



Martin K. Banks

Shareholder

Occupational Safety & Health (OSHA)

Marty Banks is a shareholder at Parr Brown, and is active in the firm's **occupational safety and health practice**. Marty advises clients on a broad variety of issues relating to occupational safety and health matters. His practice includes assisting industrial, commercial and construction clients in connection with handling OSHA inspections, defending OSHA citations, assisting with industrial accidents, counseling on OSHA compliance programs, and advising on cost-effective regulatory compliance requirements. Marty's OSHA practice includes assisting clients in both federal OSHA matters and in state-delegated OSHA matters.

Prior to joining Parr Brown Marty was a partner at Stoel Rives. He was also formerly a trial attorney at the U.S. Department of Justice (1991-1994), and an associate at White & Case (1989-1991).

CONTACT INFORMATION

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Connect

PRACTICE AREAS

Occupational Safety & Health Law (OSHA)

Natural Resources Law

Energy and Utilities

Environmental Law

Mining Law

Water Law

Land Use and Zoning

Commercial Litigation Services

Environmental Litigation

EDUCATION

- ▶ 1989, J.D. Order of the Coif, George Washington University National Law Center, George Washington Journal of International Law

Representative OSHA Legal Matters

- *OSHA v. Delta Air Lines* – Defended client in connection with OSHA citations relating to baggage handling equipment, and associated employee injuries.
- *OSHA v. US Magnesium* – Represented client against multiple citations in connection with an industrial accident and an extensive NEP inspection.
- *OSHA (federal) v. Hard Rock Construction* – Assisted pipeline construction company in connection with a fatal industrial accident, involving allegations of inadequate trenching safeguards.
- *OSHA v. Micron Technology* – Advised computer chip manufacturer in connection with OSHA incident reporting requirements.
- *OSHA v. Walmart, Inc.* – Assisted large retailer in connection with citations pertaining to COVID mask standards, lockout/tagout and safeguarding.
- *OSHA v. Chevron* – Defended oil refinery in enforcement action relating to violations resulting from electrical equipment.
- *OSHA v. Utility Trailer Manufacturing* – Represented national long-haul trailer manufacturer in connection with citations alleging violations relating to production processes.
- *OSHA v. Chicago Bridge* – Contested OSHA citation alleging violations of standards pertaining to welding equipment and welding practices.
- *OSHA v. Delta Air Lines* – Represented client in connection with OSHA citations relating to equipment inspection and maintenance procedures.
- *OSHA (federal) v. Vigil Industrial Protection* – Defended large building

▶ 1985, B.A., cum laude, Brigham Young University

BAR ADMISSIONS

▶ 1989, Utah

▶ 1990, District of Columbia

envelope contractor against allegations pertaining to modified equipment and training.

- *OSHA v. SGL Carbon Fiber* – Represented carbon fiber manufacturer in connection with incident investigation and alleged air toxin exposures.
- *OSHA v. ATI Titanium* – Assisted heavy metals manufacturing plant with incident investigation and citations.
- *OSHA v. Longview Fibre* – Represented packaging paper manufacturing facility in connection with whistle-blower allegations, accident investigation and associated citations.
- *OSHA v. US Magnesium* – Defended large industrial metals refiner in connection with citations issued under the General Duty Clause.
- *OSHA (federal) v. Design Robotics* – Contested citations issued to high-tech equipment design company in connection with injury recording requirements.
- *OSHA/Chemical Safety Board (CSB) v. Silver Eagle* – Assisted client in facilitating OSHA and CSB inspections relating to refinery explosion and associated incident and NEP inspection, and defended resulting citations.
- *OSHA v. Flying-J (Big West Oil)* – Represented petroleum refinery in connection with a Petroleum Refinery National Emphasis Program (NEP) investigation, and assisted in its contest of the associated citations.
- *OSHA v. Holly Refining* – Assisted as local counsel in defending violations associated with NEP refinery inspection.
- *OSHA v. The Ensign-Bickford Company* – Contested OSHA citations pertaining to the decommissioning of an explosives manufacturing facility and associated employee fatality and other employee injuries.
- *OSHA v. Sun Products Corp* – Defended large detergent manufacturer in connection with citations relating to production processes, training and supervision.
- *OSHA (federal) v. Novo Brazil Brewing* – Represented commercial brewing operation in contesting a citation and allegations relating to operation of aerial lifts.
- *OSHA v. US Magnesium* – Assisted client with the initial inspection and investigation of alleged violations of the Process Safety Management standard, and the subsequent negotiation and resolution of associated citations.
- *OSHA v. DG Construction* – Represented commercial construction company against citations pertaining to walking spaces, aerial lifts and stairways.
- *OSHA v. Flynn BEC LP* – Assisted large industrial contractor in defending a citation involving allegations pertaining to independent contractors and multi-employer worksite.
- *OSHA v. Silver Eagle* – Represented client in OSHA inspection surrounding refinery fire and defended associated citations.