



**FORENSIC APPLICATIONS CONSULTING TECHNOLOGIES, INC.**

December 11, 2015

Colleen Brisnehan  
Hazardous Waste Corrective Action Unit  
Hazardous Waste Program  
4300 Cherry Creek Drive S., Denver, CO 80246-1530

Via: email: [ctbrisne@smtpgate.dphe.state.co.us](mailto:ctbrisne@smtpgate.dphe.state.co.us), [colleen.brisnehan@state.co.us](mailto:colleen.brisnehan@state.co.us)

RE: 189 Regulatory violations: Preliminary Assessment Report for 769 Cleveland Circle, Lafayette, CO 80026

Dear Ms. Brisnehan:

Forensic Applications Consulting Technologies, Inc. (FACTs) has begun a series of regulatory audits of reports submitted to the Colorado Department of Public Health and Environment (CDPHE) pursuant to 6 CCR 1014-3 "*Regulations Pertaining To The Cleanup Of Methamphetamine-Affected Properties.*"

Using a degree of scrutiny for reviews developed and deployed by your office, FACTs has thus far identified a total of seven *thousand*, five hundred and sixty seven (7,567) regulatory violations of 6 CCR 1014-3. For this particular untrained consultant who is fraudulently representing himself as an Industrial Hygienist, FACTs has identified a total one thousand, five hundred and fifty seven of 1,557 regulatory violations in just seven reports.

To date, we have notified your office of 4,974 (four *thousand* nine hundred and seventy four) violations in 12 correspondences and we have not even had the professional courtesy of a reply. In the past, your office has been very quick to issue vitriolic *ad hominem* attacks to our reviews.<sup>1</sup> As you know, Section 3.1 of Part 3, of 6 CCR 1014-3 requires enforcement actions on the part of the CDPHE whenever the CDPHE has reason to believe that a person has violated any requirement of the regulations. FACTs performed a detailed regulatory audit for the report titled:

Quality Environmental Services  
Joe Boatman  
Preliminary Assessment  
769 Cleveland Circle, Lafayette, CO 80026  
February 10, 2015

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<sup>1</sup>See for example: 4690 West 76th Ave., Westminster, <http://forensic-applications.com/meth/DimickCriticalReview.pdf>

Prepared for  
Don Roybal  
Boulder County Housing Authority  
PO Box 471  
Boulder, CO 80306

In our detailed report, FACTs discusses the following violations:

- Failure to Provide Qualified Personnel
- Violation of Section 4.0
- Failure to Comply with Section 4
- Violation of Section 4.2
- Violation of Section 4.3.1 (7 Violations)
- Violation of Section 4.3.2
- Violation of Section 4.4.2
- Violation of Section 4.5
- Violation of Section 4.6
- Violation of Section 4.7
- Violation of Section 4.7
- Violation of Section 4.8
- Violation of Section 4.9
- Violation of Section 4.10
- Violation of Section 4.11
- Violation of Section 4.14 (12 Violations)
- Violation of Section 4.15
- Violation of Section 4.15.1 (4 Violations)
- Violation of Section 4.15.2 (3 Violations)
- Violation of Section 4.15.3 (2 Violations)
- Violation of Section 6
- Violation of Section 6.1.3.2
- Violation of Section 6.1.3.3
- Violation of Section 6.1.3.5
- Failure to Comply With 6.2
- Failure to Comply With 6.2.1 (19 Violations)
- Violation of Paragraph 6.2.1 (19 Media Violations)
- Failure to Comply With 6.2.2 (18 Violations)
- Failure to Comply With 6.2.4
- Failure to Comply With 6.2.5 (19 violations)
- Failure to Comply With 6.2.6
- Failure to Comply With 6.2.7.1 through 6.2.11 (19 Violations)
- Failure to Comply With 6.2.11 (19 Violations)
- Violation of 6.2.12
- Failure to Comply With 6.2.12.1
- Failure to Comply With 6.2.12.5
- Failure to Comply With 6.2.14
- Violation of 6.2.14.3
- Violation of 6.2.14.6 (10 Violations)
- Violation of 6.2.14.7 (10 Violations)
- Violation of 6.2.14.9
- Colorado Consumer Protection Act
- Colorado Criminal Code CRS 18-5-113. Criminal impersonation
- Colorado Criminal Code – Fraud; Offering a false instrument for recording

Naturally, we are concerned for the public safety of the innocent occupants, and the construction personnel , who may now be exposed to potentially toxic materials.

This communication is being sent to your office in good faith pursuant to pursuant to the provisions of C.R.S. 18-8-115 *Duty to report a crime - liability for disclosure*.

Kind regards,

A handwritten signature in black ink, appearing to read 'Caoimhín P. Connell', written in a cursive style.

Caoimhín P. Connell  
Forensic Industrial Hygienist

CC: Daniel S. Miller, Senior Assistant Attorney General

CC: Howard Thigpen, Esq.