

**EXECUTIVE SUMMARY**

**OCCUPATIONAL SAFETY AND HEALTH  
APPEALS BOARD**

Summary of California Family Fitness – Decision After Reconsideration

The Board affirmed the ALJ's Decision holding that Employer had violated section 5162(a) [failure to provide emergency shower and eyewash] but reduced the classification from serious to general. The Division filed a Petition for Reconsideration contesting the reduction in classification from serious to general. The Board held the Division did not prove the serious classification.

**California Family Fitness, 03-0096**

**March 20, 2009**

**5162(a)**