taking to prevent the hazards described in instance a, above.

**Abatement documentation is required for this item.**

<b>Date By Which Violation Must be Abated:</b>	<b>08/04/2008</b>
<b>Proposed Penalty:</b>	<b>\$ 0.00</b>


  
\_\_\_\_\_  
John J. Deifer  
Area Director

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

CERTIFICATE OF SERVICE

I certify that the foregoing Complaint and Notice of Answer Requirement were served this 15<sup>th</sup> day of September, 2008, by mailing true copies thereof, by certified mail to:

Charles H. Morgan, Esq.  
Alston & Bird, LLP  
One Atlantic Center  
1201 West Peachtree Street  
Atlanta, GA 30309-3424

  
\_\_\_\_\_  
KAREN E. MOCK  
Senior Trial Attorney

SOL Case No. 08-60093