



FORENSIC APPLICATIONS CONSULTING TECHNOLOGIES, INC.

December 17, 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, colleen.brisnehan@state.co.us

RE: 344 Regulatory Violations - Preliminary Assessment, 731 Excelsior Place, 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*, nine hundred and fifty two (7,952) regulatory violations of 6 CCR 1014-3.

This particular untrained consultant is fraudulently representing himself as an Industrial Hygienist, leaving numerous victims in his wake. FACTs has identified a total of one thousand, five hundred and fifty seven of 1,557 regulatory violations by this contractor 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:

Quality Environmental Services
Preliminary Assessment
731 Excelsior Place, Lafayette, CO 80026
Joe F. Boatman, PhD, QEP
March 25, 2015
Prepared For
Don Roybal
Boulder County Housing Authority
PO Box 471
Boulder, CO 80306
Prepared By

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

Regulatory Rubric	FACTs Report Page Number
Violation of Section 4.2	3
Violation of Paragraph 4.3	4
Violation of Paragraph 4.3.1	4
Violation of Paragraph 4.3.2 (Seven Violations)	5
Violation of Paragraph 4.5	5
Violation of Paragraph 4.6	6
Violation of Paragraph 4.7	6
Violation of Paragraph 4.9	7
Violation of Paragraph 4.11.1	7
Violation of Section 4.15	8
Violation of Section 4.15.1	8
Violation of Section 4.15.3 (Two Violations)	9
Violation of Section 4.17	9
Violation of Section 4.17.1	11
Violation of Section 4.17.3	12
Violation of Section 4.17.4	12
Violation of Section 4.17.4	12
Violation of Paragraph 6.1.3	12
Violation of Paragraph 6.1.3.2	12
Violation of Paragraph 6.1.3.3	13
Violation of Paragraph 6.1.3.5	13
Violation of Paragraph 6.2.1 (57 Wipe Violations)	14
Violation of Paragraph 6.2.1 (57 Media Violations)	16
Violation of Paragraph 6.2.2 (57 Template Violations)	16
Violation of Paragraph 6.2.2 (Four Surface Area Violations)	17
Violation of Section 6.2.3	17
Violation of Section 6.2.7 (55 Violations)	18
Violation of Section 6.2.12	19
Violation of Section 6.2.12.1 (Three Violations)	19
Violation of Section 6.2.12.4 (Three Violations)	19
Violation of Paragraph 6.2.12.5	20
Violation of Paragraph 6.2.14	20
Violation of Paragraph 6.2.14.3 (Sampler Identified)	21
Violation of Paragraph 6.2.14.6 (21 Violations- Number of Aliquots)	21
Violation of Paragraph 6.2.14.7 (21 Violations- # of Containers)	21
Violation of Paragraph 6.2.14.9 (21 Violations- Matrix)	21
Violation of Paragraph 6.2.14.11	21
Violation of Paragraph 6.3.5	22
Violation of Section 6.3.6 (Three Violations)	23
Violation of Paragraph 6.5	23
Violation of Paragraph 6.9.1	24
Violation of Paragraph 6.9.1(Two Violations)	24
Violation of Paragraph 6.9.7	24
Violation of Paragraph 6.9.7	25

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.