

William R. Archer III, M.D.
Commissioner of Health



**Texas Department of Health
Toxic Substances Control Division**

Lockbox - TDH
P.O. Box 12190
Austin, Texas 78711-2190
(512) 834-6610

Asbestos Removal
Patti J. Patterson, M.D., M.P.H.
Executive Deputy Commissioner

PLAINTIFF'S EXHIBIT

ASA-1361

February 13, 2001

ASARCO INCORPORATION
ATTN: GREG PARHAM
PO BOX 1111
EL PASO, TX 79902

For Office Use Only

Remittance # :
7C790 - 178
Amount :
RTI : 111780

INVOICE: DEMOLITION / RENOVATION NOTIFICATION # 2001021214

Facility: ASARCO INCORPORATION

Location: PO BOX 1111

Abatement Contractor: SOUTHWEST ABATEMENT, INC. DBA

Please remit the fee assessed for the notification regarding the above mentioned facility, within 60 days of the date of this invoice letter.

RACM reported as follows:

0 Ln.Ft.	0 Sq.Ft.	0 Cu.Ft.	0 Ln.Mt.	0 Sq.Mt.	0 Cu.Mt.
/ 260 = 0.0 ARU	/ 160 = 0.0 ARU	/ 35 = 0.0 ARU	/ 80 = 0.0 ARU	/ 15 = 0.0 ARU	/ 1 = 0.0 ARU

ARU Integer Total : 0

Fee Calculation : \$25 / ARU - Minimum Fee = \$50 - Maximum Fee = \$3,000

FEE DUE: \$50

PAST DUE AFTER 04/15/2001

Please make Check / Money Order payable to TEXAS DEPARTMENT OF HEALTH.

Write account # 7C790 - 178 / 2001021214 on payment.

Payment may be made for this notification fee ONLY.
DO NOT combine fees for other notifications, accounts or programs.

**IMPORTANT: CREDIT CAN NOT BE GIVEN FOR REMITTANCE UNLESS COUPON AND
PAYMENT ARE RETURNED TOGETHER IN COUPON ENVELOPE.**

If you have any questions please contact the Asbestos Notification Section at (512) 834-6600 or 1-800-572-5548 (Texas Only).

ASARCO ELP 0014073

For Office Use Only ☐ TAHPA ☐ NESHA ☐ T ☐ H ☐ L ☐ VIOLATION ☐ YES ☐ NO ☐ RCVD ☐ POSTMARK

TEXAS DEPARTMENT OF HEALTH

DEMOLITION / RENOVATION NOTIFICATION FORM



NOTE: CIRCLE ITEMS THAT ARE AMENDED

NOTIFICATION# _____

- 1) Abatement Contractor: Southwest Abatement DBA Environmental Reconditioning, Inc. License No.: 80-0080
Address: 8630 Boeing Suite 12 City: El Paso State: TX Zip: 79925
Office Phone Number: (915) 778-3813 Job Site Phone Number: () N/A
Site Supervisor: Rene Gomez TDH License Number: 80-4000
Site Supervisor: Arturo Espinosa TDH License Number: 80-3468
Trained On-Site NESHA Individual: N/A Certification Date: N/A
- Demolition Contractor: N/A Office Phone Number: N/A
Address: N/A City: N/A State: N/A Zip: N/A
- 2) Project Consultant or Operator: Sun City Analytical, Inc. TDH License Number: 10-0011
Mailing address: 1409 Montana Avenue
City: El Paso State: TX Zip: 79902 Office Phone Number: (915) 533-8840
- 3) Facility Owner: ASARCO INCORPORATED
Attention: Peggy Munsell
Mailing Address: P.O. Box 1111
City: El Paso State: TX Zip: 79902 Owner Phone Number: (915) 521-3640
- 4) Description or Facility Name: Asarco Incorporation
Physical Address: P.O. Box 1111 County: El Paso
City: El Paso Zip: 79902 Facility Phone Number: (N/A) N/A
Facility Contact Person: Peggy Munsell
Description of Area/Room Number: Sulfuric Acid Loading area and Reverb area
Prior Use: Copper Refinery Future Use: Copper Refinery
Age of Building: 100 yrs Size: 20 Acres Number of Floors: Varies
School (K-12): ☐ YES ☒ NO
- 5) Type of Work: ☐ Demolition ☒ Renovation (Abatement) ☐ Annual Consolidated
Work will be during: ☒ Day ☐ Evening ☐ Night ☐ Phased Project
Description of work Schedule: Monday through Friday 7 am to 5 pm
- 6) Is this a Public Building? ☐ YES ☒ NO Federal Facility? ☐ YES ☒ NO Industrial Site? ☒ YES ☐ NO
NESHA-Only Facility? ☒ YES ☐ NO Is building /Facility Occupied? ☐ YES ☒ NO
- 7) Notification Type CHECK ONLY ONE
☒ Original (10 Working Days) ☐ Cancellation ☐ Amendment ☐ Emergency/Ordered
- If this is an amendment, which amendment number is this? N/A (ENCLOSE COPY OF ORIGINAL)
If an emergency, who did you talk with at TDH? N/A Emergency# N/A
Date and Hour of Emergency (HH/MM/DD/YY) N/A
Description of the sudden, unexpected even explanation of how the event caused unsafe conditions or would cause equipment damage (computers, machinery, etc.): N/A
- 8) Description of procedures to be followed in the event that unexpected asbestos is found or previously non-friable asbestos material becomes crumbled, pulverized, or reduced to powder: Affected area will be immediately restricted with barrier tapes, signs and poly. ACM will be cleaned up by Hepa Vacs and wet wiped. Air monitoring will be initiated. Local authorities to be contacted.
- 9) Was an Asbestos survey performed? ☒ YES ☐ NO Date: 10/31/00 TDH Inspector License No: 60-1888
Analytical Method: ☒ PLM ☐ TEM ☐ Assumed TDH Laboratory License No: 30-0011
(For TAHPA (public building) projects: an assumption must be made by a TDH Licensed Inspector)
- 10) Description of planned demolition or renovation work, type of material, and method(s) to be used: Removal of ACM thermo insulation by wet method, HEPA VAC, glove bag method, full containment and restricted access.

- 1) Description of work practices and engineering controls to be used to prevent emissions of asbestos at the demolition/renovation site: Area restricted, glove bag method, full containment with negative pressure, wet removal methods, HEPA vacuum clean up, air monitoring.

- 2) All applicable items in the following table must be completed: IF NO ASBESTOS PRESENT CHECK HERE ☐

Asbestos-Containing Material Type	Approximate amount of Asbestos		Check unit of measurement					
	Pipes	Surface Area	Ln Ft	Ln M	SQ Ft	SQ M	Cu Ft	Cu M
RACM to be removed	400	200	XX	XX				
RACM NOT removed	N/A	N/A						
Interior Category I non-friable removed	N/A	N/A						
Exterior Category I non-friable removed	N/A	N/A						
Category I non-friable NOT removed	N/A	N/A						
Interior Category II non-friable removed	N/A	N/A						
Exterior Category II non-friable removed	N/A	N/A						
Category II non-friable NOT removed	N/A	N/A						
RACM Off-Facility Component	N/A	N/A						

- 3) Waste Transporter Name: Southwest Abatement, Inc. DBA Environmental Reconditioning, Inc. TDH License No: 40-0002
 Address: 8630 Boeing Suite 12 City: El Paso State: TX Zip: 79925
 Contact Person: Tyson West Phone Number: (915) 778-3813

- 1) Waste Disposal Site Name: Otero Lincoln County Landfill
 Address: 23 Miles South on Hwy 54 City: Alamogordo State: NM Zip: 88310
 Telephone: (505) 439-4355 TNRCC Permit Number: SWN 190103

- 5) For structurally unsound facilities, attach a copy of demolition order and identify Governmental Official below:
 Name: N/A Registration No: N/A
 Title: N/A
 Date of order (MM/DD/YY) N / A / Date order to begin (MM/DD/YY) N / A /

- 6) Scheduled Dates of Asbestos Abatement (MM/DD/YY) Start: 11/27/00 Complete: 12/12/00

- 7) Scheduled Dates Demolition/Renovation (MM/DD/YY) Start: N/A Complete: N/A

* Note: If the start date on this notification can not be met, the TDH Regional or Local Program office Must be contracted by phone prior to the start date. Failure to do so is a violation in accordance to TAPHA, Section 295.61.**

hereby certify that all information I have provided is correct, complete, and true to the best of my knowledge. I acknowledge that am responsible for all aspects of the notification form, including, but not limiting, content and submission dates. The maximum penalty is \$10,000 per day per violation.

Peggy A Munsell Peggy Munsell 11/09/2000 915) 521-3640
 Signature of Building Owner/Operator (Printed Name) (Date) (Telephone)
 or Delegated Consultant/Contractor 915) 541-1811
 (Fax Number)

MAIL TO:

ASBESTOS NOTIFICATION SECTION
 TOXIC SUBSTANCE CONTROL DIVISION
 TEXAS DEPARTMENT OF HEALTH
 EXCHANGE BUILDING, SUITE N320
 8407 WALL STREET
 AUSTIN, TX 78754

Faxes are not accepted

PH: 512-834-6600, 1-800-572-5548

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Form APB#-5, dated 12/08/98. Replaces TDH form dated 09/15/97. For assistance in completing form, call 1-800-572-5548

ASARCO ELP 0014075