

Meeting minutes: Occupational Safety and Health Review Board

Date: Dec. 5, 2025, 10 a.m.

Prepared by: Peggy Charpentier, executive secretary

Location: Minnesota Department of Labor and Industry, 443 Lafayette Road N., St. Paul, MN; Minnesota Room

Call to order

- Board members present: Chair Robert Sogla; board members Christopher Strand and David Lillback; a quorum was met.
- Also present:
 - Erik Johnson, assistant attorney general, attorney for the board;
 - Nicholas Moen, assistant attorney general, attorney for the board;
 - Peggy Charpentier, executive secretary for the board;
 - Laura Zajac, attorney for Minnesota OSHA;
 - Dennis Keskin, Lexdan Automotive, Inc.; and
 - Rachelle Rouen, Dave's Floor Sanding and Installing, Inc.

Approval of agenda

- Motion to approve agenda as modified by Robert Sogla, seconded by Christopher Strand. The board voted unanimously to approve the agenda.

Approval of minutes

- Motion to approve the Aug. 8, 2025 minutes by Christopher Strand, seconded by David Lillback. The board voted unanimously to approve the minutes.

New business

- Commissioner, et al. v. Lexdan Automotive, Inc. (318196581)
 - Dennis Keskin presented oral argument on behalf of the petitioner.
 - Laura Zajac presented oral argument on behalf of Minnesota OSHA.
- Commissioner, et al. v. Lexdan Automotive, Inc. (318216561)
 - Dennis Keskin presented oral argument on behalf of the petitioner.
 - Laura Zajac presented oral argument on behalf of Minnesota OSHA.

- Commissioner, et al. v. Dave's Floor Sanding and Installing, Inc.
 - Rachelle Rouen presented oral argument on behalf of the petitioner.
 - Laura Zajac presented oral argument on behalf of Minnesota OSHA.
 - Motion for a short break to review exhibits (offered by Dave's Floor Sanding) by Christopher Strand, seconded by David Lillback. The board voted unanimously to take a short break and then resume with matter.

Closed session

- Motion to close the meeting to obtain advice of counsel by David Lillback, seconded by Christopher Strand. The board voted unanimously to close the meeting.

Open session

- Commissioner, et al. v. Lexdan Automotive, Inc, Federal inspection: 318196581
 - Motion to deny the petition to vacate by David Lillback; seconded by Christopher Strand. The board voted unanimously to deny the petition.
- Commissioner, et al. v. Lexdan Automotive, Inc, Federal inspection: 318216561
 - Motion to grant the petition to vacate by Christopher Strand *or* David Lillback; seconded by Christopher Strand *or* David Lillback. The board voted unanimously to grant the petition.
- Commissioner, et al. v. Dave's Floor Sanding and Installing, Inc., federal inspection: 318213667
 - Motion to deny the petition to vacate by Christopher Strand; seconded by David Lillback. The board voted unanimously to deny the petition.

Approval of adjournment

- Motion to adjourn by Christopher Strand, seconded by David Lillback. The board voted unanimously to adjourn.