

24 Fall out of window opening – Inspection #1183319

A **40 year old male** employee was fatally injured when he fell out of a window opening approximately 15-20 feet to the concrete floor below. On the day of the incident, the employer and victim were at a site to give an estimate on cleaning up after construction, and the widening of a window that would not fit in the existing opening in a residential detached garage. After the employer measured the window he turned his back to the window to perform another task. When he turned back around, he saw the victim standing on the window sill, straddling the 2x4 guard with one foot on the outside of the 2x4, and the other on the two-foot step ladder in front of the window. The employer requested that the victim get down out of the window. The employer turned back around to complete his task, and then said something to the victim with no answer. The employer went to the window and found the victim had fallen out of the window opening approximately 15-20 feet to the concrete floor below. The victim sustained multiple injuries and passed away three days later.

Citation(s) as Originally Issued

A complete inspection was conducted at the accident scene. Some of the items cited may not directly relate to the fatality.

Citation 1 Item 1

TDLWD Rule 0800-01-03-.05(1)(a)1	Within eight (8) hours after the death of any employee as a result of a work related incident, you must report the fatality to the TOSHA Division of the Tennessee Department of Labor and Workforce Development. In that a fall incident occurred on a jobsite on 09/26/16 which resulted in a fatality, in that the victim passed away on 9/29/16. The fatality was not reported to TOSHA within 8 hours.
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Photo 1 of 1 – The window opening just after the fall incident. Two 2x4's were in place at the time of the incident. Lower 2x4 measured 42 ½" from the floor and the upper 2x4 measure 69" from the floor of the detached garage.