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For Immediate Release
February 3, 2009

FDM CAPITAL CONSTRUCTION LTD. FINED \$60,000 AFTER WORKER INJURED

OTTAWA, Ont. – FDM Capital Construction Ltd., a Nepean-based construction company, was fined \$60,000 on January 30, 2009, for a health and safety violation, after a worker was injured.

On November 19, 2007, the company had been contracted to work on a new housing project at Block 3, Arrowglass Way, in Orleans. A worker was on the second floor of a unit, carrying plywood while walking backwards, and fell through an opening in the floor to the basement two storeys below. The worker suffered severe head and shoulder injuries.

A Ministry of Labour investigation found that the company was not using adequate protective covering or guardrails to protect workers from openings in the work surface. FDM Capital Construction Ltd. pleaded guilty to violating section 26.3(2) of Ontario Regulation 213/91 for construction projects, which is contrary to section 25(1)(c) of the Occupational Health and Safety Act.

The fine was imposed by Justice of the Peace Richard Sculthorpe in the Ontario Court of Justice, Ottawa. In addition to the fine, the court imposed a 25-per-cent victim fine surcharge on the total, as required by the Provincial Offences Act. The surcharge is credited to a special provincial government fund to assist victims of crime.

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For further information:

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Court Information at a Glance

Location:	Ontario Court of Justice 100 Constellation Cres., Courtroom 101 Ottawa, Ontario
Judge:	Justice of the Peace Richard Sculthorpe
Date:	January 30, 2009
Defendants:	FDM Capital Construction Ltd.
Matter:	Occupational Health and Safety Act
Crown Counsel:	Melanie Shulman

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