

Case Analysis

Required questions to ask in the analysis:

1. What was the relationship between the exposed worker and the employer to be cited?
 - If this was a multi-employer site, use P&P C-1C.
 - If this was a dual-employer situation, use P&P C-1D.
2. Do any affirmative defenses apply (e.g., independent employee act defense)? If so, is there rebuttal evidence?
3. Do any exceptions in the regulation apply? If so, is there rebuttal evidence?

Evidence Grid

ELEMENT	RELEVANT FACTS: How do the elements apply? How did the employer violate the regulation?	DESCRIBE THE SUPPORTING EVIDENCE: What evidence can you show to convince others that the elements apply and the employer violated the regulation?					
		CSHO Observation and Testimony	Employer Admission	Witness Statement	Photo, Video, or Sketch	Documents	Other
The worker was an employee.	Yes/No						
The employee was exposed within the past 6 months preceding the issuance of the citation.	Yes/No						