

NOTICE OF MEETING AND AGENDA  
OF THE INDUSTRIAL COMMISSION OF ARIZONA

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Industrial Commission of Arizona and to the general public that the Industrial Commission of Arizona will hold a meeting open to the public on **Thursday, April 25, 2024, beginning at 1:00 p.m.** in the Auditorium at 800 West Washington, Phoenix, Arizona. Members of the Industrial Commission will attend either in person or by telephone conference call, or by video conference. The Commission may vote to hold an Executive Session for the purpose of obtaining legal advice from the Commission's attorneys on any matter listed on the agenda pursuant to A.R.S. § 38-431.03(A)(3). The Executive Session is not open to the public. This agenda is subject to change up to 24 hours prior to the meeting. The Commission Chair reserves the right to change the order of the items on the agenda, except for matters set for a specific time.

The agenda for the meeting is as follows:

1. Call to Order.
2. Approval of Minutes of April 15, 2024 Regular Meeting Minutes.
3. Consent Agenda:

All items following under this agenda item are consent matters and will be considered by a single motion with no discussion unless a Commissioner asks to remove an item on the consent agenda to be discussed and voted on separately. The Commission may move into Executive Session under A.R.S. § 38-431.03(A)(2) to discuss records exempt by law from public inspection. Legal action involving a final vote or decision shall not be taken in Executive Session. If such action is required, then it will be taken in General Session.

a. Approval of Requests for Renewal of Self-Insurance Authority.

1. City of Scottsdale
2. Pima County
3. Roman Catholic Church Diocese of Tucson

b. Approval of Arizona Division of Occupational Safety and Health Proposed Citations and Penalties Less Than \$15,000.

1. CP-2024-JW184-0046 Arizona Merchants, LLC dba Marshalls Distribution Center
2. PP-2024-JW184-0043 Arrowmark Underground LLC dba Local Underground Construction
3. UR-2024-JW184-0049 Gray Wolf Integrated Construction Company
4. CP-2024-VM508-0024 Kids Empire Gilbert (AZ) LLC
5. UR-2024-MB431-0032 Kory Excavation, LLC
6. PP-2024-JW184-0041 M S W Contracting LLC
7. PP-2024-JW184-0042 Molina Contracting Inc
8. CP-2024-T3633-0139 Noble Industries LLC
9. CP-2024-VM508-0020 Ocean Blue Cottonwood
10. CP-2024-EG419-0028 Oldcastle APG Northeast, Inc.

11. CP-2024-VM508-0022 Poolman 2000, LLC
12. RF-2024-JR339-0032 Progressive Services, Inc. dba Progressive Roofing
13. CP-2024-T3633-0145 Tucson Rubberized Coatings, Inc.

4. Discussion and Action regarding Proposed Retaliation Penalty.

1. RT-2324-0098 American Solar Electric, Inc.
2. RT-2324-0100 Southwest Airlines Co.
3. RT-2324-0104 Southwest Airlines Co.

5. Discussion and Action of Arizona Division of Occupational Safety and Health Proposed Citations and Penalties.

1. American Woodmark Corporation
2. FedEx Freight, Inc.
3. Maria Lopez, A single Woman DBA Mexkitez Landscaping
4. Castro's Iron Works & Steel Supply, Inc.
5. Daley Roofing, LLC

6. Announcements, Scheduling of Future Meetings and Retirement Resolutions.

7. Public Comment.

This is the time for the public to comment on issues within the jurisdiction of the Industrial Commission of Arizona. The Commission Chair has the authority to impose reasonable time, place, and manner restrictions on those that wish to speak. Each presentation may be limited to one person per organization. Members of the Commission are not legally permitted to discuss or take legal action on any matter not specifically identified on the agenda, including matters raised in public comments. Pursuant to A.R.S. § 38-431.01(H), action taken as a result of public comment must be limited to directing staff to study the matter, responding to any criticism, or scheduling the matter for further consideration and decision at a later date.

The Notice of Meeting and Agenda is posted in the first floor lobby of the Phoenix Office of the Industrial Commission, 800 West Washington Street, Phoenix, Arizona 85007. A courtesy copy of the Notice of Meeting and Agenda is posted in the first floor lobby of the Tucson Office of the Industrial Commission, 2675 East Broadway Boulevard, Tucson, Arizona 85716.

Persons with a disability may request a reasonable accommodation by contacting Commission Secretary Kara Dimas in the Office of the Commission Director at (602) 542-4411. Requests should be made as early as possible to allow time to arrange the accommodation.

Dated this 18th day of April, 2024.

INDUSTRIAL COMMISSION OF ARIZONA  
Kara Dimas, Commission Secretary