

U.S. DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
DENVER AREA OFFICE
1391 SPEER BLVD., SUITE 210
DENVER, CO 80204

FACSIMILE TRANSMITTAL SHEET

PLEASE HAND DELIVER THIS DOCUMENT TO:	FROM:
<i>Kent</i>	<i>lab</i>
COMPANY:	DATE:
<i>Colorado Fire Corp.</i>	<i>2/7/10</i>
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
PHONE NUMBER:	
DOCUMENT BEING TRANSMITTED	

URGENT
 FOR REVIEW
 PLEASE COMMENT
 PLEASE REPLY

NOTES/COMMENTS:



Kent.
attached notice.
THA
HR

Please call IMMEDIATELY if the copy you receive is INCOMPLETE OR ILLEGIBLE.
 OUR TELEPHONE NUMBER IS: 303.844.5285
 OUR FAX NUMBER IS: 303.844.6676.

The information contained in this facsimile message is privileged and confidential, and is intended only for the use of the individual named above. If the reader of this message is not the intended recipient, you are hereby notified that any unauthorized dissemination; distribution or copy of this communication is strictly prohibited.

U.S. DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

In the Matter of: Bureau of Land Management
OSHA No. (s): 313410839

FEDERAL AGENCY INFORMAL SETTLEMENT AGREEMENT


The undersigned Employer and the undersigned Occupational Safety and Health Administration (OSHA), in settlement of the above Notice of Unsafe or Unhealthful Working Conditions "Notice", which were issued on 10/9/2009 hereby, agree as follows:

1. The Employer agrees to correct the violations as cited in the above Notice or as amended below.
2. The Employer and OSHA agree that the following Notice, if any, are not being amended:

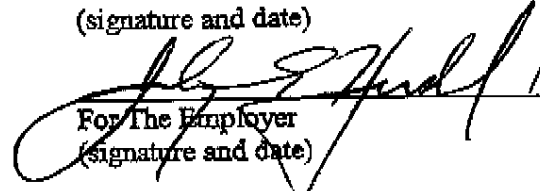
See attachment
3. OSHA agrees that the following Notice are being amended as shown on the attached Notice:

See attachment
4. The employer agrees to continue to comply with the applicable provisions of the Occupational Safety and Health Act of 1970, and the applicable safety and health standards promulgated pursuant to the Act.
5. The employer agrees to continue its safety and health program which includes audits to assure compliance with OSHA standards, and safety and health training to reduce hazards in the workplace.
6. The employer agrees to immediately post a copy of this Settlement Agreement in a prominent place at or near the location of the violation(s) referred to in paragraphs 4 and 5 above. This Settlement Agreement must remain posted until the violations cited have been corrected, or for 3 working days (excluding weekends and Federal Holidays), whichever is longer.
7. By entering into this agreement, the employer does not admit that it has violated the cited standards for any litigation or purpose other than a subsequent proceeding under the Occupational Safety and Health Act.

8. Each party to this proceeding agrees to bear its own costs, fees, and expenses incurred at each and every stage of this proceeding.


11/24/09

For Occupational Safety
And Health Administration
HERB GIBSON, Area Director
(signature and date)


11/24/09

For The Employer
(signature and date)

U.S. Department of Labor
Occupational Safety and Health Administration
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
1391 SPEER BLVD., SUITE 210
DENVER, CO 80204
Phone: (303)844-5285 FAX: (111)222-3333



Notice of Unsafe or Unhealthful Working Conditions

To:
Bureau of Land Management
455 Emerson St.
Craig, CO 81625

Inspection Number: 313410839
Inspection Date(s): 06/29/2009-10/01/2009
Issuance Date: 10/09/2009

Inspection Site:
Freeman Reservoir Campground
Craig, CO 81625

The violation(s) described in this Notice is (are) alleged to have occurred on or about the date(s) the inspection was made unless otherwise indicated within the description given below.

This Notice of Unsafe or Unhealthful Working Conditions (Notice) describes violations of the Occupational Safety and Health Act of 1970, the Executive Order 12196, and 29 CFR 1960, Basic Program Elements for Federal Employee Occupational Safety and Health Programs and Related Matters. You must abate the violations referred to in this Notice by the dates listed unless within 15 working days (excluding weekends and Federal holidays) from your receipt of this Notice you request an Informal Conference with the U.S. Department of Labor Area Office at the address shown above.

Posting - The law requires that a copy of this Notice 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 Notice 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.

Notification of Corrective Action - For each violation which you do not contest, you are required by 29 CFR 1903.19 to submit an Abatement Certification to the Area Director of the OSHA office issuing the citation and identified above. The certification must be sent by you within 10 calendar days of the abatement date indicated on the citation. For **Willful** and **Repeat** violations, documents (examples: photos, copies of receipts, training records, etc.) demonstrating that abatement is complete must accompany the certification. Where the citation is classified as **Serious** and the citations states that abatement documentation is required, documents such as those described above are required to be submitted along with the abatement certificate. If the citation indicates that the violation was corrected during the inspection, no abatement certification is required for that item.

Program Responsibilities - Section 19(a)(1) of the OSH Act requires the head of each Federal agency to comply with applicable occupational safety and health standards. The intent of this section and Executive Order

12196 is implemented through 29 CFR 1960.8(b). If you are cited for violations of applicable safety and health standards, you have also violated the program element 29 CFR 1960.8(b), which stipulates:

"The head of each agency shall comply with the Occupational Safety and Health Administration standards applicable to the agency."

All abatement verification documents must contain the following information: 1) Your name and address; 2) the inspection number (found on the front page); 3) the citation and citation item number(s) to which the submission relates; 4) a statement that the information is accurate; 5) the signature of the employer or employer's authorized representative; 6) the date the hazard was corrected; 7) a brief statement of how the hazard was corrected; and 8) a statement that affected employees and their representatives have been informed of the abatement.

The law also requires a copy of all abatement verification documents, required by 29 CFR 1903.19 to be sent to OSHA, also be posted at the location where the violation appeared and the corrective action took place.

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 within 15 working days after receipt of this Notice. As soon as the time, date, and place of the informal conference have been determined please complete the enclosed "Notice to Employees" and post it where the Notice is posted. During such an informal conference you may present any evidence or views which you believe would support an adjustment to the Notice. In addition, bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far.

Inspection Activity Data - You should be aware that OSHA publishes information on its inspection 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 7 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.

ABATEMENT CERTIFICATION

HERB GIBSON, Area Director
U.S. Department of Labor - OSHA
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
1391 SPEER BLVD., SUITE 210
DENVER, CO 80204
Phone: (303)844-5285

Bureau of Land Management
455 Emerson St.
Craig, CO 81625

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____

The hazard referenced in Inspection Number _____ for the violation identified as
Citation _____ and Item _____ was corrected on _____
by _____

I attest that the information contained in this document is accurate and that the affected employees and their
representatives have been informed of the abatement activities described in this certification.

Signature

Typed or Printed Name



NOTICE TO EMPLOYEES

An informal conference has been scheduled with the Occupational Safety and Health Administration (OSHA) to discuss the Notice of Unsafe or Unhealthful Working Conditions (Notice) issued on 10/09/2009. The conference will be held at the OSHA office located at OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, 1391 SPEER BLVD., SUITE 210, DENVER, CO, 80204 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 313410839
Inspection Dates: 06/29/2009 - 10/01/2009
Issuance Date: 10/09/2009



Notice of Unsafe or Unhealthful Working Conditions

Company Name: Bureau of Land Management
Inspection Site: Freeman Reservoir Campground, Craig, CO 81625

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

29 CFR 1910.266(h)(2)(ii): Before each tree is felled, conditions such as, but not limited to, snow and ice accumulation, the wind, the lean of tree, dead limbs, and the location of other trees, shall be evaluated by the feller and precautions taken so a hazard is not created for an employee:

- (a) At the Freeman Reservoir Campground in Moffat County, Colorado, the BLM did not conduct an adequate evaluation concerning the lean of the tree and its location in relation to other trees.
- (b) At the Freeman Reservoir Campground in Moffat County, Colorado, the evaluation conducted by the BLM did not provide for changing conditions.

Abatement Note: Non-emergency preplanned work areas will have written site specific risk assessments completed prior to tree felling or hazard tree removal operations.

Abatement Note: Abatement certification is required for this item (see enclosed "Sample Abatement-Certification Letter").

Date By Which Violation Must be Abated:

01/27/2010


HERB GIBSON
Area Director

See pages 1 through 4 of this Notice for information on employer and employee rights and responsibilities.

Notice of Unsafe or Unhealthful Working Conditions

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