

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
San Diego District Office
7575 Metropolitan Drive, Suite 207
San Diego, CA 92108
Phone: (619) 767-2280 Fax: (619) 767-2299

Inspection #: 1480875
Inspection Dates: 06/18/2020 – 12/11/20
Issuance Date: 12/11/20
CSHO ID: O6010
Optional Report #: 065-20



Citation and Notification of Penalty

Company Name: OWB Packers, LLC
Establishment DBA: **One World Beef**
and its successors
Inspection Site: 57 Shank Road
Brawley, CA 92227

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

342(a):§342(a) Reporting Work-Connected Fatalities and Serious Injuries
Every employer shall report immediately by telephone or telegraph to the nearest District Office of the Division of Occupational Safety and Health any serious injury or illness, or death, of an employee occurring in a place of employment or in connection with any employment.
Immediately means as soon as practically possible but not longer than 8 hours after the employer knows or with diligent inquiry would have known of the death or serious injury or illness. If the employer can demonstrate that exigent circumstances exist, the time frame for the report may be made no longer than 24 hours after the incident.
Serious injury or illness is defined in section 330(h), Title 8, California Administrative Code.

Employer failed to immediately report to the Division the serious illnesses of employees who fell ill of COVID-19 that occurred at its workplace or in connection with the employees; work:
Instance 1: Employee #1s COVID-19 illness that was confirmed on or about May 23, 2020
Instance 2: Employee #2s COVID-19 illness that was confirmed on May 27, 2020; and
Instance 3: Employee #3s COVID-19 illness that was confirmed on May 29, 2020.

Date By Which Violation Must be Abated: Abated
Proposed Penalty: \$5000.00

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

California Code of Regulations, Title 8. 3203(a). 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.

(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.

Prior to and during the course of the inspection, including, but not limited to, June 18, 2020, the employer failed to establish, implement and maintain an effective Injury and Illness Prevention Program (Program) in the following instances:

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

- a) The lack of physical distancing among employees at the Back Pack on Line 1 in in Fabrication.**
- b) The lack of physical distancing among employees at the CryoVac #5 Line in Fabrication.**
- c) The lack of physical distancing among employees at the CryoVac #6 Line in Fabrication.**
- d) The lack of physical distancing among employees in the QA office. [3203(a)(4)(6)]**

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) The lack of physical distancing among employees at the Back Pack on Line 1 in in Fabrication.**
- b) The lack of physical distancing among employees at the CryoVac #5 Line in Fabrication.**
- c) The lack of physical distancing among employees at the CryoVac #6 Line in Fabrication.**
- d) The lack of physical distancing among employees in the QA office.**
- e) The failure to remove an employee who complained of and exhibited signs and symptoms of COVID-19 from the workplace. [3203(a)(6)]**

Or, in the Alternative to Instance 2a, 2b, 2c, and 2d.

T8CCR. 5141

5141. Control of Harmful Exposure to Employees.

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

Prior to and during the course of the inspection, including, but not limited to, on June 18, 2020, the employer failed to prevent harmful exposures of 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, plexiglass screens or other physical barriers to limit contact and block potentially infectious particles from being released when an employee breathes, speaks, coughs, or sneezes at the following locations:

Location 1: At the Back Pack on Line 1;

Location 2: At the CryoVac #5 in Fabrication;

Location 3: At the CryoVac #6 in Fabrication; and

Location 4: At the QA office.

Reference: 3203(a)(4) & (a)(6) and 5141(a).

Date By Which Violation Must be Abated:

12/17/20

Proposed Penalty:

\$18000.00

Kathy Derham
Compliance Officer / District Manager