



STATE OF TENNESSEE
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT

PHIL BREDESEN
Governor

220 French Landing Drive
Nashville, TN 37243-1002
(615) 741-2582

JAMES G. NEELEY
Commissioner

NOTICE OF PUBLIC MEETING
STATE OF TENNESSEE
DEPARTMENT OF LABOR & WORKFORCE DEVELOPMENT
OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION
July 30, 31, 2008

The Tennessee Occupational Safety and Health Review Commission will hold a meeting on Wednesday, July 30, 2008, and on Thursday, July 31, 2008 if necessary, at 9:00 a.m. This meeting will be held in the Review Commission Hearing Room on the First Floor at 220 French Landing Drive, in Nashville, Tennessee. The meeting will be conducted permitting participation by electronic or other means of communication.

The Tennessee Occupational Safety and Health Review Commission is comprised of Marsha Vaughn (East), Chairman, J. Russell Farrar (Middle), and James W. Cunningham (West) who (a) review citations issued under T.C.A. § 50-3-307 and monetary penalties assessed under T.C.A. §§ 50-3-402 – 50-3-408 and (b) may affirm, modify, or revoke a citation or a monetary penalty.

Individuals with disabilities who wish to participate in these proceedings should contact the Tennessee Department of Labor and Workforce Development to discuss any auxiliary aids or services needed to facilitate such participation. Such contact may be in person, by writing, telephone, or other means and should be made no less than ten days prior to the scheduled meeting date to allow time to provide such aid or service. Contact the Department of Labor and Workforce Development, Labor Standards Division, 220 French Landing Drive, Nashville, TN 37243-1002, Telephone (615) 741-2858. Hearing impaired callers may use TDD 1-800-255-5872.

**AGENDA
OCCUPATIONAL SAFETY AND HEALTH
REVIEW COMMISSION MEETING
220 FRENCH LANDING
NASHVILLE, TENNESSEE
July 30, 31, 2008 Hearing Proposed Docket**

CALL TO ORDER: 9:00 a.m. (CST)

SETTLEMENT AGREEMENTS:

<u>Item</u>	<u>Docket</u>	<u>No.</u>	<u>Case Reference</u>	<u>Category</u>
1)	07-07		Jesus A. Urrutia	- Safety
2)	07-09		IND-PRO, Inc. d/b/a HETSCO, Inc.	- Safety
3)	07-12		The Great Spa Manufacturing Co., Inc. d/b/a Infinity Spas	- Safety
4)	07-16		Hickory Springs Manufacturing, Co.	- Health
5)	07-19		Able Masonry, Inc.	- Safety
6)	07-20		Steve Bunn d/b/a Custom Crate & Pallet	- Safety
7)	07-21		James Fredrick Cook	- Safety
8)	07-23		LoJac Enterprises	- Safety
9)	07-25		Con-Way Freight, Inc.	- Health
10)	08-03		Fehr Construction LLC	- Safety
11)	08-04		Tyson Foods, Inc.	- Safety
12)	08-06		McKenney's, Inc.	- Safety
13)	08-07		JWC Specialties, Inc.	- Safety

ORDERS

Dismissal

- 1) 07-18 **ThyssenKrupp Elevator Corporation** - Safety
Pending Agreed Order of Dismissal

MOTIONS

Default

- 1) 07-26 **Amusements of America** - Health
Pending Motion for Default Judgement
- 2) 08-05 **Richard Herring**
d/b/a R.D. Herring & Sons - Safety
Pending Motion for Default Judgement
- 3) 08-08 **Joseph J Levitt, Jr.** -Health
d/b/a Applewood Apartments
DAN BAILEY FOR TOSHA\JOSEPH J. LEVITT, RESPONDANT

FORMAL HEARINGS:

<u>Item</u>	<u>Docket</u>	<u>No.</u>	<u>Case Reference</u>
1)	07-27		Donald R. West d/b/a Marble Design Concepts - Health <i>DAN BAILEY FOR TOSHA\DONALD R. WEST, RESPONDANT</i>
2)	08-02		Swift Roofing -Safety <i>DAN BAILEY FOR TOSHA\CHARLES J. MATAYA FOR RESPONDANT</i>

ADMINISTRATIVE MATTERS:

- 1) Confirmation of date(s) for 2008 meetings

CONSIDERATIONS BY THE BOARD:

- 1) Time Sheets
2) Expense Reports