

STATE OF CALIFORNIA
OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
2520 Venture Oaks Way, Suite 300
Sacramento, California 95833
(916) 274-5751

In the Matter of the Appeal of:
CHEVRON U.S.A. INC.

Docket No(s) .
13-R6D3-663
through 678

Mark L. Farley, Partner
I.D. No. 6/3/A0572/004/2013

NOTICE OF HEARING

YOU ARE HEREBY NOTIFIED that the above-captioned matter has been set for hearing at

DIVISION OF OCCUPATIONAL SAFETY & HEALTH
1515 Clay Street, Room 1304
Oakland, CA 94612

June 17 through June 20, 2014 – 9:00 AM

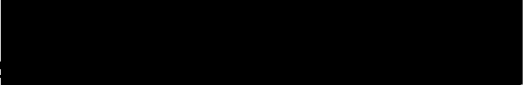
AND

July 15 through July 18, 2014 – 9:00 AM

and that at the above time and place the Occupational Safety and Health Appeals Board will proceed to hear and dispose of the appeal in the manner prescribed by Law. A party may be, but not need be, represented by an attorney, may present any relevant evidence and will be given full opportunity to cross-examine all witnesses. A party is entitled to the assistance of an interpreter and the issuance of subpoenas to compel the attendance of witnesses and subpoenas duces tecum to compel the production of documents or things in accordance with established rules of practice and procedure by applying to the Occupational Safety and Health Appeals Board, 2520 Venture Oaks Way, Suite 300, Sacramento, California 95833.

OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD

Date of Notice: March 26, 2014

By 

Executive Officer

NOTE: CONTINUANCES ARE DISFAVORED AND WILL BE GRANTED ONLY UPON A CLEAR SHOWING OF GOOD CAUSE. REQUESTS FOR CONTINUANCES ARE TO BE MADE IMMEDIATELY, BUT NOT LATER THAN 15 DAYS AFTER THE DATE OF THIS NOTICE (5 extra days if the address of the recipient seeking a continuance is in California - 10 days if out-of-state).

The parties are expected to submit all issues for decision at the hearing. All witnesses, evidence, and other proof must be available at the hearing. The official record for Appeals Board hearings shall be taken by an electronic device. Any party desiring the presence of a court reporter must make their own arrangements.

A copy of this Notice of Hearing shall be served by the employer on an authorized employee representative of affected employees by personal delivery or by postage pre-paid first class mail, or on affected employees who are not represented by an authorized employee representative by posting a copy of this notice at or near the referenced site of violation, positioned so as to be easily read by employees working in the area. *In addition, notice of this Hearing shall be served on any employee or their representative, seriously injured or killed in an accident related to this appeal.*

NOTICE TO PARTIES: Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the Occupational Safety and Health Appeals Board, should contact the Appeals Board at the above listed office or the state-wide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The state-wide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing.

DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare as follows:

I am a citizen of the United States, over the age of 18 years and not a party to the within action; my place of employment and business address is 2520 Venture Oaks Way, Suite 300, Sacramento, California.

On March 26, 2014 I served the attached Notice of Hearing by placing a true copy thereof in an envelope addressed to the persons named below at the address set out immediately below each respective name, and by sealing and depositing said envelope in the United States Mail at Sacramento, California, with postage thereon fully prepaid. There is delivery by the United States Mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed:

Jim Payne,, Secretary/Treasurer
USW OIL WORKERS/LOCAL 5
1333 Pine Street, Suite A
Martinez, CA 94553-0034

Mark L. Farley, Partner
KATTEN MUCHIN ROSENMAN LLP
1301 McKinney Street, Suite 3000
Houston, TX 77010-3033

District Manager
DOSH - PROCESS SAFETY MANAGEMENT UNIT
1450 Civic Court, Suite 550
Concord, CA 94520

Allyce Kimerling, Div.'s Legal Rep.
DOSH - Legal Unit
1515 Clay Street, Suite 1901
Oakland, CA 94612

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 26, 2014 at Sacramento, California.


Declarant