

Struck by - Inspection #1864150

A 70-year-old male was working as a truck driver. At the completion of his shift, the victim returned to the terminal to drop off his trailer. The investigation determined the victim had disconnected all hoses/lines and dropped the trailer's landing gear. It appears the victim disconnected the kingpin, and the truck began to roll. It is believed the victim attempted to regain control of the vehicle by climbing in the cab but fell in the process and was struck by the truck sustaining fatal injuries. The investigation indicated the parking brake was not set.

There were no witnesses nor video of the event.

Citation(s) as Originally Issued

A complete inspection was conducted at the accident scene. Some of the items cited may not directly relate to the fatality.

Citation 1 Item 1 Type of Violation: Serious

TCA 50-3-105(1): The employer did not furnish to each of its employees conditions of employment and a place of employment free from recognized hazards that are causing or are likely to cause death or serious injury or harm to its employees:

In that an employee was exposed to a struck-by hazard while disconnecting a tank trailer without having the truck brakes set, resulting in a fatality.

Among other methods, one feasible and acceptable abatement method to correct this hazard would be to ensure the parking brake is always set before exiting the truck.

Proposed Penalty: \$2,800

Citation 1 Item 2 Type of Violation: Serious

29 CFR 1910.151(b): There was neither an infirmary, clinic, or hospital used for the treatment of all injured employees in near proximity to the workplace nor a person or persons adequately trained to render first aid:

In that no one was trained and designated to provide First Aid at all times while employees are working. The nearest clinic (Fast Pace) is approximately 12 minutes from the facility, and the nearest hospital (Fort Loudon Medical Center) is approximately 19 minutes from the facility.

Proposed Penalty: \$2,100

Citation 2 Item 1 Type of Violation: Other-than-Serious

TDLWD Rule 0800-01-03-.05(1)(a)1: An oral report of an employment accident resulting in a fatality was not made within eight hours after the occurrence to the nearest Area Office of

the Division of Occupational Safety and Health or to TOSHA toll free telephone number (1-800-249-8510).

In that an accident resulted in the fatality of an employee on 12/11/25 at approximately 8:30 PM was not reported until 12/12/25 at approximately 9:13 AM.

Proposed Penalty: \$3,500

