

**U.S. Department of Labor**  
Occupational Safety and Health Administration  
Jacksonville Area Office  
1851 Executive Center Drive, Suite 227  
Jacksonville, FL 32207-2350  
Phone: (904)232-2895 FAX: (904)232-1294



## Citation and Notification of Penalty

**To:**  
Publix Supermarkets, Inc.  
and its successors  
9786 W Beaver Street  
Jacksonville, FL 32220

**Inspection Number:** 315479907  
**Inspection Date(s):** 09/13/2011-02/02/2012  
**Issuance Date:** 02/13/2012

**Inspection Site:**  
9786 W Beaver Street  
Jacksonville, FL 32220

*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 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. **The penalty dollar amounts need not be posted and may be marked out or covered up prior to posting.**

**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 page 3 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.

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 these restrictions, conditions, or endorsements do not exist.

**Notification of Corrective Action** - For violations which you do not contest, you should notify the U.S. Department of Labor Area Office promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation. Please inform the Area Office in writing of the abatement steps you have taken and of their dates, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc.

**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.



## NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with OSHA to discuss the citation(s) issued on 02/13/2012. The conference will be held at the OSHA office located at Jacksonville Area Office, 1851 Executive Center Drive, Suite 227, Jacksonville, FL, 32207-2350 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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

29 CFR 1910.147(c)(7)(i) (A): Each authorized employee(s) did not receive training in the recognition of applicable hazardous energy sources, the type and magnitude of the energy available in the workplace, and the methods and means necessary for energy isolation and control:

- a. On or about September 13, 2011, in the fresh food manufacturing area, sanitation and maintenance employees servicing, cleaning, and maintaining food manufacturing machines were not adequately trained in the lock-out/tag-out procedures, exposing themselves to amputation hazards.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED.**

Date By Which Violation Must be Abated: 03/29/2012  
Proposed Penalty: \$ 7000.00

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

29 CFR 1910.212(a)(1): Machine guarding was not provided to protect operator(s) and other employees from hazard(s) created by ingoing nip points:

- a. On or about September 13, 2011, in the fresh food manufacturing area, on corn line #10, the wall trash conveyor belt's inside drum roller was not guarded, exposing employees to ingoing nip points and amputation hazards.
- b. On or about September 13, 2011, in the fresh food manufacturing area, on corn line #10, the left and right product tray belts, the ends of the take up drums, the drive drums, and the idler rollers were not guarded, exposing employees to rotating parts, ingoing nip points and amputation hazards.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED.**

Date By Which Violation Must be Abated: 03/29/2012  
Proposed Penalty: \$ 7000.00

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



**Citation and Notification of Penalty**

Company Name: Publix Supermarkets, Inc.  
Inspection Site: 9786 W Beaver Street, Jacksonville, FL 32220

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

29 CFR 1910.212(b): Machine(s) designed for fixed location(s) were not securely anchored to prevent walking or moving:

- a. On or about September 13, 2011, in the fresh food manufacturing area, the conveyor belts on corn line #10, wall trash conveyor, incline trash belt, narrow shucking belt, traying trash belt, wide shucking belt, left and right tray belts, and the inclined conveyor belt were not anchored to the floor to prevent walking or moving, exposing employees to being struck by the equipment.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

Date By Which Violation Must be Abated:	03/29/2012
Proposed Penalty:	\$ 4400.00

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



## Citation and Notification of Penalty

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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

29 CFR 1910.303(b)(7)(iv): There were damaged parts that adversely affected the safe operation or mechanical strength of the equipment, such as parts that were broken, bent, cut, or deteriorated by corrosion, chemical action, or overheating:

- a. On or about September 13, 2011, in the fresh food manufacturing area, on the waste belt corn line, the on/off switch was damaged exposing the copper conductor, adversely affecting the safe operation and mechanical strength of the equipment, exposing employees to an electrical shock hazard
- b. On or about September 13, 2011, in the fresh food manufacturing area, on the corn line, the catch table on/off switch was damaged exposing the copper conductor, adversely affecting the safe operation and mechanical strength of the equipment, exposing employees to an electrical shock hazard.
- c. On or about September 13, 2011, in the fresh food manufacturing area, on waste belt of the corn line, the 230 volts receptacle box was damaged exposing the copper conductor, adversely affecting the safe operation and mechanical strength of the equipment, exposing employees to an electrical shock hazard.
- d. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line #6, the start/stop switch for the catch table was damaged exposing the copper conductor, adversely affecting the safe operation and mechanical strength of the equipment, exposing employees to an electrical shock hazard.
- e. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line #3, the main power switch on the Bizzer conveyor, was damaged exposing the copper conductor, adversely affecting the safe operation and mechanical strength of the equipment, exposing employees to an electrical shock hazard.
- f. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line #3, the emergency stop switch was damaged exposing the copper conductor, adversely affecting the safe operation and mechanical strength of the equipment, exposing employees to an electrical shock hazard.

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



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED.**

**Date By Which Violation Must be Abated:** 03/01/2012  
**Proposed Penalty:** \$ 7000.00

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



## **Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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

29 CFR 1910.305(e)(1): Cabinets, cutout boxes, fittings, boxes, and panelboard enclosures in wet locations were not weatherproof:

- a. On or about September 13, 2011, in the fresh food manufacturing area, on corn line #10, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for those locations, exposing employees to an electrical hazard.
- b. On or about September 13, 2011, in the fresh food manufacturing area, on the bean line and bagger, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employee to an electrical hazard.
- c. On or about September 13, 2011, in the fresh food manufacturing area, on the potato bagger #1, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employees to an electrical hazard.
- d. On or about September 13, 2011, in the fresh food manufacturing area, on the potato bagger #2, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employees to electrical hazard.
- e. On or about September 13, 2011, in the fresh food manufacturing area, on fresh foods line #3, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employees to an electrical hazard.
- f. On or about September 13, 2011, in the fresh food manufacturing area, on fresh foods line #4, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employees to electrical hazard.
- g. On or about September 13, 2011, in the fresh food manufacturing area, on fresh foods line #5, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employees to electrical hazards.
- h. On or about September 13, 2011, in the fresh food manufacturing area, on fresh foods line #6, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employees to an electrical hazard.

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





**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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- i. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line #7, the 110-120-220-230-volt electrical outlets located in wet/damp locations were not approved for the location, exposing employees to an electrical hazard.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED.**

Date By Which Violation Must be Abated:	03/08/2012
Proposed Penalty:	\$ 7000.00

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



## **Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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

29 CFR 1910305(j)(2)(vi): Receptacles installed in wet locations where the product intended to be plugged into it is not attended while in use did not have an enclosure that was weather proof with the attachment plug cap inserted or removed.

- a. On or about September 13, 2011, in the fresh food manufacturing area, on the corn line waste belt conveyor, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.
- b. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line # 3, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.
- c. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line # 4, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.
- d. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line # 5, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.
- e. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line # 6, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.
- f. On or about September 13, 2011, in the fresh food manufacturing area, on fresh food line # 7, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.
- g. On or about September 13, 2011, in the fresh food manufacturing area, on the corn line # 10, at the wrapping belt, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.

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



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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- h. On or about September 13, 2011, in the fresh food manufacturing area, on the corn line #10, between the catch table and scale belt, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.
  
- i. On or about September 13, 2011, in the fresh food manufacturing area, on the corn line # 10, at the tray line, there was an outlet in a wet location that did not have an enclosure that was waterproof when the attachment plug cap was inserted or removed, exposing employees to electrical shock hazards.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

Date By Which Violation Must be Abated:	03/01/2012
Proposed Penalty:	\$ 7000.00

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



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented, and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

- a. On or about August 30, 2011, in the fresh food manufacturing area, on corn line # 10, sanitation employee # 1, while servicing and cleaning equipment did not utilize lock-out/tag-out procedures, exposing employee # 1 to an amputation hazard.
- b. On or about September 7, 2011, in the fresh food area, on corn line #10, sanitation employee # 2, while servicing and cleaning equipment did not utilize the lock-out/tag-out procedures, exposing employee # 2 to an amputation hazard.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED.**

<b>Date By Which Violation Must be Abated:</b>	<b>03/01/2012</b>
<b>Proposed Penalty:</b>	<b>\$ 70000.00</b>

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



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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

Publix Supermarkets, Inc. was previously cited for a violation of this occupational and safety standard or its equivalent standard (29 CFR 1910(c)(4)(i) which was contained in OSHA inspection number 311038822, citation 1 item 2a, issued on April 25, 2008, with respect to a workplace at 445 Hurricane Trail, Dacula, GA 30211. The final order date was May 19, 2008.

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented, and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

- a. On or about September 13, 2011, in the fresh food manufacturing area, on potato bagger number 11, the employer did not develop specific written procedures for clearing jammed bag film or aligning the bag feeder, exposing employees to unexpected start up, nip points and amputation hazards.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

Date By Which Violation Must be Abated:	03/29/2012
Proposed Penalty:	\$ 38500.00

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



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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**Citation 3 Item 2 Type of Violation: Repeat**

Publix Supermarkets, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard (29 CFR 1910.147(c)(6)(i) which was contained in OSHA inspection number 311038822, citation 1 item number 2b, issued April 25, 2008, with respect to a workplace located at 445 Hurricane Trail, Dacula, Ga 30211. The final order was dated May 19, 2008.

29 CFR 1910.147(c)(6)(i): The employer did not conduct a periodic inspection of the energy control procedure at least annually to ensure that the procedure and the requirement of this standard were being followed:

- a. On or about September 13, 2011, in the fresh food manufacturing area, the employer did not conduct a periodic inspection of energy control procedures at least annually.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

Date By Which Violation Must be Abated:	03/29/2012
Proposed Penalty:	\$ 27500.00

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



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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

29CFR1904.29(b)(4): An equivalent form that contained the same information was not used and completed by the employer:

- a. On or about September 13, 2011, for calendar year 2010 an equivalent form for OSHA form 301 was not used to record injury and illness incident reports.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED.**

Date By Which Violation Must be Abated: 03/29/2012  
Proposed Penalty: \$ 1100.00

**Citation 4 Item 2** Type of Violation: **Other**

29CFR1904.29(b)(4): An equivalent form that contained the same information was not used and completed by the employer:

- a. On or about September 13, 2011, for calendar year 2009, an equivalent OSHA form 301 was not used to record injury and illness incident reports.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED.**

Date By Which Violation Must be Abated: 03/29/2012  
Proposed Penalty: \$ 1100.00

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



**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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**Citation 4 Item 3** Type of Violation: **Other**

29CFR1904.29(b)(4): An equivalent form that contained the same information was not used and completed by the employer:

- a. On or about September 13, 2011, for calendar year 2008, an equivalent OSHA form 301 was not used to record injury and illness incident reports.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

**Date By Which Violation Must be Abated:** 03/29/2012  
**Proposed Penalty:** \$ 1100.00

**Citation 4 Item 4** Type of Violation: **Other**

29CFR1904.29(b)(4): An equivalent form that contained the same information was not used and completed by the employer:

- a. On or about September 13, 2011, for calendar year 2007, an equivalent OSHA form 301 was not used to record injury and illness incident reports.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

**Date By Which Violation Must be Abated:** 03/29/2012  
**Proposed Penalty:** \$ 1100.00

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





**Citation and Notification of Penalty**

**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220

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**Citation 4 Item 5** Type of Violation: **Other**

29 CFR 1904.32(b)(3): A company executive did not certify that he or she had examined the OSHA 300 Log and that he or she reasonably believed, based on his or her knowledge of the process by which the information was recorded, that the annual summary was correct and complete:

- a. On or about September 13, 2011, the OSHA 300A injury log for year 2007 was not signed by a company executive to show that it was examined.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

Date By Which Violation Must be Abated: 03/29/2012  
Proposed Penalty: \$ 1100.00

**Citation 4 Item 6** Type of Violation: **Other**

29 CFR 1904.32(b)(3): A company executive did not certify that he or she had examined the OSHA 300 Log and that he or she reasonably believed, based on his or her knowledge of the process by which the information was recorded, that the annual summary was correct and complete:

- a. On or about September 13, 2011, the OSHA 300A injury log for 2008 was not signed by a company executive to show it was examined.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

Date By Which Violation Must be Abated: 03/29/2012  
Proposed Penalty: \$ 1100.00

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



**Citation and Notification of Penalty**

Company Name: Publix Supermarkets, Inc.  
Inspection Site: 9786 W Beaver Street, Jacksonville, FL 32220

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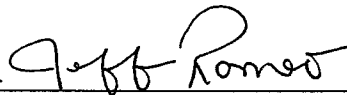
**Citation 4 Item 7** Type of Violation: **Other**

29 CFR 1910.1200(e)(1)(i): The written hazard communication program did not include a list of the hazardous chemicals known to be present using an identity that was referenced on the appropriate material safety data sheet:

- a. On or about September 13, 2011, in the fresh food manufacturing area, the hazardous communication program did not include a list of hazardous chemicals such as but not limited to Quorum Yellow, Quorum Green, Quorum Clear, and Soil off.

**ABATEMENT CERTIFICATION AND DOCUMENTATION ARE REQUIRED**

Date By Which Violation Must be Abated:	03/29/2012
Proposed Penalty:	\$ 0.00

For   
BRIAN J. STURTECKY  
Area Director

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**U.S. Department of Labor**  
Occupational Safety and Health Administration  
Jacksonville Area Office  
1851 Executive Center Drive, Suite 227  
Jacksonville, FL 32207-2350  
Phone: (904)232-2895 FAX: (904)232-1294



## INVOICE/ DEBT COLLECTION NOTICE

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**Company Name:** Publix Supermarkets, Inc.  
**Inspection Site:** 9786 W Beaver Street, Jacksonville, FL 32220  
**Issuance Date:** 02/13/2012

**Summary of Penalties for Inspection Number 315479907**

<b>Citation 1, Serious</b>	= \$	<b>39400.00</b>
<b>Citation 2, Willful</b>	= \$	<b>70000.00</b>
<b>Citation 3, Repeat</b>	= \$	<b>66000.00</b>
<b>Citation 4, Other</b>	= \$	<b>6600.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	= \$	<b>182000.00</b>

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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.

OSHA does not agree to any restrictions or conditions put on any check or money order 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 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.

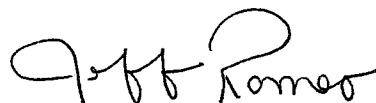
Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts 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 2%. 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.

For   
\_\_\_\_\_  
BRIAN J. STURTECKY  
Area Director

2-13-12  
\_\_\_\_\_  
Date