ORIGINAL

Complainant,

Respondent.

NEVADA OCCUPATIONAL SAFETY AND HEALTH

REVIEW BOARD

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CHIEF ADMINISTRATIVE OFFICER OF

DIVISION OF INDUSTRIAL RELATIONS OF THE DEPARTMENT OF BUSINESS

THE OCCUPATIONAL SAFETY AND

HEALTH ADMINISTRATION,

KITCHEN CONCEPTS, INC.,

AND INDUSTRY,

vs.

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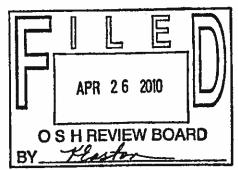
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DOCKET NO. LV 09-1372

Inspection No. 312904626



ORDER GRANTING APPLICATION FOR ENTRY OF DEFAULT AND ORDER OF DEFAULT JUDGMENT

This matter, having come before the Nevada Occupational Safety and Health Review Board on the Complainant's Application for Entry of Default and Default Judgment, for good cause appearing, the Board finds and concludes as follows:

1. Despite the numerous and extended efforts urging Respondent, Kitchen Concepts, Inc., to do so, Respondent has failed to file an answer, timely or untimely, or otherwise plead to the Complaint filed by the Occupational Safety and Health Administration of the Division of Industrial Relations, Department of Business and Industry ("Nevada OSHA"). Accordingly, the Board finds that Respondent Kitchen Concepts, Inc. committed each of the violations of law described in the Complaint (and as being deemed admitted by the Respondent), and that any affirmative defenses are deemed waived. DEFAULT IS HEREBY ENTERED against Respondent, Kitchen Concepts, Inc.

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The proposed \$27,000.00 penalty for the violations of law described in the Complaint 2. being properly issued, the amount appropriate as reflecting due consideration of the employer's size, the employer's good faith, and the gravity of the violations as alleged as required by NRS 618.625, the Board hereby enters a DEFAULT JUDGMENT in favor of Nevada OSHA and against Respondent, Kitchen Concepts, Inc. in the amount of TWENTY-SEVEN THOUSAND DOLLARS (\$27,000.00). Dated this day of Nevada Occupational Safety and Health Review Board TIM JONES, Chairman

Any party who is aggrieved by this order may file a petition for judicial review in accordance with NRS chapter 233B.