

U.S. Department of Labor Occupational Safety and Health Administration
401 New Karner Road,
Suite 300
Albany, NY 12205
Phone: 518-464-4338 Fax: 518-464-4337



03/13/2015

Pregis Corporation
300 Lower Warren St.
Queensbury, NY 12804

Dear Employer,

Enclosed you will find citations for violations of the Occupational Safety and Health Act of 1970 (the Act) which may have accompanying proposed penalties. Also enclosed is a booklet entitled, "Employer Rights and Responsibilities Following an OSHA Inspection", (OSHA 3000) revised 1990, which explains your rights and responsibilities under the Act. If you have any questions about the enclosed citations and penalties, I would welcome further discussions in person or by telephone.

You will note on page 6 of the booklet that, for violations which you do not contest, you must (1) notify this office promptly by letter that you have taken appropriate corrective action within the time set forth on the citation; and (2) pay any penalties assessed. Please inform me of the abatement steps you have taken and of their dated together with adequate supporting documentation; e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results. This information will allow us to close the case.

As indicated on page 8 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation or the penalty.

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of the citation. The running of this contest period is not interrupted by an informal conference. You must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so.

If you decide to request an informal conference, please complete the attached notice at the bottom of this letter and post it next to the Citations as soon as the time, date and the place of the informal conference have been determined. Be sure to bring to the conference with you any and all supporting documentation of existing conditions as well as of any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "Kim Castillon", written over the word "Sincerely,".

Kimberly Castillon, CIH
Area Director

Enclosures

U.S. Department of Labor

Occupational Safety and Health Administration
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: 518-464-4338 Fax: 518-464-4337



Citation and Notification of Penalty

To:

Pregis Corporation
and its successors
300 Lower Warren St.
Queensbury, NY 12804

Inspection Number: 995848**Inspection Date(s):** 09/18/2014 - 01/23/2015**Issuance Date:** 03/13/2015**Inspection Site:**

300 Lower Warren St.
Queensbury, NY 12804

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

This Citation and Notification of Penalty (this Citation) describes violations of the Occupational Safety and Health Act of 1970. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalties proposed, unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Citation and Notification of Penalty **you either call to schedule an informal conference (see paragraph below) or** you mail a notice of contest to the U.S. Department of Labor Area Office at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated, or for 3 working days (excluding weekends and Federal holidays), whichever is longer.

Informal Conference - An informal conference is not required. However, if you wish to have such a conference you may request one with the Area Director during the 15 working day contest period. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the Area Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. **Unless you inform the Area Director in writing that you intend to contest the citation(s) and/or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.**

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet and the additional information provided related to the Debt Collection Act of 1982.) Make your check or money order payable to “DOL-OSHA”. Please indicate the Inspection Number on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type “OSHA” and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is:

<https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>.

You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$50,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

OSHA does not agree to any restrictions or conditions or endorsements put on any check, money order, or electronic payment for less than the full amount due, and will process the payments as if these restrictions or conditions do not exist.

Notification of Corrective Action – For each violation which you do not contest, you must provide *abatement certification* to the Area Director of the OSHA office issuing the citation and identified above. This abatement certification is to be provided by letter within 10 calendar days after each abatement date. Abatement certification includes the date and method of abatement. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item. The abatement certification letter must be posted at the location where the violation appeared and the corrective action took place or employees must otherwise be effectively informed about abatement activities. A sample abatement certification letter is enclosed with this Citation. In addition, where the citation indicates that *abatement documentation* is necessary, evidence of the purchase or repair of equipment, photographs or video, receipts, training records, etc., verifying that abatement has occurred is required to be provided to the Area Director.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an

employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the U.S. Department of Labor Area Office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the U.S. Department of Labor Area Office at the address shown above and postmarked within 15 working days (excluding weekends and Federal holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to these alleged violations will be posted when our system indicates that you have received this citation. You are encouraged to review the information concerning your establishment at www.osha.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.



NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 03/13/2015. The conference will be held by telephone or at the OSHA office located at 401

New Karner Road, Suite 300, Albany, NY 12205 on _____ at

_____. Employees and/or representatives of employees have a right to attend an informal conference.

CERTIFICATION OF CORRECTIVE ACTION WORKSHEET

Inspection Number: 995848

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804
Issuance Date: 03/13/2015

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: **U.S. Department of Labor – Occupational Safety and Health Administration, 401 New Karner Road, Suite 300, Albany, NY 12205**

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

Citation Number _____ and Item Number _____ was corrected on _____
By (Method of Abatement): _____

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Signature

Date

Typed or Printed Name

Title

NOTE: 29 USC 666(g) whoever knowingly makes any false statements, representation or certification in any application, record, plan or other documents filed or required to be maintained pursuant to the Act shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment of not more than 6 months or both.

POSTING: A copy of completed Corrective Action Worksheet should be posted for employee review

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

Inspection Number: 995848
Inspection Date(s): 09/18/2014 - 01/23/2015
Issuance Date: 03/13/2015



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.22(a)(1): All places of employment, passageways, storerooms or service rooms were not kept clean and orderly or in a sanitary condition.

a) Building 2, production area, above Line 11 and adjacent area(s) - On or prior to September 18, 2014, structural members, pipes, conduits, raceways, ducts, lighting fixtures, mezzanines, and similar equipment/areas were not kept free from hazardous accumulations of explosive combustible dust.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$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: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

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

29 CFR 1910.37(a)(2): Exit routes were not arranged so that employees would not have to travel toward a high hazard area, unless the path of travel was effectively shielded from the high hazard area by suitable partitions or other physical barriers:

(a) Building 2 -- On or prior to 9/18/14, primary exit routes along north and west exterior of building were arranged such that path of travel approached Line 11 process equipment which utilized a hazardous quantity of isobutane.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5000.00

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

Inspection Number: 995848
Inspection Date(s): 09/18/2014 - 01/23/2015
Issuance Date: 03/13/2015



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(e)(3)(v): The process hazard analysis did not address facility siting.

(a) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the process hazard analysis did not address facility siting issues, including but not limited to: proximity of safe emergency egress route(s) and location of emergency muster point(s) with respect to location of hazardous process equipment.

Date By Which Violation Must be Abated:

04/17/2015

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: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(d)(3)(i)(B): Information pertaining to the equipment in the process did not include piping and instrument diagrams (P&ID's):

(a) Butane bulk storage -- On or prior to September 18, 2014, Piping and Instrumentation Diagram C92-102 (revision date 9/6/12) and D98-189 (revision date 9/6/12) were not updated to reflect existing process equipment, including but not limited to: Removal of a 2" Fisher N550-16 Emergency Shutoff Valve (ESV), nitrogen line, and adjacent 2" globe valve, which had been removed and replaced with a stainless steel flex line and a ball valve.

(b) Butane bulk storage -- On or prior to September 18, 2014, Piping and Instrumentation Diagram C92-102 (revision date 9/6/12) and D98-189 (revision date 9/6/12) were not updated to reflect existing process equipment, including but not limited to: Installation of two (2) stainless steel flex (anti-vibration) lines at outlets to Corken LP pumps.

(c) Butane bulk storage -- On or prior to September 18, 2014, Piping and Instrumentation Diagram C92-102 (revision date 9/6/12) and D98-189 (revision date 9/6/12) were not updated to reflect existing process equipment, including but not limited to: Installation of internal emergency shut-off valves on butane bulk storage tank.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$5000.00



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(e)(3)(i): The process hazard analysis did not address the hazards of the process.

Butane Bulk Storage and Foam Extrusion Process -- On and prior to September 18, 2014, the Process Hazard Analysis (PHA) did not address the following hazard(s):

(a) Hazards associated with Line 11 process equipment which could affect the safety of the process, including but not limited to: waste gas emission control system, including ventilation system(s) and RTO unit.

(b) Hazards associated with production processes or equipment, including combustible dust and flammable vapor ignition hazards, which could affect the safety of the Line 11 extrusion process, including but not limited to: combustible dust hazards associated with the former PK production line and isobutane vapor ignition hazards associated with storage of foam product (off line aging) in the building.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$5000.00



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(e)(5): The employer did not assure that PHA recommendations were resolved in a timely manner.

Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the status of the following recommendations of the June 2012 PHA were not resolved:

(a) Node 1, #11 -- 11.6.1.1 "Add PSM mechanical integrity and annual operating procedures review to quarterly management review"; date to be completed by: 10/14/15

(b) Node 3, #20 -- 19.3.1.1 "Investigate installation of flow or pressure switch to shut down Corken of feed to LEWA pumps. Stainless steel above and below ground." Stainless tubing running into building." date to be completed by: 12/01/14
(c) Node 3, #29 -- 29.2.1.1 "Investigate underground piping inspection criteria and standards"; date to be completed by: 12/01/14

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/17/2015
Proposed Penalty:	\$7000.00

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

Inspection Number: 995848
Inspection Date(s): 09/18/2014 - 01/23/2015
Issuance Date: 03/13/2015



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(j)(4)(i): The employer did not perform inspection and tests on process equipment:

(a) Butane Bulk Storage and Foam Extrusion Process: On or prior to September 18, 2014, inspection and testing procedures did not include provisions for inspection and testing of underground butane supply and vapor return lines.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$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: 995848
Inspection Date(s): 09/18/2014 - 01/23/2015
Issuance Date: 03/13/2015



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(j)(4)(iv): The employer did not document each inspection and test that was performed on process equipment wherein the documentation identified the date of the inspection or test, the name of the person who performed the inspection or test, the serial number or other identifier of the equipment on which the inspection or test was performed, a description of the inspection or test performed, and the results of the inspection or test.

(a) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not document each inspection and test that was performed on pressure relief valves (PRVs) in the Receiving (truck stanchion), Butane Bulk Storage, Low Pressure Transport, and High Pressure Transport systems.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$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: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(j)(5): The employer did not correct deficiencies in equipment that were outside acceptable limits (defined by the process safety information on paragraph (d) of this section) in a safe and timely manner when necessary means were taken to assure safe operation:

- (a) Butane Bulk Storage Tank -- On or prior to September 18, 2014, external transfer piping and components were not painted or otherwise suitably protected from corrosion.
- (b) Butane Bulk Storage Tank -- On or prior to September 18, 2014, external fill pipe was supported by a temporary support (welding pipe stand).
- (c) Butane Bulk Storage Tank -- On or prior to September 18, 2014, SS butane liquid and vapor return lines connecting the bulk storage tank to the building were not protected from physical damage by vehicles at the southwest corner of the building.

The specified RAGAGEP, ASME B31.4, Pipeline Transportation Systems for Hydrocarbons and Other Liquids, Chapter VIII Corrosion Control, Section 464 specifies that piping with evidence of active external corrosion be coated or painted to mitigate the external corrosion.

ASME B31.4 Chapter II Design, section 421.1 Supports, braces, and anchors, addresses design criteria for pipe supports.

NFPA 58, Chapter 6, section 6.9.3.10 requires that above-ground piping be supported to there are no sags in the piping and requires that supports be substantial to prevent side pressure from putting stress on a pipe. Protection from vehicle damage is required where vehicles may be reasonably anticipated to be present.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/17/2015
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: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(l)(1): The employer did not implement procedures to manage changes to process chemicals, technology, equipment, and procedures, and changes to facilities that affect a covered process.

(a) On and prior to September 18, 2014, the employer did not implement procedures to manage the following identified process changes, including but not limited to: Butane yard -- Continued use of leaking fill pipe; reported 11/27/13, not repaired until 5/16/14.

(b) On and prior to September 18, 2014, the employer did not implement procedures to manage the following identified process changes, including but not limited to: Butane yard -- Repair and replacement of stuck globe valve; gate valve replaced with ball valve; 7/16/14

(c) On and prior to September 18, 2014, the employer did not implement procedures to manage the following identified process changes, including but not limited to: Butane yard -- Removal of pipe union and emergency shutoff valve; assembly replaced with flex pipe and new union; 7/28/14

(d) On and prior to September 18, 2014, the employer did not implement procedures to manage the following identified process changes, including but not limited to: PK line -- Construction, startup, operation, shutdown, and removal of the PK production line which created a hazardous quantity of combustible dust, 2010 through summer 2014.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$5000.00



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(l)(4): Process safety information required by paragraph (d) of this section was not updated when a change covered by this paragraph resulted in a change in the process safety information.

(a) Butane bulk storage -- On or prior to September 18, 2014, P&IDs C92-102 (revision date 9/6/12) and D98-189 (revision date 9/6/12) were not updated to reflect changes to existing process equipment, including but not limited to: Removal of a 2" Fisher N550-16 Emergency Shutoff Valve (ESV), nitrogen line, and adjacent 2" globe valve, which had been removed and replaced with a stainless steel flex line and a ball valve.

(b) Butane bulk storage -- On or prior to September 18, 2014, P&IDs C92-102 (revision date 9/6/12) and D98-189 (revision date 9/6/12) were not updated to reflect changes to existing process equipment, including but not limited to: Installation of two (2) stainless steel flex (anti-vibration) lines at outlets to Corken LP pumps.

(c) Butane bulk storage -- On or prior to September 18, 2014, P&IDs C92-102 (revision date 9/6/12) and D98-189 (revision date 9/6/12) were not updated to reflect changes to existing process equipment, including but not limited to: Installation of internal emergency shut-off valves on butane bulk storage tank.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$5000.00



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(m)(1): The employer did not investigate each incident which resulted in, or could reasonably have resulted in a catastrophic release of highly hazardous chemical in the workplace.

(a) On or prior to September 18, 2014, investigation reports were not available for the following incident(s), including but not limited to: Line 11 Extruder BBL -- Leaking plastic creating a possible fire hazard; 9/21/14

(b) On or prior to September 18, 2014, investigation reports were not available for the following incident(s), including but not limited to: Line 11 Extruder BBL -- Leaking plastic creating a possible fire hazard; 6/12/14

(c) On or prior to September 18, 2014, investigation reports were not available for the following incident(s), including but not limited to:
Butane yard -- Butane leak from leaking pipe union/shutoff valve; 7/28/14

(d) On or prior to September 18, 2014, investigation reports were not available for the following incident(s), including but not limited to: Butane yard -- Butane leak from leaking pipe union; 11/27/13

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	04/17/2015
Proposed Penalty:	\$7000.00



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.119(o)(4): The employer did not promptly determine and document an appropriate response to each of the findings of the compliance audit, and document that deficiencies have been corrected:

- (a) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Update Process Safety information, including P&IDs and safety systems information (closed 10/14/14).
- (b) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Update historical PHA documentation to include all PHA revalidations and ensure closure of previous PHA recommendations (closed 10/14/14)
- (c) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Ensure PSM awareness training and JSA training are complete (closed 10/30/14).
- (d) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Locate historical documentation of contractor work on covered process, including installation of internal valves on the butane storage tank (closed 10/24/14).
- (e) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the

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: Pregis Corporation

Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Ensure Mechanical Integrity program, including MI inspections, are properly conducted and documented. Verify documentation of relief valve inspection and testing (closed 10/24/14).

(f) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Locate MOC documentation for installation of internal valves on butane storage tank. Confirm that no MOCs have been documented (closed 10/24/14)

(g) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Confirm that no PSM incidents have occurred and/or been documented (closed 10/24/14).

(h) Butane Bulk Storage and Foam Extrusion Process -- On or prior to September 18, 2014, the employer did not promptly document or determine the resolution of recommendations from the February 24, 2012 PSM compliance audit. PSM compliance audit recommendations which were still open on or prior September 18, 2014 included, but are not limited to: Compile PSM documents into a common location/binder (closed 10/24/14).

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$5000.00

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

Inspection Number: 995848
Inspection Date(s): 09/18/2014 - 01/23/2015
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Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

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

29 CFR 1910.132(d)(1): The employer did not assess the workplace to determine if hazards are present, or are likely to be present, which necessitate the use of personal protective equipment (PPE):

(a) Building 2, during maintenance work -- On or prior to 9/18/14, the employer did not conduct an arc flash hazard assessment to determine personal protective equipment needed to protect employees from exposure to arc flash hazards.

Date By Which Violation Must be Abated:
Proposed Penalty:

04/17/2015
\$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: 995848
Inspection Date(s): 09/18/2014 - 01/23/2015
Issuance Date: 03/13/2015



Citation and Notification of Penalty

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804

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

29 CFR 1910.335(a)(1)(i): Employees working in areas where there were potential electrical hazards were not provided with electrical protective equipment that was appropriate for the specific parts of the body that needed to be protected and for the work being performed:

(a) Building 2, during maintenance activities -- On or prior to 9/18/14, the employer did not provide employees with personal protective equipment needed for protection from exposure to arc flash hazards during maintenance procedures, including procedures for de-energizing equipment and testing to verify absence of hazardous voltage.

Date By Which Violation Must be Abated:

04/17/2015

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

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

29 CFR 1910.335(b)(1): Safety signs, safety symbols, or accident prevention tags were not used where necessary to warn employees about electrical hazards which may endanger them as required by 29 CFR 1910.145.

(a) Building 2, electrical system and components -- On or prior to 9/18/14, the employer did not install arc flash hazard warning labels to inform employees of flash protection boundaries and personal protective equipment needed for protection from exposure to arc flash hazards.

On 1/23/15, Kneaskern said that Square D had evaluated their arc flash safety program back in 2010 or 2011 and told them they were fine.

Date By Which Violation Must be Abated:

04/17/2015

A handwritten signature in black ink, appearing to read "Kim Castillon", written over a horizontal line.

Kimberly Castillon, CIH
Area Director

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
401 New Karner Road
Suite 300
Albany, NY 12205
Phone: 518-464-4338 Fax: 518-464-4337



INVOICE / DEBT COLLECTION NOTICE

Company Name: Pregis Corporation
Inspection Site: 300 Lower Warren St., Queensbury, NY 12804
Issuance Date: 03/13/2015

Summary of Penalties for Inspection Number	995848
Citation 1, Serious	\$73000.00
TOTAL PROPOSED PENALTIES	\$73000.00

To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to: "DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance. You can also make your payment electronically on www.pay.gov. On the left side of the pay.gov homepage, you will see an option to Search Public Forms. Type "OSHA" and click Go. From the results, click on **OSHA Penalty Payment Form**. The direct link is <https://www.pay.gov/paygov/forms/formInstance.html?agencyFormId=53090334>. You will be required to enter your inspection number when making the payment. Payments can be made by credit card or Automated Clearing House (ACH) using your banking information. Payments of \$50,000 or more require a Transaction ID, and also must be paid using ACH. If you require a Transaction ID, please contact the OSHA Debt Collection Team at (202) 693-2170.

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

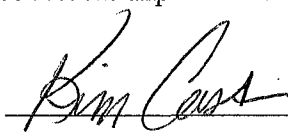
If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within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

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

Interest: Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is one percent (1%). Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

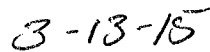
Delinquent Charges: A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per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

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



Kimberly Castillon, CIH

Area Director



Date