

Tue May 30 11:15:44 EDT 2017
Hope.Brian@epamail.epa.gov
FW: No Duty to Disclose ?
To: CMS.OEX@epamail.epa.gov

From: Ed McCabe [mailto:emccabe@mccabeengineering.com]
Sent: Friday, May 26, 2017 9:38 AM
To: Pruitt, Scott <Pruitt.Scott@epa.gov>
Subject: No Duty to Disclose ?

Scott,

No Duty to Disclose FACTS should really cause PUBLIC CONCERN for the role of the EPA -- ?

I would like to speak directly with you to resolve the "Nightmare on Irwin St." - before it becomes a bigger fire storm for the EPA and Ohio.

Edward M. McCabe, PE

From: Ed McCabe
Sent: Friday, May 26, 2017 9:28 AM
To: Randy.Kirkland@epa.ohio.gov; Gonzalez. Maria@epamail.epa.gov; Todd Anderson; Tasha N. Miracle; chris.mooney@washpost.com; Chris.Stewart@coxinc.com
Subject: Re: Presentation

Randy,

Good Morning, I have not heard back from Ohio regarding our many basic questions which would assist our team in completing closure at "Nightmare on Irwin St." - ???

Our presentation efforts have led to a Documentary film maker asking yet more questions which I can not answer such as how can Ohio epa's own 2017 amended closure plan now include work which Ohio Knew was required in the original various versions of the approved closure plan based on Ohio's site knowledge, inspections, permits, violations, Negotiations, reviews, comments and approval -- The answer I provided is Ohio has NO DUTY to disclose to the public or third parties any Environmental and Financial information Known to them even though they have RCRA regulations to follow based upon wise man.

VA accountability is under scrutiny and Senate review - Is it time for EPA to be reviewed to PROTECT PUBLIC SAFETY, WELFARE AND THE ENVIRONMENT (from the EPA) ?

We are proceeding to uncover Facts related to the site which Ohio Misrepresented in RCRA financial and environmental documents in the 1990's and have done a very good job of "disguising" Ohio's criminal like actions for over 20 years through the efforts of many which include but is not limited to B Ball, T Miracle, J Kasich, M Taylor, M DeWine, E Rotchild, H O'Connel and a host of Ohio personnel.

Ohio and the USEPA current personnel have expressed their disbelief at Ohio's actions and even with this talent pool cannot answer the basic question of HOW did Ohio "commit" such Gross Material Financial and Environmental MISREPRESENTATIONS related to OHD 980 700 942.

Better yet if "IT" happened here "WHERE ELSE" has it happened ?

I trust you understand why we are asking the questions - in an effort to Make America Great Again.

Edward M. McCabe, PE

From: Ed McCabe
Sent: Tuesday, May 16, 2017 12:26:35 PM
To: Randy.Kirkland@epa.ohio.gov; Gonzalez. Maria@epamail. epa. gov; Todd Anderson
Subject: Re: Presentation

Good afternoon, a newspaper outlet asked me the question -" Which criminal activity is worse when the Ohio epa and attorney general knowingly and intentionally coproduced and approved a RCRA site closure plan they knew was Fraudulent, or when Ohio released RCRA Trust Fund Money based on a release request Ohio knew was Fraudulent, or when Ohio conducted Fraud on the court, or when Region 5 approved of Ohio's criminal actions, or when Ohio and US agencies cover up past crimes ALL of which IMPACT PUBLIC HEALTH, SAFETY, WELFARE AND THE ENVIRONMENT."

I gave them my opinion but they requested I ask you for your opinion - please respond.

Edward M. McCabe, PE

From: Ed McCabe
Sent: Friday, May 5, 2017 12:00:55 PM
To: Randy.Kirkland@epa.ohio.gov; Gonzalez. Maria@epamail. epa. gov; Todd Anderson
Subject: Re: Presentation

Randy & Maria,

Good Morning, as usual we have not received a response to our request(s).

We are in the process of reformatting our presentation and title to highlight the word Truth and would once again request your input and participation.

1) Environmental TRUTH OR CONSEQUENCES

2) To TELL THE ENVIRONMENTAL TRUTH

Obviously the intent is to depict what happens when environmental and financial documents inspected, managed, co-produced, negotiated, reviewed, comments provided and approved by the State of Ohio do not contain TRUTHS (Facts known by Ohio) - and the Impact to the PUBLIC.

Please review and advise as to availability for presentations.

Edward M. McCabe

From: Ed McCabe
Sent: Tuesday, April 4, 2017 10:59:39 AM
To: Randy.Kirkland@epa.ohio.gov; Gonzalez. Maria@epamail.epa.gov; Todd Anderson
Subject: Re: Presentation

Randy & Maria,

I have not heard back from you regarding "our joint" presentation cooperative effort. OEPA has produced additional information in the form of their version of an amended closure plan which stated now that Rev. 3 was the OEPA closure plan - ?- somehow a large sum of money and known data is missing from the original approved closure plan. IF B Ball and Ohio still insists OEPA is WRONG and the hybrid Rev. 4 DRAFT is the approved closure plan their should be a good explanation for the reduction in trust fund account money and falsified statements (known by Ohio) in RCRA documents "approved" by Ohio to be relied upon by the PUBLIC -- to ensure PUBLIC HEALTH, SAFETY, WELFARE AND THE ENVIRONMENT.

From: Ed McCabe
Sent: Monday, March 13, 2017 9:24:20 AM
To: Randy.Kirkland@epa.ohio.gov; Gonzalez. Maria@epamail.epa.gov
Subject: Presentation

Randy & Maria,

Good Morning, I would like to present this article at an upcoming National Real Estate Conference and would one or both of you to be a part of a panel discussion. I fully understand the difference of opinion(s) that exist and feel it would serve the audience best to hear both sides of the "Nightmare on Irwin St." -- Please review and advise.

Thank you,

Edward M. McCabe, PE

EPA MUST IMPROVE OVERSIGHT OF STATE ENFORCEMENT

Is this topic of a 2011 report #12-P-0113 EPA'S admission of guilt ? This report may imply USEPA would not revoke authorization of a state delegated authority to conduct federal programs such as RCRA - regardless of the state's "mismanagement" because a Region does not have adequate resources. EPA reports further imply EPA has not implemented a consistent enforcement program to make sure that federal environmental laws are met by state governments - such as Ohio.

Many articles have been written bringing Ohio in to question .. "Ohio EPA report not a good one; Agency's problems could result in a federal takeover" / "Citizens to urge U.S. EPA to revoke Ohio's enforcement authority" / "EPA finds problems with Ohio agency in most extensive report ever".

2017 Marks the 20 th. Anniversary of a petition filed with the USEPA on behalf of the Sierra Club, Ohio Environmental Council, Ohio Citizens Action and Rivers Unlimited for Withdrawal of Ohio's Authorization to Enforce Federal Laws. No withdrawal-Ohio EPA and attorney general continue with their "own version" of Federal RCRA Regulations related to OHD 980 700 942:

1) Negotiate or "Conspire" with a Hazardous Waste Facility Owner/Operator (HAZ-WOO) to produce and approve falsified yearly RCRA closure estimate updates.

2) Negotiate or "Conspire" with a HAZ-WOO to co-produce and approve a Fraudulent RCRA Closure Plan containing Gross Material Environmental and Financial MISREPRESENTATIONS OF FACTS AND OMISSIONS fully Known by Ohio.

3) Approve HAZ-WOO RCRA Financial Trust Fund account information Ohio knew was falsified based on Ohio inspections, violations, reports and negotiations.

4) Illegally disburse RCRA Trust Fund Money to HAZ-WOO based on a Fraudulent release request Ohio Knew was Fraudulent.

5) Ohio approved the internal use of Ohio & HAZ-WOO falsified RCRA documents as the basis for EPA and Municipal loans.

6) Ohio to this day denies any wrong doing including the above, Fraud on the courts, answering factual questions, disallowing Factual Environmental Evidence to be submitted in a court case (No Jury) we Lost Big. A case Ohio had the audacity to bring against an Engineering Company which was brought to the table by an ailing City to takeover the site clean up and site ownership to avoid a disastrous project shut down due to an impending HAZ-WOO bankruptcy. Of course we may have made the mistake of "Trusting" Ohio and Washington to perform their duties related to RCRA Regulations, oversight of HAZ-WOO's and The RCRA Program.

7) We have black and white evidence and trust this is not the only Falsified RCRA Project.

EPA Region 5 and Washington have long known and accepted Ohio's "management" of the Federal RCRA Program and yet do not use their authority by law to make sure that federal environmental laws are met by state governments.

Does this PROTECT PUBLIC HEALTH, SAFETY, WELFARE AND THE ENVIRONMENT ?

Edward M. McCabe, PE