

United States of America
OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION
 1120 20th Street, N.W., Ninth Floor
 Washington, DC 20036-3419

SECRETARY OF LABOR,	:	
	:	
Complainant,	:	
	:	
v.	:	OSHRC DOCKET NO. 99-1047
	:	
RELIABLE ROOFING, INC.,	:	
	:	
Respondent.	:	

Appearances:

Diane C. Sherman, Esquire
 New York, New York
 For the Complainant.

Alan Christoffersen
 New York, New York
 For the Respondent, *pro se*.

Before: Chief Judge Irving Sommer

DECISION AND ORDER

This is a proceeding pursuant to section 10(c) of the Occupational Safety and Health Act of 1970, 29 U.S.C. § 651 *et seq.* (“the Act”) to review a citation and notification of penalty issued by the Secretary of Labor pursuant to section 10(a) of the Act.

Following an inspection of a construction work site of Respondent, the Secretary of Labor issued a serious citation alleging violations of 29 C.F.R. §§ 1926.404(b)(1)(i), 1926.405(a)(2)(ii)(I), 1926.1053(b)(1), 1926.1053(b)(8) and 1926.1060(a). Respondent timely contested the citation, and the case was designated for E-Z Trial pursuant to Commission Rule 203. The case came on to be heard in New York, New York on January 12, 2000.

Discussion

At the commencement of the hearing, the parties informed the undersigned that they had reached a settlement in regard to the citation and notification of penalty. The terms of the settlement were discussed on the record, and the parties submitted Exhibit C-1, the written stipulated settlement they had signed that morning just prior to the hearing.

ORDER

The terms and conditions of the stipulated settlement, which are incorporated herein in their entirety, are APPROVED.

Irving Sommer
Chief Judge

Date: 3 FEB 2000