

Ty Bordenkircher

Associate



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Ty focuses his practice on issues involving the Occupational Safety and Health Administration (OSHA), the Mine Safety and Health Administration (MSHA) and other administrative agencies throughout the country. He provides full service occupational safety and health representation, including challenging citations, performing protective OSHA compliance audits and representing clients during agency inspections and investigations. Additionally, he has completed 40 hours of OSHA General Industry Outreach Training. Ty also provides services in complex civil litigation matters involving the workplace.



Ty graduated from the University of Arkansas School of Law, serving as a Note and Comment Editor for the Arkansas Law Review. Prior to law school, Ty served in the United States Marine Corps Reserves where he was a certified explosive transporter for his unit. He is a native of Mobile, Alabama.

SERVICES

- Administrative & Regulatory Investigations
- Commercial/Business Litigation
- Construction
- Environmental
- Government & Internal Investigations
- Government Relations
- Labor & Employment
- Litigation & Dispute Resolution
- Product Liability
- Regulatory & Compliance
- Workplace Health & Safe

EDUCATION

- **Harvard University of Arkansas School of Law, Cum Laude**
- **Note and Comment Editor, Arkansas Law Review**
- **Cambridge University, England - Downing College of Law**
- **University of Southern Mississippi, Bachelors in Arts and Letters (Awarded as Top Advertising Student)**

EXPERIENCE

Defending and advising businesses in safety and health matters including:

OSHA General Duty Clause

OSHA and ANSI crane standards

OSHA fall prevention and protection

OSHA machine guarding standards

Employer walkaround rights under OSHA and MSHA

OSHA color coding standards and eyewash requirements

Employer Due Process rights

National Fire Protection Association (NFPA) standards

OSHA and ANSI powered industrial truck standards

OSHA criminal violations Injury reporting and recordkeeping requirements under OSHA and MSHA

OSHA and MSHA Hazcom standards including Safety Data Sheet compliance

Department of Transportation (DOT) standards

MSHA labeling standards

OSHA inspections, investigations, and administrative search warrants

OSHA beryllium, respirator, toxic gases, and confined space standards

State-specific OSHA standards, including Washington and Utah state plans

Document retention policies

Assisting in the following:

Complete dismissal of an OSHA citation entered against an employer

A Mine Commission decision being overturned

Multiple OSHA citations being reduced to other-than-serious

Dismissal of an action brought under the IDEA

Dismissal of an action brought against an employer for the alleged torts of an independent contractor

Advising a business in the implementation of a video surveillance policy spanning four states

Creation of a document retention policy for a business

Also served as a summer law clerk for U.S. District Judge, William H. Steel, Southern District of Alabama

AFFILIATIONS

- **Arkansas Bar Association**
- **Pulaski County Bar Association**