

Summary Report – 08/23/16

- On 03/21/16, a 66 year-old, Food Service Worker (Ms. Hai Nguyen) at the San Bernardino Valley campus while working in 1 of the 2 walk in refrigerators in the cafeteria, slipped and fell on the floor, inverting her entire leg.
- The floor was wet and slippery from condensation released from the refrigeration unit.
- Subsequent to the injury the employee was transported to the hospital and underwent an emergency surgical procedure, for a fractured femur, in her thigh.
- SBCCD, Safety & Risk Mgmt. followed with an internal accident investigation the same day that the injury occurred, documented the incident, took photographs and recommended corrective action to the VPAS, Mr. Stark and the Facilities Director, Mr. Jenkins.
- Cal-OSHA standards require that the Cal-OSHA local branch be notified in writing or via the hotline, if an employee is involved in an injury, which leads to an overnight hospital stay, therefor since this was the case, Cal-OSHA was notified by SBCCD, Safety & Risk Mgmt. on behalf of the campus.
- Subsequent to the Cal-OSHA notification to the San Bernardino office, a Cal-OSHA inspector showed up on site within several weeks to conduct an independent investigation of the incident.
- Since the incident/accident has occurred, the employee has fully recovered from her injuries, subsequent to the surgical procedure and returned to work, with no restrictions on 08/04/16.

The three (3) Cal-OSHA, inspector findings were as follows, which were forwarded in writing on 08/22/16.

- 1. Prior to and during the course of the inspection, including, but not limited to March 25th, 2016 the employer failed to ensure that the area around the bottom of the extension ladder located in the SBVC, cafeteria was clear of obstructions.**
- 2. Prior to and during the course of the inspection, including, but not limited to March 25th, 2016 the employer failed to ensure that all working surfaces were free of dangerous projections or obstructions, maintained in good repair, and reasonably free of oil, grease or water. As a result on or about 4:30 PM on March 21st, 2016 an employee sustained serious injuries when she slipped and fell on a puddle water that accumulated on the floor.**
- 3. Prior to and during the course of the inspection, including, but not limited to March 25th, 2016 the implementation of the employer's written IIPP procedures for identifying and evaluating workplace hazards did not result in a comprehensive evaluation of the hazards present at the site. The walk-in refrigerator system was producing moisture and accumulating on the floor, causing a slipping hazard.**

The action plan for corrective action included the following as recommended by SBCCD, Safety & Risk Mgmt. to the campus administration.

- Install rugs in the walk-in refrigeration units, in the cafeteria, which will ensure that the environment maintains a slip free status. – **Completed by SBVC, Maintenance & Operations, see the attached photo.**
- Remove all ½ size wall mounted ladders, T/O the campus and install full size, wall mounted ladders that extend from the roof to the ground level. – **½ size wall mounted ladders removed by SBVC, Maintenance & Operations. Full-size, wall mounted ladders have been ordered, are on site and are to be installed by an independent contractor, in progress.**
- Paint yellow hash marks on the floor around the newly installed full size wall mounted ladders and install signage adjacent to each full size, wall mounted ladder indicating that no items are to be stored under or around the applicable wall mounted ladder. – **In progress to be completed by SBVC, Maintenance & Operations.**
- SBCCD, Safety & Risk Management will be conducting live training for all SBVC, food services workers and the manager on the SBVC, Injury & Illness Prevention Program (IIPP), Slip, Trip and Fall Prevention and back safety/proper lifting techniques. Additionally, S&RM will train the cafeteria workers on the proper protocol on storage, whereas not to store items under or around any wall mounted ladders. – **In progress, we were waiting for the food services worker who sustained the injury to return to work and proceed with this training.**

DEPARTMENT OF INDUSTRIAL RELATIONS
 Division of Occupational Safety and Health
 San Bernardino District Office
 464 West 4th Street, Suite 332
 San Bernardino, CA 92401
 Tel. # (909) 383-4321 Fax # (909) 383-6789



NOTICE OF INTENT TO CLASSIFY CITATION AS SERIOUS

August 18, 2016

San Bernardino Community College District-San Bernardino Valley College
 114 S. Del Rosa Drive
 San Bernardino, CA 92408

Dear Employer:

An inspection was opened by Brent Evins at a place of employment located at 701 S. Mount Vernon Ave., San Bernardino, CA 92410 on 03/25/2016. The purpose of this form is to inform you that pursuant to Labor Code Section 6432, the Division intends to cite as "serious" the following alleged violation:

Prior to and during the course of the inspection, including, but not limited to March 25, 2016, the employer failed to ensure that all working surfaces were free of dangerous projections or obstructions, maintained in good repair, and reasonably free of oil, grease, or water. As a result on or about 4:30 PM on March 21, 2016 an employee sustained serious injuries when she slipped and fell on a puddle water that had accumulated on the floor.

This alleged violation may be cited as a violation of one or more of the following regulations of Title 8 of the California Code of Regulations, or any other applicable regulation:
3273(a)

The Division may also classify the violation as "willful serious" or "repeat serious".

You are encouraged to provide, in writing, any statements and supporting evidence showing that the Division should not classify the citation as "serious". Factors the Division may consider include the following:

1. Training for employees and supervisors relevant to preventing employee exposure to the hazard or to similar hazards
2. Procedures for discovering, controlling access to and correcting the hazard or similar hazards
3. Supervision of employees exposed or potentially exposed to the hazard
4. Procedures for communicating to employees about your health and safety rules and programs
5. Any additional information that you wish to provide such as:
 - a. An explanation of the circumstances surrounding the alleged violative events
 - b. Why you believe a serious violation does not exist
 - c. Why you believe your actions related to the alleged violative events were reasonable and responsible

Use "Employer's Signed Response to Notice of Intent to Classify Citation As Serious" form (attached). Additional statements and supporting evidence can be attached to the form. Use a separate form to respond to each "Notice of Intent to Classify Citation As Serious" received from the Division.

Please return the form, along with your additional statements and supporting evidence. Also, attach a copy of this notice. Information received by 09-02-2016 will be considered before the Division issues the citation. Information received after this date may not be considered before the Division issues the citation. If no information is received at all, the citation may still be issued.

If you have any questions, please contact me at the phone number or address in the letterhead.

Sincerely,

 Ayman Shiblak
 District Manager

0950633
 RID

X3063
 CSHO ID

NA
 Optional Report Nr.

1135857
 Inspection Nr.

DEPARTMENT OF INDUSTRIAL RELATIONS
 Division of Occupational Safety and Health
 San Bernardino District Office
 464 West 4th Street, Suite 332
 San Bernardino, CA 92401
 Tel. # (909) 383-4321 Fax # (909) 383-6789



Employer's Signed Response to Notice of Intent to Classify Citation As Serious

(Please attach additional information and evidence as necessary to support your response and a copy of the Division's "Notice of Intent to Classify Citation As Serious")

I have reviewed the forgoing statement and declare that it is true and correct to the best of my knowledge and that all submitted information, including supporting evidence, is accurate. I understand that pursuant to Labor Code section 6432, this statement and any additional statements and supporting evidence submitted by me can be used by the Division in support of any citation issued.

Employer: _____
 Signature: _____ Date: _____
 Name: _____ Title: _____

OFFICE USE ONLY

The above statement and attached document has been received and considered prior to issuance or non-issuance of proposed serious citation.

Compliance Safety and Health Officer: _____ Date: _____
 District Manager: _____ Date: _____

Comments:

Please return form to address on the letterhead.

0950633 X3063 NA 1135857
 RID CSHO ID Optional Report Nr. Inspection Nr.

DEPARTMENT OF INDUSTRIAL RELATIONS
 Division of Occupational Safety and Health
 San Bernardino District Office
 464 West 4th Street, Suite 332
 San Bernardino, CA 92401
 Tel. # (909) 383-4321 Fax # (909) 383-6789



NOTICE OF INTENT TO CLASSIFY CITATION AS SERIOUS

August 18, 2016

San Bernardino Community College District-San Bernardino Valley College
 114 S. Del Rosa Drive
 San Bernardino, CA 92408

Dear Employer:

An inspection was opened by Brent Evins at a place of employment located at 701 S. Mount Vernon Ave., San Bernardino, CA 92410 on 03/25/2016. The purpose of this form is to inform you that pursuant to Labor Code Section 6432, the Division intends to cite as "serious" the following alleged violation:

Prior to and during the course of the inspection, including, but not limited to March 25, 2016 the implementation of the employer's written IIPP procedures for identifying and evaluating workplace hazards did not result in a comprehensive evaluation of the hazards present at the site. The walk-in refrigeration system was producing moisture and accumulating on the floor, causing a slipping hazard.

This alleged violation may be cited as a violation of one or more of the following regulations of Title 8 of the California Code of Regulations, or any other applicable regulation:
3203(a)(4)

The Division may also classify the violation as "willful serious" or "repeat serious".

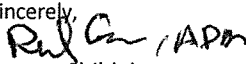
You are encouraged to provide, in writing, any statements and supporting evidence showing that the Division should not classify the citation as "serious". Factors the Division may consider include the following:

1. Training for employees and supervisors relevant to preventing employee exposure to the hazard or to similar hazards
2. Procedures for discovering, controlling access to and correcting the hazard or similar hazards
3. Supervision of employees exposed or potentially exposed to the hazard
4. Procedures for communicating to employees about your health and safety rules and programs
5. Any additional information that you wish to provide such as:
 - a. An explanation of the circumstances surrounding the alleged violative events
 - b. Why you believe a serious violation does not exist
 - c. Why you believe your actions related to the alleged violative events were reasonable and responsible

Use "Employer's Signed Response to Notice of Intent to Classify Citation As Serious" form (attached). Additional statements and supporting evidence can be attached to the form. Use a separate form to respond to each "Notice of Intent to Classify Citation As Serious" received from the Division.

Please return the form, along with your additional statements and supporting evidence. Also, attach a copy of this notice. Information received by 09-02-2016 will be considered before the Division issues the citation. Information received after this date may not be considered before the Division issues the citation. If no information is received at all, the citation may still be issued.

If you have any questions, please contact me at the phone number or address in the letterhead.

Sincerely,

 Ayman Shiblak
 District Manager

0950633
 RID

X3063
 CSHO ID

NA
 Optional Report Nr.

1135857
 Inspection Nr.

DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Occupational Safety and Health
San Bernardino District Office
464 West 4th Street, Suite 332
San Bernardino, CA 92401
Tel. # (909) 383-4321 Fax # (909) 383-6789



Employer's Signed Response to Notice of Intent to Classify Citation As Serious

(Please attach additional information and evidence as necessary to support your response and a copy of the Division's "Notice of Intent to Classify Citation As Serious")

[Large empty rectangular box for response content]

I have reviewed the forgoing statement and declare that it is true and correct to the best of my knowledge and that all submitted information, including supporting evidence, is accurate. I understand that pursuant to Labor Code section 6432, this statement and any additional statements and supporting evidence submitted by me can be used by the Division in support of any citation issued.

Employer: _____
Signature: _____ Date: _____
Name: _____ Title: _____

OFFICE USE ONLY

The above statement and attached document has been received and considered prior to issuance or non-issuance of proposed serious citation.

Compliance Safety and Health Officer: _____ Date: _____
District Manager: _____ Date: _____

Comments:

Please return form to address on the letterhead.

0950633
RID

X3063
CSHO ID

NA
Optional Report Nr.

1135857
Inspection Nr.

DEPARTMENT OF INDUSTRIAL RELATIONS
 Division of Occupational Safety and Health
 San Bernardino District Office
 464 West 4th Street, Suite 332
 San Bernardino, CA 92401
 Tel. # (909) 383-4321 Fax # (909) 383-6789



NOTICE OF INTENT TO CLASSIFY CITATION AS SERIOUS

August 18, 2016

San Bernardino Community College District-San Bernardino Valley College
 114 S. Del Rosa Drive
 San Bernardino, CA 92408

Dear Employer:

An inspection was opened by Brent Evins at a place of employment located at 701 S. Mount Vernon Ave., San Bernardino, CA 92410 on 03/25/2016. The purpose of this form is to inform you that pursuant to Labor Code Section 6432, the Division intends to cite as "serious" the following alleged violation:

Prior to and during the course of the inspection, including, but not limited to March 25, 2016 the employer failed to ensure that the area around the bottom of an extension ladder was clear of obstructions.

This alleged violation may be cited as a violation of one or more of the following regulations of Title 8 of the California Code of Regulations, or any other applicable regulation:
3276(e)(19)

The Division may also classify the violation as "willful serious" or "repeat serious".

You are encouraged to provide, in writing, any statements and supporting evidence showing that the Division should not classify the citation as "serious". Factors the Division may consider include the following:

1. Training for employees and supervisors relevant to preventing employee exposure to the hazard or to similar hazards
2. Procedures for discovering, controlling access to and correcting the hazard or similar hazards
3. Supervision of employees exposed or potentially exposed to the hazard
4. Procedures for communicating to employees about your health and safety rules and programs
5. Any additional information that you wish to provide such as:
 - a. An explanation of the circumstances surrounding the alleged violative events
 - b. Why you believe a serious violation does not exist
 - c. Why you believe your actions related to the alleged violative events were reasonable and responsible

Use "Employer's Signed Response to Notice of Intent to Classify Citation As Serious" form (attached). Additional statements and supporting evidence can be attached to the form. Use a separate form to respond to each "Notice of Intent to Classify Citation As Serious" received from the Division.

Please return the form, along with your additional statements and supporting evidence. Also, attach a copy of this notice. Information received by 09-02-2016 will be considered before the Division issues the citation. Information received after this date may not be considered before the Division issues the citation. If no information is received at all, the citation may still be issued.

If you have any questions, please contact me at the phone number or address in the letterhead.

Sincerely,

Rud C. APM
 Ayman Shiblak
 District Manager

0950633
 RID

X3063
 CSHO ID

NA
 Optional Report Nr.

1135857
 Inspection Nr.

DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Occupational Safety and Health
San Bernardino District Office
464 West 4th Street, Suite 332
San Bernardino, CA 92401
Tel. # (909) 383-4321 Fax # (909) 383-6789



Employer's Signed Response to Notice of Intent to Classify Citation As Serious

(Please attach additional information and evidence as necessary to support your response and a copy of the Division's "Notice of Intent to Classify Citation As Serious")

[Empty box for attaching supporting information and evidence]

I have reviewed the forgoing statement and declare that it is true and correct to the best of my knowledge and that all submitted information, including supporting evidence, is accurate. I understand that pursuant to Labor Code section 6432, this statement and any additional statements and supporting evidence submitted by me can be used by the Division in support of any citation issued.

Employer: _____
Signature: _____ Date: _____
Name: _____ Title: _____

OFFICE USE ONLY

The above statement and attached document has been received and considered prior to issuance or non-issuance of proposed serious citation.

Compliance Safety and Health Officer: _____ Date: _____
District Manager: _____ Date: _____

Comments:

Please return form to address on the letterhead.

0950633
RID

X3063
CSHO ID

NA
Optional Report Nr.

1135857
Inspection Nr.