

LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

STATE OF HAWAII

In the matter of, )  
 DIRECTOR, DEPARTMENT OF LABOR )  
 AND INDUSTRIAL RELATIONS, )  
 Complainant, )  
 )  
 vs. )  
 )  
 HAWAII COUNTY ECONOMIC )  
 OPPORTUNITY COUNCIL, )  
 Respondent. )

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CASE NO. OSAB 93-037  
 (OSHCO No. Y0816)  
 (Report No. 103848966)

FILED  
 LIR APPEALS BOARD  
 HONOLULU, HAWAII  
 94 JUL 21 8:53

DECISION AND ORDER

This occupational safety and health case is before the Board on appeal by Responent, HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL, from the Citation and Notification of Penalty issued by the Administrator of the Division of the Occupational Safety and Health (DOSH), Department of Labor and Industrial Relations on August 4, 1992.

The sole issue is whether the amount of the proposed amended penalties, which total \$5,600.00, for violations of Standards §§12-60-2(a)(3), 12-79-3(h), 12-80-4(h)(3), 12-80-5(b)(10), 12-89-5(f)(4), 12-89-6(b)(2), and 12-51-2(a)(1) is appropriate.

FINDINGS OF FACT

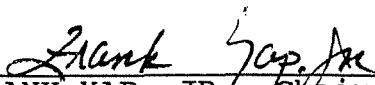
1. Respondent, HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL, is a private non-profit organization whose income is dependent on public funds.

2. The hazards cited by DOSH were promptly abated.

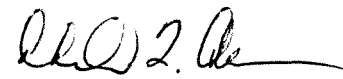
CONCLUSIONS OF LAW

We conclude that a penalty of \$1,000.00 for the above noted violations is appropriate in this case.

Dated: Honolulu, Hawaii, JUL 21 1994.

  
FRANK YAP, JR., Chairman

  
CAROL K. YAMAMOTO, Member

  
CHARLES T. AKAMA, Member

I do hereby certify that the foregoing is a full, true and correct copy of the original on file in this office.

