

Oregon Department of Consumer and Business Services

Oregon Occupational Safety and Health Division (Oregon OSHA)

16760 SW Upper Boones Ferry Rd, Suite 200

Tigard, OR 97224

Phone: 503-229-5910



Citation and Notification of Penalty

To:

John Felton, Manager
Amazon.com DEDC LLC
2121 7th Ave
Seattle, WA 98121

Inspection Number: 317719091(11)
Inspection Date(s): 12/21/2017-01/09/2018
Issuance Date: 01/30/2018
Optional Rpt Num: W9891-019-18
Employer ID No: 2969020-002

Inspection Site:

3610 NW Saint Helens Rd
Portland, OR 97210

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.

In the interest of assuring a safe and healthy workplace, the Oregon Occupational Safety and Health Division (Oregon OSHA) conducted an inspection at a workplace under your control. During this inspection, violations of the Oregon Safe Employment Act and occupational health and/or safety rules were found.

This citation lists the violations and a date by which they must be corrected. If you are not able to correct the violations by the correction date, you must apply for an extension of the correction date by following the instructions outlined later in this citation. Oregon laws require that under certain conditions violations of occupational safety and health rules carry a civil penalty. If penalties have been assessed on this citation, they have been computed in conformity with Oregon Administrative Rules, Chapter 437, Division 1. If you want to appeal this citation, file your request for hearing within 30 calendar days as outlined on the next page. If you choose not to appeal this citation, it becomes a final order 30 calendar days after receiving it. You must abate the violations referred to in this Citation by the dates listed, and pay the proposed penalties.

An effective Safety and Health program not only assures the correction of cited violations, it also requires actions to prevent violations from recurring. Through continued cooperation of employers, employees and Oregon OSHA, a safe and healthful workplace for all Oregon employees can be achieved.

Michael D. Wood, Administrator
Oregon OSHA

COPY

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 has (have) been abated, or for 3 working days (excluding weekends and holidays), whichever is longer.

Penalty PAYMENT - Penalties are due 20 days after the citation becomes final order (which is 30 days after receipt of this citation, unless appealed). Either make your check or money order payable to "Department of Consumer & Business Services (DCBS)", and mail to **DCBS, Fiscal Services Section, PO Box 14610, Salem OR 97309-0445**, or pay online at <http://osha.oregon.gov/rules/enf/Pages/citations.aspx#req>. Please include the Inspection Number on the remittance and return a copy of the invoice with payment. Oregon OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if they do not exist.

Employer APPEAL Rights - To appeal a citation, you must clearly state in writing that you are requesting a hearing on the citation and specify the alleged violation(s) contested and the grounds upon which you consider the citation, proposed penalty(ies), or correction period to be unlawful. The request for an appeal must be filed within **30** calendar days of receipt of the citation. You can file an appeal in writing or on-line at <http://osha.oregon.gov/rules/enf/Pages/citations.aspx#req>. An appeal is considered filed on the date of the postmark, if mailed, or on the date of receipt if transmitted by other means. If mailed, the appeal letter should be sent to: **Oregon OSHA, PO Box 14480, Salem OR 97309-0405.**

A request for an informal conference alone is not an appeal of a citation, and any unresolved issues discussed at an informal conference will not be forwarded for appeal unless there is a timely request for hearing filed. **If you do not request a hearing within the required time frame, this citation will become a final order that is not subject to review by any agency or court.**

IMPORTANT NOTE: Appealing a serious violation or the reasonableness of the correction date does not automatically extend the correction date. You may apply for an extension of the correction date through Oregon OSHA or request an expedited hearing on the issue of the correction date with the Workers' Compensation Board Hearings Division (Oregon Revised Statute 654.078(6)).

Letter of Corrective Action - You are required to complete and mail the enclosed Letter of Corrective Action to the appropriate field office on or before the latest correction date on the citation. Please provide a detailed explanation and supporting documentation (if necessary), such as drawings or photographs of corrected violations, purchase or work orders, air sampling results, etc.

EXTENSION of Correction Date - To apply for an extension for correcting a violation, go online to submit a written request to <http://osha.oregon.gov/rules/enf/Pages/citations.aspx#req>, or submit a written request to the **office listed on the "Letter of Corrective Action"** and include:

- (1) Employer name and address.
- (2) The location of the place of employment.
- (3) The inspection number and optional report number.
- (4) The violation number for which the extension is sought.
- (5) The reason for the request.
- (6) All available interim steps being taken to safeguard employees against the cited hazard during the requested extended correction period.
- (7) The date by which you propose to complete the correction.
- (8) A statement that a copy of the request for extension has been posted as required by OAR 437-001-0275(2)(d) and (j) or for at least 10 days, whichever is longer; and, if appropriate, provided to the authorized representative of affected employees; and, certification of the date upon which the posting or service was made.

Your request must be postmarked or received by the Department no later than the correction date of the violation for which the extension is sought.

COPY

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 with the Bureau of Labor & Industries (BOLI) no later than 90 days after the discrimination occurred.

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 is unreasonable. The objection letter must be mailed to Oregon OSHA and postmarked within 30 calendar days of the receipt by the employer of this Citation and Notification of Penalty.

Adopting Federal Rules by Reference - Whenever federal rules have been adopted by reference, the federal rule number has been noted in the citation. If information is needed regarding the Oregon standard, contact the Oregon OSHA field office addressed at the top of the first page of this citation.

Posting on the Internet - Federal OSHA publishes information on all inspections and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to your inspection will be available not sooner than 30 calendar days after the Citation Issuance Date. 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.

If you would like to discuss this citation, call the Oregon OSHA office in your area:

Portland 503-229-5910

Salem 503-378-3274

Medford 541-776-6030

Eugene 541-686-7562

Bend 541-388-6066

COPY

Oregon OSHA

Oregon Department of Consumer and Business Services

Inspection Number: 317719091(11)

Inspection Date(s): 12/21/2017-01/09/2018

Issuance Date: 01/30/2018



Citation and Notification of Penalty

Optional Rpt Num: W9891-019-18

Company Name: Amazon.com DEDC LLC

Inspection Site: 3610 NW Saint Helens Rd Portland, OR 97210

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

OAR 437-001-0765(1): The employer did not establish and administer an effective safety committee as defined by these rules:

- a) The employer did not establish a Safety Committee for the 42 people employed at this location. This exposes employees to a potential injury from employees not actively discussing safety and health issues.

Date by Which Violation Must be Abated:	03/12/2018
Proposed Penalty:	\$0.00

Total Proposed Penalty:	\$0.00
--------------------------------	---------------

COPY

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

Department of Consumer and Business Services

Oregon Occupational Safety and Health Division



Notice of Alleged Safety or Health Hazards

FRI DEC 15, 2017 01:51 PM		Complaint Number		209427383	
Establishment Name	Amazon.com DEDC LLC				
Site Address	3610 NW St Helens Rd, Portland, OR 97210				
	Site Phone	888-892-7180	Site FAX		
Mailing Address	2121 7th Ave, Seattle, WA 98121				
	Mail Phone		Mail FAX		
Management Official	Dragan Glavcic		Telephone		
Type Of Business	Warehouse		Ownership	PRIVATE SECTOR	
Primary NAIC	493110 - General Warehousing and Storage				
HAZARD DESCRIPTION/LOCATION. Describe briefly the hazard(s) which you believe exists. Include the approximate number of employees exposed to or threatened by each hazard. Specify the particular building or worksite where the alleged violation exists.					

DESCRIPTION:

Item No: 1

Trip hazards; bags on floor

Location:

Rows along conveyor belt at Amazon DPD1 3610 NW St Helens Rd Portland OR 97210

JAN22'18 OR OSHA SCO

INSPECTION NARRATIVE

Date of Inspection: 21 December 2017

OTIS No. 317719091

Legal Name: Amazon.com DEDC LLC

Optional Report No: W9891-019-18

Site Address: 3610 NW Saint Helens Rd. Portland, OR 97210

Purpose: Partial inspection – Complaint (209427383); Inspection was conducted by SSCO Jeff Luyet and SCO Melissa Jossy.

Employer Information: Amazon.com DEDC LLC is listed as General Warehousing and Storage. Employees at this location process and organize packages before they are picked up by vans for delivery. The employer has about 42 employees at this location with approximately 10,000 employed in the State of Oregon. The employer is non-union.

The complaint alleged that the employer:

Item 1: Trip hazards; bags on floor.

Response: It was determined through a facility inspection, employee interviews, and a conversation with management that there were no hazards seen relating to this complaint item. The warehouse was very organized at the time of inspection, no bags were seen on the floor. Bags are used to organize and transport packages from the warehouse to the delivery trucks. Bags full of packages are stored in cubbies and may be set on the floor temporarily while being loaded with packages or just before they are loaded into the delivery trucks. Due to the height of the bags, they do not pose as a trip hazard. Empty bags are stored in labeled bins and on shelves. Employees are aware that empty bags on the floor could create a slip/trip hazard and keep bags put away in the proper storage bins and on shelves. No citations were issued in regards to the complaint item.

Opening Conference: On 21 December 2017 at about 3:22 P.M., we (SSCO Jeff Luyet and SCO Melissa Jossy) arrived at the above listed location and entered the facility through the main entrance; once inside we introduced ourselves to an employee and asked to speak to a manager. Shortly after we were greeted by Kyle Hebrank (Operations Manager) and Tim Zumwalt (Area Manager). We introduced ourselves and SSCO Jeff Luyet presented his credentials and gave them each a business card. A full Opening Conference was conducted, all items on the Opening Conference Checklist were covered.

Inspection Activities: We were escorted on the walk around inspection of the facility by Kyle Hebrank (Operations Manager) and Tim Zumwalt (Area Manager). See Complaint response above.

We requested and reviewed the following records:

OSHA 300 Injury/Illness logs for 2014, 2015, 2016 and 2017: The employer provided requested documents.

OSHA 300A Summary logs for 2014, 2015 and 2016: The employer provided requested documents.

Safety committee's or Safety meeting minutes: The employer does not have an established Safety Committee at this location. The employer is being cited for this alleged violation of the rules.

Communication with Complainant: On January 3, 2018 at about 10:00 am we called the complainant and went over the findings for the inspection. No further action required.

Closing Conference: On January 9, 2018 at about 9:30 a.m. the closing conference was conducted on site (at the above listed location) with Bryan Villar (Regional Safety Manager) Amazon.com DEDC LLC.; all items on the closing conference checklist were covered at that time.