

1-28-2015

Pc OSC File No DT-D-3233

Karen Gorman

Per your letter to me dated Jan 22, 2015

I having the following comments:

1. My Comments are the same as the second complainant (Harold) Jim Daniels. Mr Daniels adopted the full allegations of my late husband, David Hendricks, I agree and submit his comments to these allegations as mine.

2. Regarding Ms Brita comments on the OSHA medical surveillance program. David Hendricks was not given a a termination of employment examination as required by OSHA regulation 1910.1001 (1)(4), subpart Z, toxic and Hazardous Substances, this was not completed 30 days before or after termination of his employment. Attached OSHA Resolution
777 Analyzed of Hendricks

*Occupational Safety and Health Standards
Subpart Z, Toxic and Hazardous Substances*

1910.1001(l)(4)

Termination of employment examinations.

1910.1001(l)(4)(i)

The employer shall provide, or make available, a termination of employment medical examination for any employee who has been exposed to airborne concentrations of fibers of asbestos at or above the TWA and/or excursion limit.

1910.1001(l)(4)(ii)

The medical examination shall be in accordance with the requirements of the periodic examinations stipulated in paragraph (l)(3) of this section, and shall be given within 30 calendar days before or after the date of termination of employment.