



STATE OF WASHINGTON  
DEPARTMENT OF LABOR AND INDUSTRIES

Division of Occupational Safety and Health  
PO Box 44600 • Olympia, Washington 98504-4600

October 15, 2025

MODERN S CONSTRUCTION LLC  
4004 108th Ave E  
Edgewood, WA 98372

Inspection: 317985911  
UBI: 603436182  
Region: 03 – Safety  
Inspector ID: C2100

Enclosed are the results of the safety and health inspection of your workplace. This packet contains:

- **Citation Invoice** – the total assessed penalty is \$258,514.00.
- **Citation and Notice of Assessment** – Washington Administrative Code (WAC) Violations.
- **Employer Certification of Abatement instruction and form** - Correct all violations and return written verification or penalties may result.
- **Employer Appeal Rights** – You have 15 working days to appeal this citation.

You must immediately post this Citation and Notice of Assessment at or near where the violation(s) occurred, where employees can easily find and read it, or where employees normally receive posted information. All postings must remain until you have corrected all violations, or for seven working days, whichever is longer. “Working day” means a calendar day, except Saturdays, Sundays and all legal state holidays.

Because this inspection is public information, the result will be posted by the Department of Labor & Industries. You may view it at <https://secure.lni.wa.gov/verify>.

**Please visit <https://www.lni.wa.gov/agency/public-disclosure/> if you would like to request a copy of the inspection file. Your choices are:**

- Safety & Health Citation Only
- Safety & Health Brief Inspector Summary Report (short description the inspector writes to summarize the reason for the inspection only – not complete file)
- Safety & Health Citation and Complete Inspection File (The complete legal file which contains the detailed information regarding the inspector’s findings, the citation, and calculation of any penalty. This will be especially helpful if you are contemplating filing an appeal.)

**If you have questions, call the compliance supervisor, Jason Smith, at (253) 596-3900.**

Respectfully,

L&I Assistant Director  
Division of Occupational Safety & Health  
Enclosure(s)



**Invoice**

**Inspection: 317985911**

UBI: 603436182 Legal Name: MODERN S CONSTRUCTION LLC DBA Name: MODERN S CONSTRUCTION LLC Inspection Site: 10420 228th Ave Ct E, Buckley, WA 98321	Issued: October 15, 2025 Opening Conference: May 05, 2025 Closing Conference: September 16, 2025 Inspector ID: C2100
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**Summary of Assessed Penalties Due**

The Citation and Notice of Assessment includes a full description of each violation.

Violation Item	Violation Type	WAC	Abatement Due Date	Penalty Amount
1-1	Willful Serious	WAC 296-880-20005(6)	Corrected	\$165,514.00
1-2	Willful Serious	WAC 296-880-10020(1)	11/01/2025	\$91,800.00
2-1	Repeat General	WAC 296-155-110(6)	11/01/2025	\$960.00
2-2	Repeat General	WAC 296-155-120(2)	11/01/2025	\$240.00
<b><u>Total Penalty Due</u></b>				\$258,514.00

**PAYMENT INFORMATION**

**Payment is due 15 \*working days from receipt of this citation (unless appealed).**

Pay L&I the amount due on this invoice by scanning the QR code listed below, or by visiting [www.lni.wa.gov/agency/pay-a-balance-due/](http://www.lni.wa.gov/agency/pay-a-balance-due/)

You may also mail a check made payable to the Department of Labor and Industries. Write Inspection number 317985911 on the check and mail to:

<p><b>Attn: DOSH Cashier</b>  <b>Department of Labor and Industries</b>  <b>PO Box 44835</b>  <b>Olympia, WA 98504-4835</b>          Or deliver to: Any L&amp;I office</p>	 
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\*Working day” means a calendar day, except Saturdays, Sundays, and all legal state holidays.



## Post This Document

# Citation and Notice of Assessment Citación por Infracción y Multa Civil Inspection: 317985911

UBI: 603436182

Legal Name: MODERN S CONSTRUCTION LLC

DBA Name: MODERN S CONSTRUCTION LLC

Inspection Site: 10420 228th Ave Ct E, Buckley, WA 98321

Issued: October 15, 2025

Opening Conference: May 05, 2025

Closing Conference: September 16, 2025

Inspector ID: C2100

### Violation 1 Item 1

WAC 296-880-20005(6)

Violation Type: Willful Serious

MODERN S CONSTRUCTION LLC did not ensure that, regardless of work activity, employees working at a height of four feet or more on a roof with a pitch greater than 4 in 12 are protected by one of the following: a guardrail, a designated safety attendant, a personal fall restraint system; a personal fall arrest system; a safety net system; a catch platform; or a warning line system.

One (1) employee was observed and photographed performing work above 11ft without one of the following: a guardrail, a designated safety attendant, a personal fall restraint system; a personal fall arrest system; a safety net system; a catch platform; or a warning line system.

Exposure to hazards of this nature can lead to serious injuries involving permanent disability, death, or chronic irreversible illness.

The violation above is cited as a repeat of the following:

1-1, cited on CNR 317983567 issued on 3/17/2025.

1-1, cited on CNR 317972017 issued on 10/16/2023.

**This violation was corrected during the inspection.**

**Assessed penalty: \$165,514.00**



## Post This Document

# Citation and Notice of Assessment Citación por Infracción y Multa Civil Inspection: 317985911

**Violation 1 Item 2**  
WAC 296-880-10020(1)

Violation Type: Willful Serious

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MODERN S CONSTRUCTION did not ensure that a written Fall Protection Work Plan (FPWP) was available on the jobsite for inspection by the department, including each area of the workplace where the employees are assigned and where fall hazards of 10 feet or more exist.

When the employer does not implement a written fall protection work plan, fall hazards may not be identified or documentation that employees are made aware of site specific fall protection requirements. Employee not using fall protection can result in death, or injuries involving permanent disability.

Exposure to hazards of this nature can lead to serious injuries involving permanent disability, death, or chronic irreversible illness.

The following additional correction documentation is required for this violation: A completed and signed fall protection work plan.

The violation above is cited as a repeat of the following;  
1-2, cited on CNR 317983567 issued on 3/17/2025.  
1-2, cited on CNR 317972017 issued on 10/16/2023.

**Correct By: 11/01/2025**  
**Assessed penalty: \$91,800.00**



## Post This Document

# Citation and Notice of Assessment Citación por Infracción y Multa Civil Inspection: 317985911

**Violation 2 Item 1**  
WAC 296-155-110(6)

Violation Type: Repeat General

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MODERN S CONSTRUCTION LLC did not provide safety meetings for review when requested.

Without providing documentation that safety meetings are taking place, employees may not be aware of all hazards present on a construction site or of safety standards that the company is responsible to hold employees to.

The following additional correction documentation is required for this violation: Please provide documentation that safety meetings are taking place. This will need to have a date, safety topic discussed, and the employee names of who attended. Please email the safety meeting information to: [coab235@Lni.wa.gov](mailto:coab235@Lni.wa.gov)

The violation above is cited as a repeat of 4-1, cited on Citation and Notice 317983567 issued on 3/17/2025. You must provide proof of correction by the correction date shown below. Failure to meet this date may result in penalties.

<p><b>Correct By: 11/01/2025</b> <b>Assessed penalty: \$960.00</b></p>
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## Post This Document

# Citation and Notice of Assessment Citación por Infracción y Multa Civil Inspection: 317985911

**Violation 2 Item 2**  
WAC 296-155-120(2)

Violation Type: Repeat General

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MODERN S CONSTRUCTION LLC did not ensure all crew leaders, supervisors or persons in direct charge of one or more employees had a valid first-aid certificate.

Upon inspection, four (4) employees were engaged in construction work without a crew leader, supervisor, or person in direct charge who has a valid first-aid certification.

Injured employees without timely first-aid could potentially increase the severity of any injuries.

The following additional correction documentation is required for this violation: Please send a copy of a first-aid certificate or card of someone who works onsite by email to: [coab235@Lni.wa.gov](mailto:coab235@Lni.wa.gov)

The violation above is cited as a repeat of 5-1, cited on Citation and Notice 317983567 issued on 3/17/2025. You must provide proof of correction by the correction date shown below. Failure to meet this date may result in penalties.

**Correct By: 11/01/2025**

**Assessed penalty: \$240.00**

## Employer Certification of Abatement Instructions Inspection: 317985911

### What you must do now:

- Check the correction due date(s) shown on the enclosed Employer Certification of Abatement Form. You must fully correct the hazards by these dates.
- Describe on the form how you corrected each hazard, rather than what you *intend to do* in the future. Examples:

**Right:**            *All staff have received the required training.*

**Wrong:**           *All staff will receive the required training next week.*

Use attachments if you need more space. Submit additional documentation of hazard correction if requested in the citation packet.

- Fill in the date you corrected the hazard and sign.
- Post a copy of the completed form for at least seven working days, or until you have corrected all violations, whichever is longer. It must be posted near the hazard location or in a place that is readily accessible by affected employees and their representatives.
- Send your completed form to the address provided.

**Note:** If we do not receive written confirmation you have corrected the hazards, we will take follow-up action, which may include additional penalties. If you provide us with false information, you may face criminal penalties.

### If you are unable to fix the hazard(s) by the correction due date(s):

We must receive your written request for an extension **before** the correction due date(s) listed for the hazard(s). Correction due dates are shown on the enclosed Citation and Notice of Assessment and on your Employer Certification of Abatement Form(s).

Extensions are not automatically granted. To be considered for an extension, you must provide the following:

- Inspection number, employer name, telephone number, and site address.
- Violation and Item number for each requested extension.
- Correction due date on the citation and additional time needed.
- Steps taken to fix the hazard by the correction due date.
- Why you cannot correct the hazard by the correction due date.
- How you will protect your employees until you fix the hazard.

For more information, contact:  
Or call: (253) 596-3900

Jason Smith, Compliance Supervisor  
Department of Labor and Industries  
950 Broadway Suite 200  
Tacoma, WA 98402

You must post all documentation associated with your request for extension with your citation packet. All postings must remain until you have corrected all violations, or unless you have appealed and received and posted your hearing notice.



## Employer Certification of Abatement Form Inspection: 317985911

UBI: 603436182 Legal Name: MODERN S CONSTRUCTION LLC Inspection Site: 10420 228th Ave Ct E, Buckley, WA 98321	Issued: October 15, 2025 DBA Name: MODERN S CONSTRUCTION LLC
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**You must complete this form and return it to:**

Aaron Collier  
 Department of Labor & Industries  
 9500 Broadway #200  
 TACOMA, WA 98402

Or Fax to:  
 Or Email to: [coab235@LNI.WA.GOV](mailto:coab235@LNI.WA.GOV)

Violation(s) are fully described in the Citation and Notice of Assessment section.

Violation, Item & Group#	Type of Violation	WAC# Violated	Correction Due Date
1-2	Willful Serious	WAC 296-880-10020(1)	11/01/2025
No fall protection work plan provided upon request			
<b>How you corrected the hazard →</b>			
<b>Date you corrected the hazard →</b>			

Violation(s) are fully described in the Citation and Notice of Assessment section.

Violation, Item & Group#	Type of Violation	WAC# Violated	Correction Due Date
2-1	Repeat General	WAC 296-155-110(6)	11/01/2025
Weekly safety meetings not provided upon request			
<b>How you corrected the hazard →</b>			
<b>Date you corrected the hazard →</b>			

I certify that the hazards described in this Employer Certification of Abatement Form have been corrected as described above. Affected employees and their representatives have been informed of the correction activities. I am aware that knowingly providing false information may result in criminal penalties (RCW 49.17.190(2)).

Signature	Printed Name	
Title	Date	Phone No.
<b>DOSH USE ONLY</b>		

DOSH Reviewer's Signature

Date



## Employer Certification of Abatement Form Inspection: 317985911

UBI: 603436182 Legal Name: MODERN S CONSTRUCTION LLC Inspection Site: 10420 228th Ave Ct E, Buckley, WA 98321	Issued: October 15, 2025 DBA Name: MODERN S CONSTRUCTION LLC
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**You must complete this form and return it to:**

Aaron Collier  
 Department of Labor & Industries  
 9500 Broadway #200  
 TACOMA, WA 98402

Or Fax to:  
 Or Email to: coab235@LNI.WA.GOV

Violation(s) are fully described in the Citation and Notice of Assessment section.

Violation, Item & Group#	Type of Violation	WAC# Violated	Correction Due Date
2-2	Repeat General	WAC 296-155-120(2)	11/01/2025
No first-aid certification provided upon request			
<b>How you corrected the hazard →</b>			
<b>Date you corrected the hazard →</b>			

I certify that the hazards described in this Employer Certification of Abatement Form have been corrected as described above. Affected employees and their representatives have been informed of the correction activities. I am aware that knowingly providing false information may result in criminal penalties (RCW 49.17.190(2)).

Signature	Printed Name	
Title	Date	Phone No.
<b>DOSH USE ONLY</b>		

DOSH Reviewer's Signature

Date

## For Employers

If you are cited for a violation of Occupational Safety and/or Health rules, you have the right to appeal the citation. **You have 15 working days from the date you receive this citation to appeal.** (RCW 49.17.140(1)) "Working day" means a calendar day, except Saturdays, Sundays and all legal state holidays. Your appeal must be in writing. It may be mailed, faxed, personally delivered or electronically filed. If you electronically file, the Department will send an automated acknowledgement that the appeal was received. **If you do not receive acknowledgement, please ensure you have addressed it to the correct email.** You can also contact the Appeals Program at the number listed below.

For violations classified as serious, willful, repeat serious, or failure to abate serious, an employer must correct the violations by the date listed on the Citation and Notice / Employer's Certification of Abatement form unless a stay of abatement date is requested in the appeal as described on this page. A stay of abatement date means the employer's requirement to abate or correct the hazard is put on hold until the appeal is resolved. All general and repeat general violations under appeal automatically have stay of abatement dates until a final order on those violations has been issued. If you only need an extension of an abatement date, please see the above section entitled, **"If you are unable to fix the hazard(s) by the abatement due date(s)"**.

### Your appeal must include:

- Business name, address, telephone number, and contact information for the employer's representative, if any, such as an attorney or interpreter.
- Inspection Number (You will find this nine-digit number in the top right corner of this page.)
- Statement explaining:
  1. What you believe is wrong with the citation and any related facts.
  2. What you believe should be changed, and why.
  3. What relief you are seeking and why.
  4. Signature and Date.

**If you are requesting a stay of abatement date for serious, willful, repeat serious or failure to abate serious, you must also include:**

- Each violation and item number for which a stay of abatement date is requested; and
- The reason for the stay of abatement date request.

Note: Employees and/or employee representatives may elect to participate in appeal hearings.

## Posting requirement:



You must post your appeal documents (along with this citation packet) until the appeal is resolved. You must also post all other documents related to this appeal.

## For Employees or Their Representatives

If your employer is cited, you may only appeal the abatement due date(s).

### Your appeal must include:

- Your name, address, telephone number, and the same information for anyone who is representing you, if any.
- Inspection number.
- Statement explaining why the abatement due date should be changed.

Send all Appeals to:	Scan the QR Code below to:	
<p><b>Assistant Director for DOSH Services</b>  <b>Attn: DOSH Appeals</b>  <b>PO Box 44604</b>  <b>Olympia, WA 98504-4604</b>            Electronically to: <a href="mailto:DOSHAppeals@Lni.wa.gov">DOSHAppeals@Lni.wa.gov</a>            Fax to: <b>(360) 902-5581</b> or deliver to: <b>Any L&amp;I office</b></p>	<p>Complete the WISHA Citation &amp; Notice Appeal Form, OR visit</p> <p><a href="http://www.Lni.wa.gov/safety-health/safety-rules/safety-citation-appeals">www.Lni.wa.gov/safety-health/safety-rules/safety-citation-appeals</a></p>	 

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