



**FORENSIC APPLICATIONS CONSULTING TECHNOLOGIES, INC.**

December 15, 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: 345 Regulatory Violations: Screening Level Assessment for 2330 Wedgewood Ave., Building 7, Longmont, CO 80503

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.*"

This report is interesting since Mr. Michael Richen with the Boulder County Health has attempted to hide this unlawful work by knowingly allowing this untrained consultant to perform a "Screening Level Assessment" and then use the botched work in lieu of a Preliminary Assessment, upon which unlawful remediation work was allowed to be performed and, with Mr. Richen's knowledge, Mr. Boatman used the botched Screening Level Assessment as clearance assessment sampling.

Using a degree of scrutiny for reviews developed and deployed by your office, FACTs has thus far identified a total of seven *thousand*, six hundred and seventy five (7,675) 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.

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:

SCREENING LEVEL ASSESSMENT REPORT  
The Screening Level Assessment  
2330 Wedgewood Ave., Building 7, Longmont, CO 80503  
Prepared For  
Don Roybal  
Boulder County Housing Authority  
PO Box 471  
Boulder, CO 80306  
Prepared By

**185 BOUNTY HUNTER'S LANE, BAILEY, COLORADO 80421**  
**PHONE: 303-903-7494** [www.forensic-applications.com](http://www.forensic-applications.com)

Joe F. Boatman  
Quality Environmental Services  
4432 Wellington Road, Boulder, CO 80301  
March 15, 2015

In our detailed report, FACTs has discussed the following violations:

Topic and Number Violations	FACTs Report Page Number
Violation of Colorado Revised Statutes 25-18.5-103	4
Inability to Comply with Section 3.3	5
Violation of Section 3.3	6
Violation of Section 3.5	7
Violation of Section 3.7.2 (Failure to Identify Two Attics)	7
Violation of Section 3.7.3 (Failure to Identify Common Ventilation Systems)	7
Violation of Section 3.7.5 (33 Violations)	11
Violation of Section 3.7.6.2	12
Violation of Section 5.4	12
Violation of Section 3.0	13
Violation of Section 3.6	13
Violation of Section 6.1.3	14
Violation of Section 6.1.3.2	14
Violation of Section 6.1.3.3	14
Violation of Section 6.1.3.5	15
Violation of Paragraph 6.2.1 (44 Sample Wipes Violations)	15
Violation of Paragraph 6.2.1 (44 Media Violations)	17
Violation of Paragraph 6.2.2 (40 Template Violations)	17
Violation of Section 6.2.2 (40 Violations)	18
Violation of Section 6.2.7 (40 Violations)	19
Violation of Section 6.2.11 (40 Violations)	20
Violation of Section 6.2.14	21
Violation of Section 6.2.14.2	22
Violation of Section 6.2.14.3	22
Violation of Section 6.2.14.6 (Eleven Violations)	22
Violation of Section 6.2.14.7 (Eleven Violations)	22
Violation of Section 6.2.14.8 (Eleven Violations)	22
Violation of Section 6.2.14.9 (Eleven Violations)	22
Violation of Section 6.2.14.11	22
Violation of Section 6.2.15	23
Colorado Consumer Protection Act	23
Colorado Criminal Code CRS 18-5-113. Criminal impersonation	23
Colorado Criminal Code – Fraud; Offering a false instrument for recording	24

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 the provisions of C.R.S. 18-8-115 *Duty to report a crime - liability for disclosure*.

Kind regards,



Caoimhín P. Connell, Forensic Industrial Hygienist  
CC: Daniel S. Miller, Senior Assistant Attorney General  
CC: Howard Thigpen, Esq.