

U.S. DEPARTMENT OF LABOR  
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

In the Matter of: **Anthony L. Jordan Health Corp., dba Jordan Health Center**  
OSHA No.(s): **11355522**

INFORMAL SETTLEMENT AGREEMENT

The undersigned Employer and the Occupational Safety and Health Administration (OSHA), in settlement of the above citation(s) and penalties which were issued on **03/22/2019**, hereby agree as follows:

1. The Employer agrees to comply with 29 CFR 1903.19, Abatement Verification regulation, by certifying that abatement has been accomplished and agrees to submit documented proof of abatement where required. The Employer agrees to submit this information within ten (10) days of the date each violation must be abated as cited in the above citation(s) or, if amended by this agreement, as amended below.
2. The Employer agrees to pay the proposed penalties, if any, as issued with the above citation(s), or, if amended by this agreement, as amended below. Unless otherwise stated in this agreement, the proposed penalties are **due and payable fifteen (15)** working days from the signature date of this agreement. Checks or money orders must be made payable to "U.S. Dept. of Labor/OSHA".
3. The Employer and OSHA agree that the following citations and penalties, if any, are not being amended:

NA


4. OSHA agrees that the following citations and penalties are being amended as shown below:
  - **Cit 01 Item 001a– Withdrawn**
  - **Cit 01 Item 001b– abatement date amended to 06/06/2019; penalty amended to \$6,000.00**
  - **Cit 01 Item 002a– abatement date amended to 06/06/2019; penalty amended to \$6,000.00**
  - **Cit 01 Item 002b– abatement date amended to 06/06/2019**
  - **Cit 02 Item 001– penalty amended to \$1,000.00**

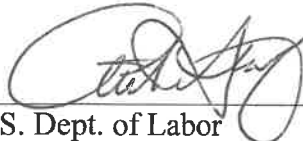
**TOTAL PENALTY \$13,000.00 DUE ACCORDING TO PAYMENT  
PLAN AS FOLLOWS:**

<b>05/15/2019 amount due: \$3250.00</b>	<b>11/15/2019 amount due: \$3250.00</b>
<b>08/15/2019 amount due: \$3250.00</b>	<b>02/15/2020 amount due: \$3250.00</b>

**NOTE: A ten (10) day grace period shall be allowed for receipt of each installment. In the event that you default on this agreement by failing to make timely payment of any installment, the entire outstanding balance of the original penalty of \$20,839.00 shall become immediately due and payable.**

5. The Employer, by signing this Informal Settlement Agreement, hereby waives its rights to contest the above citation(s) and penalties, as amended in paragraph 4 of this agreement.
6. The employer agrees to immediately post a copy of this Settlement Agreement in a prominent place at or near the location of the violation(s) above and provide the employee representative(s) with a copy. This Settlement Agreement must remain posted until the violation(s) have been corrected, or for three working days (excluding weekends and Federal Holidays), whichever is longer.
7. The Employer agrees to continue to comply with the applicable provisions of the Occupational Safety and Health Act of 1970, and the applicable safety and health standards promulgated pursuant to the Act.

  
For the Employer: JASON M. DUNN, CEO  
Anthony L. Jordan Health Corp., dba Jordan Health Center

  
U.S. Dept. of Labor

Inspection No. 11355522

4/9/19  
Date

04/09/2019  
Date

### NOTICE TO EMPLOYEES

The law gives you or your representative the opportunity to object to any abatement date set for a violation if you believe the date to be unreasonable. Any contest to the abatement dates of the citations amended in the above paragraph of this Settlement Agreement must be mailed to the U.S. Department of Labor OSHA Area Office at 130 S. Elmwood Avenue, Suite 500, Buffalo, NY 14202-2465, within 15 working days (excluding weekends and Federal Holidays) of the receipt by the Employer of this Settlement Agreement. You or your representative also have the right to object to any of the abatement dates set for violations, which were not amended, provided that the objection is mailed to the office shown above within the 15-working day period established by the original citation.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 1355522  
**Inspection Date(s):** 10/24/2018 - 03/19/2019  
**Issuance Date:** 03/22/2019



**Citation and Notification of Penalty**

**Company Name:** Anthony L. Jordan Health Corp., dba Jordan Health Center  
**Inspection Site:** 82 Holland Street, Rochester, NY 14605

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The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

**Citation 1 Item 1 a** Type of Violation: **Serious**

29 CFR 1910.1030(c)(1)(i): The employer having employee(s) with occupational exposure did not establish a written Exposure Control Plan designed to eliminate or minimize employee exposure:

- a) **Facility - On or about 11/17/2018 and continuing - Dental Assistants, Dental Hygienists, Dentists, LPNs, RNs, Physicians, and Physician Assistants are working in an area where there is the presence and/or reasonably anticipated presence of blood or other potentially infectious material. The employer had not developed and implemented an Exposure Control Plan in order to minimize employees' exposure to blood and/or other potentially infectious materials.**

**ABATEMENT CERTIFICATION REQUIRED**

Date By Which Violation Must be Abated:  
Proposed Penalty:

04/24/2019  
\$9472.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



**Citation and Notification of Penalty**

**Company Name:** Anthony L. Jordan Health Corp., dba Jordan Health Center  
**Inspection Site:** 82 Holland Street, Rochester, NY 14605

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**Citation 1 Item 1 b Type of Violation: **Serious****

29 CFR 1910.1030(c)(1)(ii)(A): The employer's Exposure Control Plan did not include the exposure determination required by 29 CFR 1910.1030(c)(2):

- a) **Facility, On or about 11/17/2018 and continuing- the employer's written Exposure Control Plan did not include the exposure determination for employees with Occupational Exposure to blood and OPIM including Dental Assistants, Dental Hygienists, Dentists, LPNs, RNs, Physicians, and Physician Assistants as required by 29 CFR 1910.1030(c)(2).**

**ABATEMENT CERTIFICATION REQUIRED**

Date By Which Violation Must be Abated:

04/24/2019

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 1355522  
**Inspection Date(s):** 10/24/2018 - 03/19/2019  
**Issuance Date:** 03/22/2019



**Citation and Notification of Penalty**

**Company Name:** Anthony L. Jordan Health Corp., dba Jordan Health Center  
**Inspection Site:** 82 Holland Street, Rochester, NY 14605

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The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

**Citation 1 Item 2 a** Type of Violation: **Serious**

29 CFR 1910.1030(g)(2)(i): The employer did not ensure that each employee with occupational exposure participated in a training program:

- a) **Facility - On or about 11/17/2018 and continuing, the employer did not ensure that each employee including Dental Assistants, Dental Hygienists, Dentists, LPNs, RNs, Physicians, and Physician Assistants with occupational exposure participated in a training program.**

**ABATEMENT CERTIFICATION REQUIRED**

Date By Which Violation Must be Abated:  
Proposed Penalty:

05/06/2019  
\$9472.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

**U.S. Department of Labor**  
Occupational Safety and Health Administration

**Inspection Number:** 1355522  
**Inspection Date(s):** 10/24/2018 - 03/19/2019  
**Issuance Date:** 03/22/2019



**Citation and Notification of Penalty**

**Company Name:** Anthony L. Jordan Health Corp., dba Jordan Health Center  
**Inspection Site:** 82 Holland Street, Rochester, NY 14605

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**Citation 1 Item 2 b Type of Violation: **Serious****

29 CFR 1910.1030(g)(2)(ii): The employer did not ensure that training provided to employees with occupational exposure met the requirements of 29 CFR 1910.1030(g)(2)(ii)(A) through (g)(2)(ii)(B):

- a) **Facility - On or about 11/17/2018 and continuing, the employer did not ensure that training provided to employees with occupational exposure including Dental Assistants, Dental Hygienists, Dentists, LPNs, RNs, Physicians, and Physician Assistants met the requirements of 29 CFR 1910.1030(g)(2)(ii)(A) through (g)(2)(ii)(B).**

**ABATEMENT CERTIFICATION REQUIRED**

Date By Which Violation Must be Abated:

05/06/2019

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

U.S. Department of Labor  
Occupational Safety and Health Administration

Inspection Number: 1355522  
Inspection Date(s): 10/24/2018 - 03/19/2019  
Issuance Date: 03/22/2019



**Citation and Notification of Penalty**

**Company Name:** Anthony L. Jordan Health Corp., dba Jordan Health Center  
**Inspection Site:** 82 Holland Street, Rochester, NY 14605

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

**Citation 2 Item 1 a Type of Violation: **Other-than-Serious****

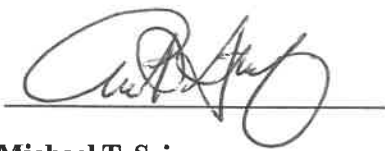
29 CFR 1904.32(a)(2): A log and summary or all recordable occupational injuries and illnesses, (OSHA Form No. 300 or equivalent), was not maintained, and completed at the establishment.

- a) **Facility - On or about 3/19/2019, the employer did not maintain the OSHA Form No. 300 for calendar 2018.**

**ABATEMENT CERTIFICATION REQUIRED**

Date By Which Violation Must be Abated:  
Proposed Penalty:

03/28/2019  
\$1895.00

  
**Michael T. Scime**  
Area Director

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.