



FORENSIC APPLICATIONS CONSULTING TECHNOLOGIES, INC.

January 22, 2016

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: 592 Regulatory violations during "Clearance" Level Assessment, 413 W Easter Ave.
Littleton CO 80120

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.*" FACTs performed a detailed regulatory audit for a report completed by one of your colleagues, Mr. Robert Woellner, (this is the consultant whom you have personally assisted with the collection of unlawful samples, with the apparent intent to defraud the property occupant)¹. The report we have audited is titled:

Robert A. Woellner
Residence at 413 W. Easter Avenue in Littleton, CO 80120
Methamphetamine Post-Decontamination Report
March 16, 2015
Prepared for:
Cheryl London
7740 S. Kit Carson Drive
Centennial, CO 80122

As you know, this untrained consultant, has an extensive history of willful regulatory violations, invalid drug laboratory assessments, falsification of information relating to real estate documents, and claims to his credentials that are unsupported.^{2,3,4,5,6,7,8,9,10,11,12,13, 14} Thus far, since January 13, 2016, FACTs has

¹ 100 W. Spaulding Street, Lafayette, Colorado http://forensic-applications.com/meth/Spaulding_Regulatory_audit_Redacted.pdf

² 131 South Benton Street Denver, CO <http://forensic-applications.com/meth/censoredcriticalreview.pdf>

³ 4893 S Johnson Street, Denver http://www.forensic-applications.com/meth/Johnson_Critical_review.pdf

⁴ 788 W. Lois Ct., Louisville, CO 80027

⁵ 1138 West 32nd Street, Unit 201, Denver, (229 violations – detailed report is pending)

identified no fewer than 3,159 (three *thousand*, one hundred fifty nine) willful and knowing regulatory violations of 6 CCR 1014-3 by your colleague.

As you know, this untrained consultant is grossly incompetent and has willfully engaged in violation of the regulations, as typified by the following photograph which documents six regulatory violations, and clearly shows the item being sampled was never even cleaned as required.



⁶ 48400 Routt County Road 56C, Steamboat Springs, CO 80487 (54 violations – detailed report is pending)

⁷ 11767 Grant Street, Northglenn, Colorado 80233 (113 violations) http://www.forensic-applications.com/meth/Addendum_7_Woellner_11767_Grant.pdf

⁸ 690 S. Lincoln Street, Denver, CO 80203 (769 violations) http://forensic-applications.com/meth/Woellner_Lincoln_Clearance_RA.pdf

⁹ 8347 S Reed Street, Unit 2, Littleton CO 80128 (121 violations) http://forensic-applications.com/meth/Addendum_6_Woellner_Reed2_Redacted.pdf

¹⁰ 410 E 32nd Ave Avenue in Carbondale, CO 81623, (198 Violations) http://forensic-applications.com/meth/QUEST_Garfield_PA_RA.pdf

¹¹ Clearance report for 410 E 32nd Ave Avenue in Carbondale, CO 81623 (366 Violations) http://forensic-applications.com/meth/Woellner_Garfield_Clearance_RA.pdf

¹² Preliminary Assessment 8172 East 132nd Avenue, Thornton CO (385 Regulatory Violations) http://forensic-applications.com/meth/QUEST_132nd_Ave_PA_RA.pdf

¹³ See: Screening Assessment (101 Regulatory violations) 413 W. Easter Avenue in Littleton, CO 80120, http://forensic-applications.com/meth/QUEST_Easter_Screening_RA.pdf

¹⁴ See: Preliminary Assessment, (79 Regulatory violations) 413 W. Easter Avenue in Littleton, CO 80120, http://forensic-applications.com/meth/QUEST_EASTER_PA_RA.pdf

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

Rubric and Number of Violations	FACTs Audit Page Number
Failure to Comply with Section 5	6
Violation of Section 5.2	6
Violation of Section 5.6.4	7
Violation of Section 5.7.1	8
Violation of Section 5.7.5	8
Clearance Sampling Required by Regulations	8
Violation of Section 6.1.3	9
Failure to Comply with Section 6.1.3.2	10
Failure to Comply with Section 6.1.3.3	10
Failure to Comply with Section 6.1.3.5	11
Violation of Section 6.2.2 (26 Violations)	11
Violation of Section 6.2.2 (51 Violations)	14
Violation of Section 6.2.3 (8 violations)	14
Violation of Section 6.2.7 Second Pass (69 violations)	15
Violation of Section 6.2.10 Third Pass (69 violations)	15
Violation of Section 6.2.11 (8 violations)	15
Violation of Section 6.2.11 – Collection Time (77 violations)	16
Violation of Section 6.2.12 (2 Violations)	16
Violation of Section 6.2.12.4	17
Violation of Section 6.2.14.5 (17 violations)	17
Violation of Section 6.2.14.6 (20 violations)	18
Violation of Section 6.2.14.7 (20 violations)	18
Violation of Section 6.2.14.8 (20 violations)	19
Violation of Section 6.2.14.9 (20 violations)	19
Violation of Section 6.3.6 (26 violations)	19
Violation of Section 6.5	19
Violation of Section 6.9 (Failure to Verify Clean-up Standards)	20
Violation of Section 6.9	20
Violation of Section 6.9.1 (17 violations)	20
Violation of Section 6.9.3 (2 Violations)	21
Violation of Section 6.9.7	21
Violation of 6.9.11.1 (52 violations)	22
Failure to Comply with Section 7.2	23
Failure to Comply with Paragraph 7.3	24
Violation of Section 8.2	25
Site Conditions (34 Violations)	25
Violation of Section 8.3	27
Violation of Section 8.5 (8 Violations)	28
Violation of Section 8.6	28
Violation of Section 8.6.1 (20 Violations)	28
Violation of Section 8.6.3	29
Violation of Section 8.6.4	30
Violation of Section 8.6.5	30
Violation of Section 8.6.6	30
Violation of Section 8.6.7	30
Colorado Criminal Code CRS 18-5-113. Criminal impersonation	31
Colorado Criminal Code – Fraud; Offering a false instrument for recording	31
Colorado Consumer Protection Act	32

For approximately one year, you have known about these regulatory violations and you have known of the unlawful remediation that occurred in the structure, and Mr. Woellner's falsified the "clearance certification."

As such your office has knowingly allowed innocent occupants to enter and occupy the contaminated building. Naturally, we are concerned for the victims, and the public safety of the innocent occupants, as well as the construction personnel, who may be exposed to potentially toxic materials. We recommend your office notify the building owner of the fraudulent work, falsified documents, and recommend the occupants leave the building.

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.