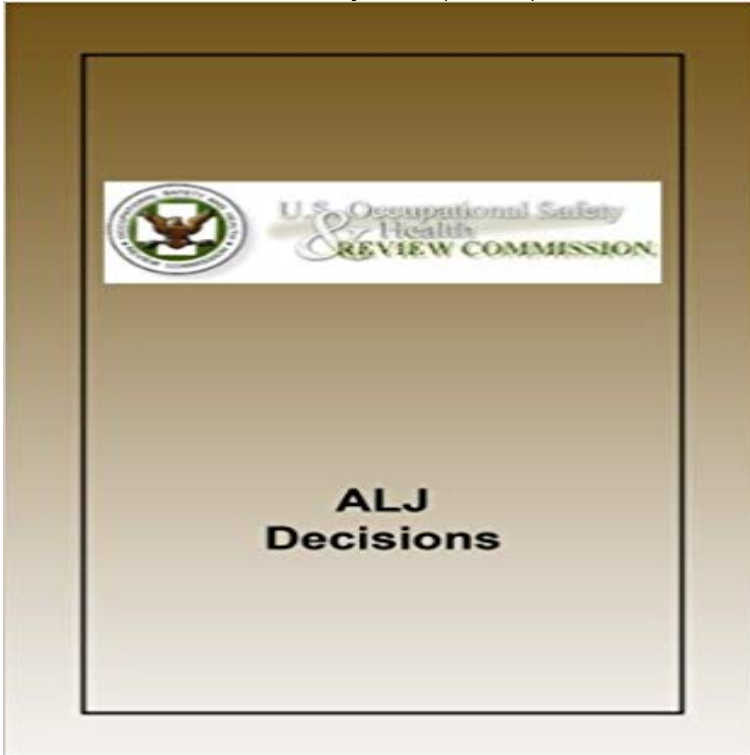


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Prior to the taking of evidence, Complainant withdrew Item 1 of Citation 1. At the conclusion of the hearing, findings of fact and conclusions of law were made with respect to the existence of ;he violations remaining at issue and the appropriate penalty. Findings were not made with respect to the serious characterization of Items 2, 3 and 4 of Citation No. 1. These findings are made now. Impalement on the unguarded rebar would cause serious physical injury, as would contact with the blade of the radial saw.

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