

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Van Nuys District Office
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Inspection #: 1485768
Inspection Dates: 07/15/2020 - 01/15/2021
Issuance Date: 01/15/2021
CSHO ID: R6955
Optional Report #: 002-21

**Citation and Notification of Penalty**

Company Name: Cyma Orchids
Establishment DBA:
and its successors
Inspection Site: 2929 Etting Street
Oxnard, CA 93033

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

California Code of Regulations Title 8, 3203(a)(4) & 3203(a)(6). Injury and Illness Prevention Program.

(a) Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:

(4) Include procedures for identifying and evaluating work place hazards including scheduled periodic inspections to identify unsafe conditions and work practices. Inspections shall be made to identify and evaluate hazards:

(A) When the Program is first established;

Exception: Those employers having in place on July 1, 1991, a written Injury and Illness Prevention Program complying with previously existing section 3203.

(B) Whenever new substances, processes, procedures, or equipment are introduced to the workplace that represent a new occupational safety and health hazard; and

(C) Whenever the employer is made aware of a new or previously unrecognized hazard.

(6) Include methods and/or procedures for correcting unsafe or unhealthy conditions, work practices and work procedures in a timely manner based on the severity of the hazard:

(A) When observed or discovered; and,

(B) When an imminent hazard exists which cannot be immediately abated without endangering employee(s) and/or property, remove all exposed personnel from the area except those necessary to correct the existing condition. Employees necessary to correct the hazardous condition shall be provided the necessary safeguards.

In the Alternative to Instance 2b:

Title 8, California Code of Regulations, Section 5141(a). Control of Harmful Exposure to Employees.

(a) Engineering Controls. Harmful exposures shall be prevented by engineering controls whenever feasible.

Violation:

Prior to and during the course of the inspection, including, but not limited to, on July 15, 2020, the employer failed to effectively establish, implement and maintain procedures to correct unhealthy conditions related to COVID-19, that affected its employees, including, but not limited to the following instances:

Instance 1. The employer failed to effectively identify or evaluate workplace hazards relating to COVID-19 including, but not limited to:

a. Employer failed to effectively identify or evaluate the workplace hazards presented by the lack of physical distancing of at least six feet in all directions between and among persons including, but not limited to, Building B.

b. Employer failed to effectively identify or evaluate the workplace hazards presented by individuals in the workplace, including employees, who did not use face coverings to limit the release of infectious particles into the air.

CCR T8, 3203(a)(4)

Instance 2: The employer failed to effectively implement methods or procedures to correct unhealthy conditions or work practices relating to COVID-19, including, but not limited to:

a. Employer did not enforce an effective policy for physical distancing of at least six feet in all directions between and among persons including but not limited to, Building B.

b. Employer failed to ensure the use of face coverings by employees, to limit the release of infectious particles into the air by individuals in the workplace.

CCR T8, 3203(a)(6)

Or, in the Alternative to Instance 2 b:

Prior to and during the course of the inspection, including, but not limited to, on July 15, 2020, the employer failed to prevent harmful exposures of its employees to infectious or potentially infectious airborne particles by ensuring the use of engineering controls to prevent the spread of COVID-19, including, but not limited to:

a) The use of face coverings among employees to limit the release of infectious particles into the air when persons are breathing, speaking, coughing, or sneezing.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$410.00

Bahman Avi Nahoray / Zulfiqar Merchant
Compliance Officer / District Manager