From: **Kyle Moring** [redacted]
Subject: Request for OSHA Forms 300 & 300A — Walmart Store #131 (Mount Pleasant, TX)
Date: October 19, 2025 at 10:09 AM
To: TICE - l0t058a. Logan l0t058a.s00131.us@wal-mart.com

KM

Good morning,

I am a former employee of Walmart Store #131 in Mount Pleasant, Texas. Pursuant to 29 C.F.R. § 1904.35(b)(2) and OSHA's interpretation of that rule, I hereby request copies of the establishment's OSHA injury and illness records for the periods identified below.

Records Requested

1. **OSHA Form 300 (Log of Work-Related Injuries and Illnesses):**
   - Calendar years **2020, 2021, 2022, 2023, 2024**, and **2025 year-to-date** (current log as of the date you process this request).
2. **OSHA Form 300A (Annual Summary):**
   - Calendar years **2020, 2021, 2022, 2023, and 2024**. *(I understand the 2025 Form 300A will not exist until after year-end and certification.)*

Format & Delivery: Please provide legible electronic copies (PDF preferred; Excel acceptable) to [redacted] If you prefer physical copies or on-site inspection, please advise available times and location.

Timing: OSHA requires that employees, former employees, personal representatives, and authorized employee representatives be provided copies of the OSHA **Form 300 and Form 300A by the end of the next business day** after the request. I therefore request delivery **by the end of the next business day** following your receipt of this email. See 29 C.F.R. § 1904.35(b)(2) and OSHA Letter of Interpretation (Nov. 7, 2003).

Names/PII: For Form 300, please **do not remove employee names** except in "privacy concern cases" as defined in 29 C.F.R. § 1904.29(b)(6)–(9).

Costs: OSHA prohibits charging for the first set of copies provided to a requester covered by § 1904.35(b)(2). Accordingly, please provide the requested records at no cost. If additional copies are needed later, I will pay any reasonable retrieval/copying charges as permitted by the regulation.

Retention/update note: These records are required to be maintained for **five years** following the end of the calendar year they cover, and the OSHA 300 Log must be updated during that period as new information is learned. See 29 C.F.R. § 1904.33.

If the records are maintained at a central or corporate location, please forward this request immediately to the appropriate custodian and advise me of the point of contact.

Please confirm receipt and the planned delivery method. If you believe any portion of this request cannot be fulfilled, identify the specific basis and the records being withheld.

Thank you for your prompt attention.

With gratitude,

/s/ Kyle Douglas Moring

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator – Walmart Store #131

From: **Kyle Moring** [redacted]
Subject: Courtesy Follow-up: Request for OSHA Forms 300 & 300A — Walmart Store #131
Date: October 21, 2025 at 6:41 AM
To: TICE - l0t058a. Logan l0t058a.s00131.us@wal-mart.com

KM

Good morning,

On October 19, 2025, I requested copies of Walmart Store #131's OSHA Form 300 (2020–2025 YTD) and Form 300A(2020–2024) under 29 C.F.R. § 1904.35(b)(2). Those records were due by the end of the next business day after receipt and are now overdue.

Please provide legible electronic copies (PDF preferred) today by 5:00 p.m. to [redacted] For the OSHA 300 Log, do not remove employee names except in "privacy concern cases" per § 1904.29(b)(6)–(9). If any portion is withheld, please identify the specific records and the legal basis.

If these records are held centrally, forward this request to the appropriate custodian and advise me of that contact.

Thank you for your prompt attention.

With gratitude,

/s/ Kyle Douglas Moring

Kyle Douglas Moring

Former Asset Protection Investigator — Walmart Store #131

[redacted] | [redacted]

TEXAS DEPARTMENT OF STATE HEALTH SERVICES
Consumer Protection Division
PO Box 149347, Austin, TX 78714
(512) 834-6660

6	Water - Suitable temp. and pressure Notes: Failure to provide running water at a suitable temperature for hand washing. Specifically, A) Handwashing station in the Meat Market area did not temp above 74F using state issued thermometer for 3 min. Work order #330005083 placed during time of inspection. B) Handwashing station in the Produce backroom area did not temp above 75F using state issued thermometer for 3 min. Work order #330005083 placed during time of inspection. C) Handwashing station in the Bakery area did not temp above 79F using state issued thermometer for 3 min. Work order #330005083 placed during time of inspection.
7	Testing Notes: Failure to perform chemical testing where necessary to identify sanitation failures. Specifically, Quaternary ammonium tests strips missing in deli area. Firm replaced with new quaternary ammonium test strips during inspection.
8	Physical factors, time, temperature, humidity, water activity, pH, pressure, flow rate, manufacturing operations Notes: Failure to manufacture and store foods under conditions and controls necessary to minimize allergen cross contact and contamination. Specifically, A) Unpackaged cooked sesame seed bread stored above unpackaged plain cooked bread in bakery area. Firm corrected during time of inspection. B) Cooked exposed donuts and cooked exposed bread stored on rolling racks in bakery area.

Inspector:

BRADLEY, JONATHAN

Date: 10/28/2025

Firm Representative:

Carrie Mahon

Date: 10/28/2025

Page withheld from this public copy.

The page position is retained so source references remain stable.

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The page position is retained so source references remain stable.

Page withheld from this public copy.

The page position is retained so source references remain stable.

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc:	Wynn, Greg - OSHA; Harbin, Eric - OSHA; Gilmore, Erin P. - OSHA; Executive Secretariat
Subject:	Assistance during funding lapse — Walmart #131 missed § 1904.35 deadline for OSHA 300/300A (request § 1904.40 when able)
Date:	Tuesday, October 21, 2025 6:56:34 AM
Attachments:	2025-10-19 - Store 131 - OSHA 300 Logs Request.pdf 2025-10-21 - Store 131 - OSHA 300 Logs (Courtesy Follow-up).pdf

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Good morning,

On October 19, 2025, I requested OSHA Forms 300 and 300A from Walmart Store #131 (2311 South Jefferson Avenue, Mount Pleasant, TX 75455). The store did not respond, and the § 1904.35(b)(2) one-business-day deadline has passed. I am attaching my original request and today's follow-up notice.

Due to the lapse in federal funding and the current government shutdown, I understand that your office may be operating with limited staff and prioritizing essential functions. Please docket this correspondence and add it to the inspection file. If operationally feasible, please request these records under 29 C.F.R. § 1904.40 (employer production within four business hours). If no action is possible during the shutdown, please note this matter for prompt follow-up when normal operations resume and advise of any interim process or alternate contact you prefer.

Thank you for your assistance and for letting me know the next steps.

With gratitude,

/s/ Kyle Douglas Moring

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator — Walmart Store #131

Designated Representative of Walmart Store #131 Current Employees

[redacted] • [redacted]

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc:	Wynn, Greg - OSHA; Harbin, Eric - OSHA; Gilmore, Erin P. - OSHA; Executive Secretariat
Subject:	City Records — Ongoing Non-Abatement Evidence — Walmart #131 — Inspection 1845692.015
Date:	Monday, November 3, 2025 6:16:50 AM
Attachments:	2025-11-03 - OSHA Area - Supplemental Evidence.pdf

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Good morning,

Please add the attached City of Mount Pleasant records to Enforcement Inspection No. **1845692.015** for Walmart Store #131. I obtained these via public records requests. I continue to serve as the designated representative of current Store #131 employees and request recognition of that status for this submission.

Why I am submitting these: The records show repeated or uncorrected life-safety issues in the City's files that align with the hazard classes OSHA has been investigating. Notably:

- **2024 Fire Reinspection (9/11/2024):** City documents an "**Other: FAIL**" because **water cannot reach the lower parts of a storage rack**, recommending **wall-mounted sprinkler heads or wire-style racks**, and requiring an **explosives placard on the guns/ammo room door**; City notes **"Revisited 12/3/2024. Still not taken care of."**
- **2021 Fire Inspection:** Baseline deficiencies in sprinklers, alarm/FACP signage, electrical labeling, and NFPA 704 placards; multiple notes stating "**FAIL**".
- **Sprinkler remodel plan sets (4/16/2024):** Comprehensive plan sheets and hydraulic calcs were submitted/approved, but they do not, on their face, confirm abatement of the **guns/ammo storage** issue or the **"lower rack water access"** deficiency the City later documented.
- **Grease Trap inspection (7/31/2025):** Confirms City activity on plumbing/grease management, in the same timeframe as repeated wet floor conditions on the sales floor (copy enclosed).
- **Additional note on the gun storage closet:** I am also transmitting the sprinkler system remodel plans. To my knowledge, **the sprinkler serving the gun storage closet has not been changed** as per the Fire Department's instructions. Given the 9/11/2024 City finding and the 12/03/2024 "**still not taken care of"** remark, I respectfully request that OSHA verify the **current** configuration, placarding, and sprinkler coverage/effectiveness in that room.

These municipal records reinforce a **pattern of non-abatement** and limited local follow-through that appears to have allowed conditions to persist. Please add them to the file and, as feasible, consider incorporating them into abatement verification (sprinkler coverage in storage areas, guns/ammo room placard and head type/placement, egress signage, and related housekeeping controls). I can provide native files if needed.

Respectfully submitted in good faith,

/s/ Kyle Douglas Moring

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator - Walmart Store #131

Designated Representative of Walmart Store #131 Current Employees

[redacted]

Attachment/Reference List (single, bookmarked PDF binder - 2025-11-03 - OSHA Area - Supplemental Evidence.pdf)

- 2024-09-11 - City of Mount Pleasant - Annual Fire Inspection (Store 131)
- 2021-07-23 - City of Mount Pleasant - Annual Fire Inspection (Store 131)
- City of Mount Pleasant - Store 131 - Fire Sprinkler Plan Submittals (2024-04-16)
- 2025-07-31 - City of Mount Pleasant - Grease Trap Inspection
- 2024-12-29 - Skip Cargile – Improper Grease Disposal (WO 299229201)

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc:	Wynn, Greg - OSHA; Executive Secretariat
Subject:	Escalation — Serious Electrical & Slip Hazards Documented September 24, 2025; Please Add to Inspection No. 1845692.015 (Walmart Store #131)
Date:	Wednesday, September 24, 2025 2:35:47 PM
Attachments:	2025-09-24 - Store 131 - Refrigeration Concerns (1).pdf 2025-09-24 - Store 131 - Electrical Hazard (PetFresh)-1.pdf

You don't often get email from [redacted] Learn why this is important

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Mr. Sheppard,

Please add a copy of this submission to OSHA Enforcement Inspection No. 1845692.015.

Below are documented observations from September 24, 2025. In my view, Items 1 and 3 reflect serious hazards with potentially imminent risk of injury.

1) FreshPet reach-in case — open/ajar equipment compartment in a customer aisle (serious electrical contact/pinch hazard)

The lower front access panel of the FreshPet refrigeration cooler is open/ajar at floor level in an active public aisle; no temporary barricade or guarding is visible. Close-ups show the equipment label/compartment hardware.

Risk: Accessible energized components in a public walkway pose a serious risk of electric shock exposure, with an additional risk of pinch or entanglement if fans/compressors cycle while accessible. Children's reach and shopping cart traffic make the exposure acute.

2) Multiple locations — recurrent water on walking surfaces around refrigerated cases (serious slip hazard)

Images across the sales floor show fresh wetting/puddles and water trails adjacent to low island and reach-in cases (e.g., eggs/dairy/entrées). No cones/barriers are visible within the frames. Representative examples are presented on pages 1–7, 10–16, and 17–18 of the attached set.

Risk: Water in traveled paths is a recognized slip hazard. The number of locations and repeated occurrences indicate a systemic condition rather than an isolated spill.

3) Under-case controls — absorbent "sock/pillow" placed beside a duplex electrical receptacle (combined electrical + slip/housekeeping hazard; potentially imminent if saturated)

Low-angle photos show a gray absorbent sock/pillow positioned under the toe kick of a case run; within the same under-case cavity, a duplex electrical receptacle is plainly visible. Additional shots show multiple absorbent segments extending along the run. (See pp. 19–26)

Risk: Porous absorbents used as standing controls can conceal active pooling and allow water to migrate into walkways as they saturate (slip hazard). Their proximity to an electrical receptacle in a damp under-case space raises a shock risk if moisture intrudes—particularly with repeated wetting/drying.

4) Dairy case area — drain/receptor condition (sanitation/maintenance concern)

Close-ups of a floor drain/grated receptor adjacent to a case base show a gap and visible soil/debris,

suggesting difficult-to-clean conditions in a chronically wet zone. (See pp. 27–28)

Risk: These conditions are consistent with ongoing condensate/drainage problems, correlating with the recurrent wet floors noted above; they also complicate effective sanitation.

Requested Actions

1. **Immediate field verification & interim controls**
    - For Item 1 and the Item 3 combination, verify whether energized parts are accessible to customers and whether moisture is present in the vicinity. If confirmed, require temporary barricades or removal from service until panels/guards are restored and conditions are abated; document the duration the condition existed on the sales floor.
2. **Expand the scope to electrical safety around the sales floor cases**
    - Survey all refrigerated cases for missing/ajar access panels, exposed components, and receptacles/outlets in damp under-case locations. Please evaluate whether under-case receptacles in damp locations are properly enclosed and GFCI-protected, and whether additional guarding is required
3. **Walking-working surfaces/housekeeping review**
    - Obtain service/work orders for affected cases (within the past 60–90 days), defrost/condensate routing diagrams, commissioning records, and safety sweep/spill logs. Verify that cones/barriers are used during active leaks. Determine whether the placement of absorbent socks is an approved interim measure and the recommended replacement frequency.
4. **Evidence preservation & non-interference**
    - Remind the employer of their non-interference obligations; conduct private interviews with associates assigned to dairy/entrées/pet food areas; and preserve CCTV footage, maintenance logs, work orders, and internal communications regarding the conditions documented on September 24, 2025.

Attachments:

1. *2025-09-24 – Store 131 – Refrigeration Concerns (1).pdf* (wet floors at multiple cases; absorbent socks under cases with adjacent receptacle; drain/receptor close-ups).
2. *2025-09-24 – Store 131 – Electrical Hazard (PetFresh)-1.pdf* (Freshpet reach-in with open/ajar equipment compartment in public aisle; nameplate close-ups).

I can transmit the native photo files with metadata and facilitate confidential contact with employees who observed these conditions. Please confirm receipt and inclusion in Inspection No. 1845692.015.

For transparency, I have also contacted U.S. Representative Nathaniel Moran’s office regarding communications oversight only; I am not seeking Congressional direction of enforcement.

I appreciate your continued attention to this matter.

Respectfully submitted in good faith,

/s/ Kyle Douglas Moring

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator — Walmart Store #131

Designated Representative of Walmart Store #131 Current Employees

[redacted]

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc:	Wynn, Greg - OSHA; Gilmore, Erin P. - OSHA; Harbin, Eric - OSHA; Executive Secretariat
Subject:	Imminent Danger — Dairy Cooler R24a (Active Leak + Damp Electrical) — Walmart #131 — Request Immediate Field Verification (Inspection 1845692.015)
Date:	Saturday, October 11, 2025 2:20:16 PM
Attachments:	Store 131 - Imminent Danger Concerns - Dairy Cooler R24a (October 10-11).pdf

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Good afternoon,

Please add the following to Enforcement Inspection No. 1845692.015 and treat this as an imminent danger/non-abatement referral. I continue to serve as the designated representative of current Walmart Store #131 employees and request recognition of that status for this and future correspondence.

What I observed (October 11, 2025):

- At the end of a low island dairy case (R24a), a gray absorbent sock placed under the case was actively wicking water, with a visible puddle extending into the walking path. Associates were stocking nearby, and the aisle remained open to customers *(two photos attached from this morning)*.

Corroborating photos from October 10, 2025:

- The October 10, 2025 photo set shows a multi-outlet power tap resting on/next to the same gray absorbent inside the under-case cavity. The power tap's red indicator light appears illuminated, which is consistent with the device being energized while the absorbent is visibly wet. A wider frame shows the adjacent public aisle open to traffic. These establish that the electrical device and the absorbent/wetting condition co-exist at this location.

Why this meets or approaches imminent danger criteria:

- The combination of ongoing moisture, a porous absorbent that can wick water, and an energized device in the same cavity creates a credible risk of electric shock, arcing, or ignition, in addition to a slip hazard in the traveled way. Exposure is continuous for both employees and customers (including children in carts).
- **Relevant standards to verify on-site include:**
  - **29 CFR 1910.303(b)(2)** (equipment suitable for use and environment; used per listing/labeling)
  - **1910.303(g)(2)(i)** (guarding of live parts)
  - **1910.305(g)(1)/1910.305(a)(2)(iii)** (limitations on flexible cords and power taps; not a substitute for fixed wiring or for wet/damp locations)

- **1910.22(a)** (walking-working surfaces kept clean and dry to the extent feasible).

Requested OSHA actions (priority):

1. **Immediate field verification & interim controls:** If the device is energized and the absorbent is wet/saturated, please require barricading of the aisle or temporary removal from service of the case until:
    a) The leak source is repaired (absorbents are not a standing control).
    b) The plug strip/power tap is removed from the under-case cavity, and the circuit is de-energized until a compliant solution is implemented.
    c) Any electrical equipment remaining under the case is guarded and listed for damp locations and, where applicable, GFCI-protected.
2. **Store-wide scan of similar case runs:** Survey other refrigerated cases for under-case receptacles, power taps/cord sets, missing panels, and the use of absorbents as a control.
3. **Walking-working surfaces:** Require cones/barriers when wet conditions exist, and review safety sweep logs, service tickets, and condensate/defrost documentation for the last 60–90 days.
4. **Evidence preservation:** Preserve CCTV, maintenance/work orders, and internal communications for today and October. 10, 2025, for this case run and adjacent aisles.

I can transmit the native image files with metadata upon request. Please confirm receipt and inclusion in Inspection 1845692.015 and advise on next steps.

CC note: Copying DEP/OHE and Region VI for coordination/awareness; the Dallas Area Office remains the lead on Inspection No. 1845692.015.

Respectfully submitted in good faith,

/s/ Kyle Douglas Moring

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator — Walmart Store #131

Designated Representative of Walmart Store #131 Current Employees

[redacted]

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc:	Wynn, Greg - OSHA; Harbin, Eric - OSHA; Gilmore, Erin P. - OSHA; Executive Secretariat
Subject:	Inspection No. 1845692.015 – Supplemental City communications (TLE remodel/life-safety/asbestos-related messaging)
Date:	Monday, February 2, 2026 8:16:40 PM
Attachments:	2026-02-02 - OSHA Area - Supplemental Submission.pdf

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Good evening,

I am submitting the attached communications from the City of Mount Pleasant as supplemental information for OSHA Enforcement Inspection No. 1845692.015 (Walmart Store #131, Mount Pleasant, TX). These records are provided to support OSHA's hazard verification and abatement evaluation—particularly conditions associated with the TLE remodel and related life-safety controls. I am not asking OSHA to enforce municipal permitting requirements; I am providing these materials because the underlying facts described in the City communications may have occupational safety and life-safety implications in an occupied workplace.

Key points reflected in the attached City records:

1. **TLE remodel – "work without a permit" and fire alarm pull station key**

   On October 20, 2025, Building Official John Ankrum circulated an inspection report "on the issue with work without a permit and the key on the fire alarm pull station," tied to a City visit at the Store #131 TLE area. In a separate October 20 email, he stated that an "updated copy" was issued and that the prior version included a code reference for work without a permit, which was removed at the suggestion of City Development Services Director Lynn Barrett. Although OSHA does not cite municipal permit violations, this is relevant to OSHA because remodel activity in an occupied store requires strict controls for egress, housekeeping, fire protection systems, temporary power, and separation/barricading.

2. **Records integrity/suppression indicators (City communications)**

   Attached emails show City staff being instructed not to respond to me or engage regarding Walmart-related complaints/OSHA issues and to route communications internally (including instructions in October 2025 and June 2025). I am not requesting OSHA action on City conduct; I am providing this context because it supports the need for OSHA to rely primarily on employer/contractor source records (work orders, vendor tickets, daily safety checks, housekeeping/egress checks, hot-work documentation if applicable) when verifying whether hazards were abated versus merely documented.

3. **Asbestos-related messaging (roof work)**

   A City email containing "talking points" regarding the Walmart roof project includes statements such as "Lack of asbestos preinspection – Not industry standard for reroof" and "Possible and ACTUAL Asbestos falling on food… No asbestos was falling." These statements conflict with the state-level asbestos concerns previously submitted to OSHA in this inspection. For OSHA purposes, the issue is whether Walmart and its contractors implemented adequate controls to prevent employee exposure to asbestos and airborne particulates/dust during roof disturbance work in an occupied retail environment.

Requested OSHA considerations (if not already completed as part of the inspection scope):

- **Field verification:** Confirm that egress routes, exit access, signage, barricading, housekeeping, and emergency systems (including fire alarm pull stations/system functionality) were maintained during remodel activity and that no life-safety features were bypassed/compromised.

- **Records requests:** Obtain contractor and employer safety documentation for the TLE remodel and related work (JHAs/pre-task plans; hot-work/fire watch records if applicable; temporary power approvals; daily housekeeping/egress checks; phasing/separation plans used to protect occupied areas).

- **Dust/asbestos controls:** Verify which controls were implemented during roof work (containment/separation, housekeeping, wet methods where applicable, PPE/respiratory protection, training/communication), and request any available surveys, notifications, and dust-control documentation maintained by Walmart/contractors.

Respectfully submitted in good faith,
/s/ Kyle Douglas Moring
Former Asset Protection Investigator — Walmart Store #131
Designated Representative of Walmart Store #131 Current Employees
[redacted]

TEXAS Health and Human Services | Texas Department of State Health Services

Social Security numbers redacted per PIA (§552.147)
Driver license numbers redacted per PIA (§552.130)

Mobile Inspection Report

Name:	Walmart WALMART	**Program/License Type:**	Environmental Notification / Non-Licensed EH	**Inspection Number:**	56114
				Inspection Class:	N Environmental
				Secendary Class:	AB - Asbestos Both
Address:	2311 S Jefferson MOUNT PLEASANT, TX. 75455 MORRIS	**License Number:**		**Inspection Type:**	Complaint/Incident
		File Number:	102957	**Inspector:**	WYSCARVER-SMITH, J(
		License Status:	Current	**Inspection Date:**	07/01/2025
		License Expiration:	07/27/2030	**Disposition:**	I050 - Complete for PSQA Review

Notes:

Inspection Private Note

09/12/25-rbv: Signed complaint form uploaded to HOB.

Inspection Public Note

Not in compliance. Arrived on site at 9am and spoke with Carlos Magana with DCC Contracting 2147711984 I asked Mr. Magana if they had a survey and how many sq ft of the roof had been removed. He said that he didn't know if they had an survey and that 18,000 Sq Ft of material had been removed he then referred me to Thomas Brouillard with DCC Contracting 8045104166. I asked Mr. Brouillard if a survey had been done and he said no and immediately paused work to make sure one got done. I also asked Mr. Brouillard if a notification was filed and he said he wasn't aware that one was needed. Mr. Brouillard paused all work and filed a notification and had a survey conducted by ERI Consulting. Eri found asbestos in some roof flashing that was on the opposite side of their current work scope. Mr. Brouillard scheduled an abatement to happen at a later date and continued working on their current scope.

Left site at 945am

U.S. Department of Labor

Occupational Safety and Health Administration
Dallas Area Office
1100 East Campbell Road, Suite 250
Richardson, TX 75081

March 6, 2026

Kyle Douglas Moring
[redacted]

RE: OSHA Complaint No. 2328412

Dear Kyle Douglas Moring:

In response to your complaint concerning safety and/or health hazards at the Walmart Supercenter, the Occupational Safety and Health Administration (OSHA) conducted an inspection that was completed on August 19, 2025. Our inspection results are as follows:

Complaint item 1: Employees are exposed to electrical hazards from roofing work that resulted in electrical arcing and released sparks inside the store. Finding: At the time of the inspection, the roofing work was complete. Although evidence suggests that an electrical arc may have occurred, it was determined that employees were not exposed to the alleged hazard. Therefore, no citation will be issued for this item.

Complaint item 2: Exit routes in the Electronics Department are not adequately lit. Finding: At the time of the inspection, the exit routes in the Electronics Department were adequately lit. Therefore, no citation will be issued for this item.

Complaint item 3: No asbestos survey was conducted prior to the roofing work, allegedly exposing employees to asbestos hazards. Finding: An asbestos survey was conducted during the roof work and asbestos was found in the mastic around one HVAC unit. A third-party contractor removed the mastic. At the time of the inspection, the roofing work had been completed, and no employees were exposed to asbestos hazards. Therefore, no citation will be issued for this item.

Complaint item 4: There are water leaks in the Meat Department that pose slip, trip, and fall hazards to employees. Finding: During the inspection of the Meat Department, neither water leaks nor slip, trip, or fall hazards were found. Therefore, no citation will be issued for this item.

Complaint item 5: There are water leaks in the Meat Department that pose electrical hazards to employees. Finding: No electrical hazards were found during the inspection of the Meat Department. Therefore, no citation will be issued for this item.

Complaint item 6: Employees are exposed to air contaminants from dust falling from the roof. Finding: OSHA does not have a specific indoor air quality (IAQ) standard for general industry. OSHA standards address potentially hazardous conditions that can lead to serious physical harm or death. For additional information on this subject, see OSHA's Safety and Health Topics page on Indoor Air Quality and the Frequently Asked Questions about Indoor Air Quality. No citation will be issued for this item.

Complaint item 7: OSHA complaint #2328412 was not posted for employees to see. Finding: During the inspection, OSHA complaint #2328412 was posted alongside the other required regulatory notices.

Complaint item 8: Employees are exposed to falling debris hazards inside and outside the store due to roofing work. Finding: At the time of the inspection, the roofing work had been completed, and no falling debris was observed. Therefore, no citation will be issued for this item.

The additional complaint items you submitted during OSHA's inspection did not meet the criteria to warrant another inspection and were addressed through OSHA's inquiry procedures (OSHA complaint #2348319). The employer's responses were found to be adequate.

Section 11(c) of the Occupational Safety and Health Act protects employees from discrimination because of their involvement in protected activities related to safety and health. If you believe you are being treated differently or action is being taken against you because of your safety or health activities, you may file a complaint with OSHA. You should file this complaint as soon as possible, because OSHA normally can accept only those complaints filed within 30 days of the alleged discriminatory action.

Please feel free to contact the office at (972) 952-1330 if you have any questions or concerns.

Your action on behalf of safety and health in the workplace is sincerely appreciated.

Sincerely,



Gregory R. Wynn
Area Director

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc:	Executive Secretariat
Subject:	Supplemental — Inspection 1845692.015 - Water Leaking from Coolers (Slip/Sanitation Hazards) – Walmart Store #131
Date:	Tuesday, September 2, 2025 12:11:22 AM
Attachments:	2025-08-31 - Store 131 - Safety Concerns.pdf 2025-09-01 - Store 131 - Safety Concerns.pdf

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Good morning,

On behalf of multiple current employees at Walmart Store #131, I am submitting a brief supplemental regarding water leaking from store coolers that continues to create slip and sanitation hazards in occupied aisles.

- The August 31, 2025 photo set documents the same cooler line with water escaping to the sales floor and shows lingering moisture at endcaps/edges. The photo set also depicts an exposed bolt/hardware at floor level near equipment, compounding trip risks during cleanup. This hazard was addressed in the DSHS inspection on July 28, 2025.
- The September 01, 2025 photo set shows active water trails/pooling along the kickplates of refrigerated display cases, with only cones/absorbent pads deployed. These conditions present unmarked/partially marked slip hazards and potential contamination/migration into adjacent product zones.

Requested Actions:

1. Enter the evidence from August 31, 2025, and September 01, 2025, into the inspection file and confirm the abatement plan for these cooler leaks (root cause, repair tickets, and verification that floors/cases are cleaned and sanitized after each event).
2. Clarify aisle control measures being used during active leaks (e.g., roping/closure, spotters) and how product is protected or removed when water migrates toward food displays.
3. Provide the inspection number/scope and confirm whether the scope includes Sanitation/IH elements related to water intrusion from equipment (not just roof leaks). If not, please expand the scope to include those components.
4. Confirm that I will be copied on all written determinations and employer submissions as the designated employee representative.

I appreciate your prompt attention and a written response by September 03, 2025. I can provide the full archive in high resolution upon request.

Respectfully submitted in good faith,

/s/ Kyle Douglas Moring

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator — Walmart Store #131

Designated Representative of Walmart Store #131 Current Employees

[redacted]

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc:	Wynn, Greg - OSHA; Harbin, Eric - OSHA; Gilmore, Erin P. - OSHA; Executive Secretariat
Subject:	Supplemental Submission – Inspection No. 1845692.015 (Walmart Store #131, Mount Pleasant, TX)
Date:	Monday, December 29, 2025 7:37:49 AM
Attachments:	2025-12-29 - OSHA Area - Supplemental Submission.pdf

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Good morning,

Please find attached my supplemental submission and bookmarked evidence binder for OSHA Enforcement Inspection No. 1845692.015 involving Walmart Store #131, 2311 South Jefferson Avenue, Mount Pleasant, Texas.

I am submitting this material in my capacity as the designated employee representative for the inspection. The submission is intended to assist OSHA in evaluating abatement effectiveness, recurrence of previously alleged hazards, and the need for independent verification under normal operating conditions, particularly in light of OSHA Complaint No. 2348319 and subsequent state, local, and employee-reported information.

Please confirm receipt and inclusion of the attached materials in the enforcement inspection file. I am available to provide any additional clarification, locations, or supporting documentation if helpful.

Thank you for your time and attention.

Respectfully submitted in good faith,
/s/ Kyle Douglas Moring
Kyle Douglas Moring, M.S., LPC-Associate
Former Asset Protection Investigator - Walmart Store #131
Designated Representative of Walmart Store #131 Current Employees
[redacted]

From: Kyle Moring
To: Sheppard, Ulysses A - OSHA; OSHA Area Office Dallas
Cc: Executive Secretariat
Subject: Supplemental Update — Walmart #131 (Active Roof Leaks)
Date: Friday, August 29, 2025 2:00:03 PM
Attachments: 2025-08-29 - Store 131 - Active Roof Leaks (1).pdf

You don't often get email from [redacted] Learn why this is important

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Good afternoon,

In good faith, I am submitting a formal update regarding today's active roof leaks inside Walmart Store #131 (Mount Pleasant, TX). While it was raining earlier this morning (August 29, 2025), I observed multiple instances of water intrusion in customer aisles and near the areas where food is sold and stored. I texted short video clips and photos to your and Assistant Area Director Agapito's work phones earlier today, and will continue to keep the originals available for the inspection record.

For the file, I am attaching a single PDF with dated stills from today documenting unmarked slip hazards and water capture bins placed in walkways (e.g., Electronics Department, Pets Department, meat/poultry run). Please add this to the case file.

Management notification / no abatement: While on site today, I notified on-duty members of store managementabout the leaks. No preventative or corrective safety measures were implemented at the locations I photographed—aisles remained open to customers, minimal signage was used, and product remained in place adjacent to water-capture bins, leaving unmarked slip hazards.

Representative status not honored: The information used to initiate and scope OSHA's actions at Store #131 is derived directly from the complaints and supplements I submitted, which identify me as the designated representative of current employees. Yet I have not been included in communications, inspection updates, or employer responses. Please correct this immediately—record me as the employee representative for this case, copy me on all future communications and determinations, and provide the employer's written response and inspection details in writing.

Requests (in writing):

1. Confirm the inspection number and that today's evidence has been added to the case file.

2. Provide the scope of the Aug 19, 2025 inspection and the written employer response to the July 31, 2025 notice.

[redacted]

4. Confirm receipt of my prior texts/emails and today's PDF and provide a written plan for follow-up and non-retaliation safeguards.

I maintain the complete set of photos/videos from today and the past two months and will provide any item on request. Please confirm receipt of this correspondence so I can ensure your office has received it.

Respectfully submitted in good faith,

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator – Walmart Store #131

Designated Representative of Walmart Store #131 Current Employees

[redacted]

[redacted]

[redacted]

From:	Kyle Moring
To:	Sheppard, Ulysses A - OSHA; Wynn, Greg - OSHA
Cc:	Gilmore, Erin P. - OSHA; Harbin, Eric - OSHA
Subject:	: Request for Re-Inspection for Non-Abatement — Walmart Store #131 (Mt. Pleasant, TX) — Evidence Dated Sept. 28–29, 2025 — Inspection No. 1845692.015
Date:	Monday, September 29, 2025 1:55:06 PM
Attachments:	OSHA Area - Store 131 - Safety Concerns (Sept 28-29).pdf

CAUTION: This email originated from outside of the Department of Labor. Do not click (select) links or open attachments unless you recognize the sender and know the content is safe. Report suspicious emails through the "Report" button on your email toolbar.

Good afternoon,

Please add the attached bookmarked PDF binder — "**OSHA Area – Store 131 – Safety Concerns (Sept 28–29).pdf**" — to Enforcement Inspection No. 1845692.015 and treat this submission as a non-abatement referral. I continue to serve as the designated representative of current Store #131 employees and request recognition of that status for this submission and all related correspondence.

Why non-abatement is at issue: OSHA's **September 15, 2025 Alleged Hazards Letter** posted in the store required the employer to investigate, correct, and respond by September 22, 2025. The attached, date-stamped photographs from September 28–29, 2025 document several of the same hazard classes persisting after that response deadline, including water on walking surfaces from refrigerated cases, encroachments at Garden Center fire exit egress points, pallet/housekeeping issues in aisles, and roof-work debris/housekeeping concerns in Electronics (see the posted letter on **pp. 1–3** of the binder).

Documented conditions observed September 28–29, 2025 (page cites to the attached binder)

1. **Water on floors at sales floor cases (recurring slip hazard)**

   Multiple images show **fresh pooling and wet trails** in customer aisles adjacent to reach-in and low-island cases (e.g., dairy/cheese/entrées) — **pp. 16–19, 42–49, 73–79, 88–92** — consistent with **Item 1** of OSHA's letter ("water leaking into aisles causing a slip hazard").

2. **Absorbent sock/pad used under cases; proximity to energized parts (combined slip/electrical concern)**

   A saturated absorbent is visible beneath a leaking low-island case (**p. 49**); under-case images show visible components/indicators in the same damp zone (**pp. 80–81**). This suggests leakage is being managed with absorbents rather than repaired while energized components remain nearby.

3. **Garden Center — encroachments at posted fire exit gates; housekeeping**

   Products/pallets are staged on the slab near gates posted "DO NOT BLOCK FIRE EXIT" (**pp. 24–27, 57–69**), matching **Item 3** of the letter ("multiple fire exits blocked and/or narrowed").

4. **Reach-in case with a lower front access panel missing/ajar (public aisle)**

   A FreshPet refrigerated case on the sales floor is shown with the lower equipment panel open/ajar in a customer area (**p. 7**), raising contact and pinch/exposure concerns.

5. **Pallets/objects left in aisles (trip/egress) — pallet jack analogue.**

   A blue pallet is staged in an active aisle with customers present (**pp. 53–56**), functionally similar to **Item**

6 of the letter ("pallet jacks left in the aisles causing a trip hazard").

6. **Produce Department — cable and anchorage hazards at scale station**

   A blue data/ethernet cable is routed across the customer side of the produce scale station; the station appears unanchored to the slab, and an exposed anchor bolt protrudes above floor level (**pp. 51–52**).

7. **Electronics — roof-work dust/particulate on fixtures near cords/outlets**

   White particulate/"roof debris" appears on fixtures and around cords/outlets in Electronics (**pp. 86–87**), reinforcing the housekeeping issues reflected in **Item 5** and the store-wide concerns in **Item 7** of OSHA's letter.

8. **Fire extinguishers on the floor (accessibility/impact hazard)**

   Portable extinguishers are set on the floor rather than mounted/secured (**pp. 9, 39–41**), which impairs ready access and creates a trip hazard.

9. **Backflow/irrigation assembly — corrosion and clustered test tags (maintenance/sanitation)**

   An interior assembly shows visible corrosion and multiple test tags (**pp. 70–72**); please verify test/maintenance intervals and protection/clearances.

10. **Case clearance warning (beer-cooler wall) — verify ventilation/spacing**

    A placard warns that the case must be located a minimum distance away from a wall on medium/freezer cases, yet the racking/bagged product appears tight to both sides (**p. 85**). Please verify clearances/ventilation, as inadequate spacing can contribute to overheating and condensation, as well as recurring leaks above.

Requested OSHA actions

1. **Treat as non-abatement; conduct a re-inspection and expand the scope as needed**

   The images post-date the **September 22, 2025** response deadline and show the same hazard classes persisting (**Items 1, 3, 6, 7**, and related evidence in Electronics for **Item 5**). Please schedule on-site verification and apply interim controls where needed.

2. **Immediate field verification & interim controls (cases/coolers)**

   For the leak, absorbent, and energized parts combination (**pp. 49, 80–81**), verify whether energized components or receptacles are accessible in damp under-case locations. Where confirmed, require temporary barricades or removal from service pending repair/guarding.

3. **Walking-working surfaces/housekeeping**

   Review safety-sweep and spill logs (last 60–90 days), service/defrost/condensate routing and commissioning records, and verify cones/barriers during active leaks. The daily recurrence across departments indicates systemic maintenance/housekeeping deficiencies.

4. **Means of egress (Garden Center)**

   Verify that Garden Center exit gates and adjacent travel paths remain clear; obtain routine fire exit check documentation and note corrective actions taken (**pp. 24–27, 57–69**).

5. **Evidence preservation & municipal coordination**

Preserve CCTV, maintenance/work orders, and internal communications for September 28–29, 2025.

I can transmit native image files with metadata upon request. Please confirm receipt, add this binder to Inspection No. 1845692.015, identify a point of contact, and advise the next procedural step.

CC note: Copying DEP/OHE (Erin Gilmore) and Region VI (Eric Harbin) for coordination and awareness; the Dallas Area Office remains the lead on Inspection No. 1845692.015.

Respectfully submitted in good faith,

/s/ Kyle Douglas Moring

Kyle Douglas Moring, M.S., LPC-Associate

Former Asset Protection Investigator — Walmart Store #131

Designated Representative of Walmart Store #131 Current Employees

[redacted]