

1 if?

2 A. Yes.

3 Q. And then when he said yes, what were your  
4 words? Did you say -- how did you express?

5 A. Oh, thank you.

6 Q. But how did you express the thing about  
7 payment, what were your words?

8 A. No. You going to charge me anything for  
9 this? He said no.

10 Q. Did he say it was a favor?

11 A. No, he don't mention it's a favor.

12 Q. He just said no?

13 A. Yes.

14 Q. And then he directed you to go get the  
15 license at the office?

16 A. He -- I'm not sure but I think -- I'm not  
17 sure but I think he told me go -- go to the office  
18 and ask -- ask him -- ask them to give it to you.

19 Q. Now, how often were you in the Safe  
20 Environmental office during those times, was it  
21 twice a week, five times a week, every day to check  
22 in?

23 A. No. No. Maybe twice a month. Maybe.

24 Q. And sometimes it was just to pick up your

1 paycheck?

2 A. Not even that because I used to have  
3 direct deposit. Sometimes we have to drop the  
4 book.

5 Q. So your job log?

6 A. Yes.

7 Q. The project log?

8 A. Yes.

9 Q. You'd drop it off at the office?

10 A. Yes.

11 Q. But you, although you may have been  
12 familiar with some of the people who worked  
13 there --

14 A. Yes.

15 Q. -- you weren't a regular in the office  
16 talking to the employees --

17 A. Yes.

18 Q. -- or the secretaries, were you?

19 A. Yes.

20 Q. You were or were not?

21 A. Yes, I do -- I did.

22 Q. Okay.

23 You knew them by name or --

24 A. Yes.

1 Q. And they knew you?

2 A. Yes.

3 Q. In the office, would you come up to a  
4 counter? Was there a counter that separated you  
5 from the rest of employees or were you able to go  
6 to their desk?

7 A. Yes, they have a -- they have a kind of  
8 desk.

9 Q. A desk or a counter?

10 A. No. Desk.

11 Q. Could you walk up to anybody's desk in  
12 that office?

13 A. Yes. Yes.

14 Q. All right.

15 And how long was it after he told you to  
16 go get the license that you went to see Matt or  
17 Chris?

18 A. I don't know it was the first or the next  
19 day. I can't remember now.

20 Q. All right.

21 Did Mr. Paganelli tell you that he would  
22 clear it with his secretary, you should ask his  
23 secretary for the license?

24 A. No.

1 Q. So you just went in with the approval?

2 A. Yes.

3 Q. Announced the approval?

4 A. Yes.

5 Q. Did Matt or Chris as he's called --

6 A. Yes.

7 Q. -- did he make a phone call to check that  
8 or did he trust you on that?

9 A. He trust me.

10 Q. How long had he worked for Mr. Paganelli  
11 there?

12 A. Maybe a year.

13 Q. So apparently he knew that you and  
14 Mr. Paganelli were close?

15 A. Yes.

16 Q. Apparently, he trusted your word on the  
17 license?

18 A. Yes.

19 Q. He gave -- made you a Xerox copy of the  
20 Ohio license?

21 A. Yes.

22 Q. And did he make you a Xerox copy of Carlos  
23 Bonilla's license?

24 A. Yes.

1 Q. Did you tell him you had spoken with  
2 Carlos?  
3 A. Yes.  
4 Q. Did you tell him Carlos gave you  
5 permission?  
6 A. I think Carlos call him. I can't remember  
7 but I think Carlos call him and...  
8 Q. All right.  
9 Did you tell him what you were going to  
10 use them for, ten-day notification --  
11 A. Yes.  
12 Q. -- in Cleveland?  
13 A. Yes.  
14 Q. How did you get the copy of the  
15 certificate and the copy of Mr. Bonilla's Ohio  
16 hazard supervisor card to Mr. Vadas?  
17 A. I know I gave it to him but I can't  
18 remember how I did it.  
19 Q. Well, would it have been on a trip to  
20 Cleveland if he was there supervising?  
21 A. No. No. No. I think I call him to the  
22 office and he went to my office and I gave it to  
23 him. I think.  
24 Q. So the workers that were working on phase

1 one, transite removal, Mr. Vadas didn't really need  
2 to be there full time to supervise them, did he?  
3 A. No.  
4 Q. Because that was not a regulated, licensed  
5 activity, correct?  
6 A. No.  
7 Q. So Mr. Vadas was spending some of his time  
8 back here -- back in Hammond, Indiana?  
9 A. Yes.  
10 Q. And did he come to see you at your office  
11 then to pick up the license or did you ever travel  
12 to his place?  
13 A. No. That was days -- days -- like after  
14 we got the phase one completed, it was maybe two,  
15 three days later all this thing.  
16 Q. It was very quick after phase one, wasn't  
17 it?  
18 A. Yes, but it wasn't right in the -- when we  
19 were doing the work on phase one, no. It was after  
20 that.  
21 Q. Okay. All right.  
22 And how many days after you submitted this  
23 ten-day notification for the phase two and phase  
24 three work did you get your -- did you receive your

1 actual Ohio -- Ohio abatement supervise license?  
2 A. Before -- before the notification --  
3 between the notification.  
4 Q. Okay.  
5 Between -- during that ten-day period?  
6 A. Yes.  
7 Q. Now, at the time that you reached this  
8 contract agreement, apparently, it was Mr. Vadas  
9 who was communicating with Mr. Collins?  
10 A. Yes.  
11 Q. Would it have been Mr. Vadas that -- that  
12 informed you that Mike Collins wouldn't give you  
13 the project unless he was included on your  
14 insurance for your work? How did you find out that  
15 you needed to include Nationwide Demolition as an  
16 additional insured on your policy?  
17 A. Oh, I think -- I'm not sure but I think  
18 nobody asked me. I did it to make sure he -- if he  
19 knows we got insurance, I think, but I don't  
20 know --  
21 Q. You testified earlier that he asked you  
22 for a certificate?  
23 A. I don't know if he asked me. I can't  
24 remember if he asked me or I did it but I think he

1 asking.  
2 Q. All right.  
3 Did Safe Environment Corp. have its own  
4 asbestos hazard abatement policy?  
5 A. Yes. They have to have it.  
6 Q. All right.  
7 So anybody in this business has their own  
8 policy?  
9 A. Yes.  
10 Q. But Mike Collins was a demolition  
11 contractor and didn't have a license anymore so he  
12 wouldn't have had that policy in your view?  
13 A. No.  
14 Q. So you included him as additional insured  
15 either because he insisted upon it or because it  
16 was your idea?  
17 A. No. Because we doing work for him.  
18 Q. All right.  
19 Is that customary then that the --  
20 A. Yes.  
21 Q. When you work for another contractor on a  
22 job that --  
23 A. We provide the certification insurance.  
24 Q. Okay.

1 Like if you go to work for Mittal Steel,  
 2 you have to include Mittal Steel as an additional  
 3 insured --  
 4 A. Yes.  
 5 Q. -- under asbestos hazard abatement --  
 6 A. Yes.  
 7 Q. -- insurance?  
 8 A. Yes.  
 9 Q. And if you go to work for Nationwide  
 10 Demolition --  
 11 A. The same thing.  
 12 Q. -- you have to include --  
 13 A. Yes.  
 14 Q. So that's pretty standard?  
 15 A. Yes.  
 16 Q. All right.  
 17 But you were aware Safe Environment Corp.  
 18 has its own asbestos hazard abatement insurance?  
 19 A. Yes.  
 20 Q. So you didn't feel it was necessary to  
 21 include them on your policy?  
 22 A. No.  
 23 Q. It would have been redundant?  
 24 A. Yes.

1 Q. You're kind of hurt that Mr. Paganelli  
 2 went ahead and said he never gave you permission,  
 3 aren't you?  
 4 A. What the question?  
 5 Q. I said your feelings are a little bit hurt  
 6 that Mr. Paganelli --  
 7 A. Two things because he was my friend and I  
 8 feel bad why he did it and I feel sorry too because  
 9 all this situation.  
 10 Q. All right.  
 11 But if Mr. Paganelli told you to go get  
 12 the certificate at the office after giving you  
 13 permission to use it, then there's no question that  
 14 he understood that you -- understood you when you  
 15 asked him if you could use his Ohio license for  
 16 the --  
 17 A. Yes, that's what I think. That what I  
 18 think because --  
 19 Q. You were just trying to protect him when  
 20 you said you couldn't be certain that he  
 21 understood, weren't you?  
 22 A. No, it's not that because it's hard  
 23 because I can't see it right now all of you got  
 24 difficult to understand me. How about five -- just

1 think about it, four years ago.  
 2 Q. Do you know Mr. Paganelli's wife?  
 3 A. Yes.  
 4 Q. Is her name Sheila?  
 5 A. Yes.  
 6 Q. And is she the president of Angel  
 7 Abatement?  
 8 A. Yes.  
 9 Q. Is that an asbestos abatement company that  
 10 she and her husband now run?  
 11 A. Yes.  
 12 Q. In Hammond, Indiana?  
 13 A. Yes. I don't know he run but...  
 14 Q. But she runs one?  
 15 A. Yes.  
 16 Q. And that didn't exist before he sold Safe  
 17 Environment Corp., did it?  
 18 A. No. They got that company two, three  
 19 years before that.  
 20 Q. Okay.  
 21 So they started that one up and sold Safe  
 22 Environment Corp. to Mr. Lovelace, correct?  
 23 A. Yes.  
 24 Q. All right.

1 Do you know if Mr. Paganelli's working in  
 2 or affiliated with Angel Abatement?  
 3 A. No.  
 4 Q. Have you ever done any work for Angel  
 5 Abatement?  
 6 A. Yes.  
 7 Q. Recently?  
 8 A. Before.  
 9 Q. Before what?  
 10 A. Before this thing. When I was working for  
 11 Safe, I work for -- sometimes for Angel and  
 12 sometimes for Safe.  
 13 Q. Okay.  
 14 And do they share the same street address  
 15 as Safe Environment Corp.?  
 16 A. They used to have the same office and same  
 17 warehouse.  
 18 Q. Is that still true? Do you know?  
 19 A. I don't know. I don't know now. No, I  
 20 don't think so because she got an office somewhere  
 21 else.  
 22 Q. If you didn't think you had  
 23 Mr. Paganelli's approval or you didn't think he  
 24 understood you, you never would have taken his

1 license, would you?

2 A. Oh, no. No. No.

3 Q. So at the time, you certainly were

4 certain, comfortable —

5 A. I was 100 percent he told me.

6 Q. — that he gave you permission to use it,

7 right?

8 A. Yes.

9 Q. And you're just kind of making excuses for

10 him now, aren't you, when you're saying maybe he

11 didn't understand?

12 A. It was over the phone because — the way I

13 see it, he signed affidavit and he signed affidavit

14 because maybe I think he didn't understand

15 100 percent I told him. I ask him, I mean.

16 Q. Well, I can certainly understand

17 protecting a friend.

18 MR. THOMAS: Is that a question? Objection to

19 that statement.

20 MR. KRAMER: All right. You can — you can

21 remove that.

22 Just a moment. Let me check my notes.

23 BY MR. KRAMER:

24 Q. How many times have you talked to John

1 Vadas since the Cleveland Trencher closed?

2 A. After?

3 Q. Yes.

4 A. After the EPA, we did the EP — the walk

5 through with the EPA, I think just one time, yeah,

6 one time and then he sent me an e-mail he don't

7 want me to call him anymore. He want me — if I

8 want any communication with him, it's better to

9 e-mail him back anything.

10 Q. All right.

11 Did you become aware after that that he

12 said that he was never affiliated with Asbestek,

13 Inc. in any way, shape or form?

14 A. Yes.

15 Q. Is that truthful on his part?

16 A. No.

17 Q. Have you had any contact with him in the

18 last year say?

19 A. No.

20 Q. Are you aware that you have the right to

21 be here and observe him at his deposition tomorrow

22 at 10:00 a.m.?

23 A. No.

24 Q. Well, you have that right if you want to.

1 A. Okay.

2 Q. Even though you're not represented by

3 counsel but you're a party in this and you have the

4 right to sit here and watch him as he answers

5 questions, all right?

6 A. Okay.

7 Q. I want you to know that.

8 So the only reason that you never had

9 Mr. Amaya (sic), if I understand your testimony

10 correctly, actually apply for the Ohio asbestos

11 abatement contractor's license was because

12 Mr. Paganelli had told you for this project, it was

13 okay to use Safe Environment Corp.'s?

14 A. Yes.

15 Q. And if you had not received permission to

16 use that license and if Mr. Collins was in such a

17 hurry that you — he had to find someone else to

18 finish the project, you would have already earned

19 probably \$35,000 of the \$50,000, wouldn't you?

20 A. Yes. I prefer too, have a lawsuit, from

21 civilian lawsuit to go to jail.

22 Q. So you would have walked away from the

23 project?

24 A. Yes, I do. If I don't have the license,

1 he have to sell the job to somebody else. I walk

2 away even if I have to lose money.

3 Q. So I'm clear, when you finished phase two

4 and phase three, you did tell Mr. Vadas you can

5 tell Mr. Collins — that he can proceed with the

6 demolition?

7 A. I told him go and inspect the whole

8 building and after you inspect the whole building,

9 if something miss over there, we can go back and

10 clean. If not, give him the okay and that he did.

11 Q. All right.

12 Now, the appearance of the Cleveland

13 Trencher site, did you see evidence of vandalism

14 and intruders and scavenging when you went there?

15 A. I saw people pulling copper wires.

16 Q. So there were scavengers stealing copper

17 from the site?

18 A. Yes. And I saw piles of asbestos on the

19 floor before we got there.

20 Q. Would that have been pipe insulation?

21 A. Yes, pipe insulation.

22 Q. Did you find any evidence that there had

23 been copper pipes in the building?

24 A. Yes. See pipe cut and piles. It looked

1 like somebody cut the pipe, move it somewhere and  
 2 strip the pipe over there and left it.  
 3 Q. So there was already friable asbestos --  
 4 A. Oh, yes.  
 5 Q. -- contamination in the site --  
 6 A. Yes.  
 7 Q. -- when you got there to start your work?  
 8 A. Yes.  
 9 Q. And if you can describe it, what room or  
 10 rooms of the factory site did you find these piles  
 11 of pipe insulation, friable asbestos material?  
 12 A. I can't remember right now but if you got  
 13 access to the inspection report, they have some --  
 14 John Vadas gave me some pictures of the piles.  
 15 They covered the piles with asbestos caution tape  
 16 and they put some signs, about three or four piles,  
 17 the ones they see it and some others, they don't  
 18 see it.  
 19 Q. So when you got to the site to do phase  
 20 two and phase three, were these piles already  
 21 covered and marked?  
 22 A. Yes.  
 23 Q. All right.  
 24 And that was Vadas's crew who had done

1 that?  
 2 A. No. It was the -- the -- whoever made the  
 3 inspection report.  
 4 Q. All right.  
 5 The site assessment --  
 6 A. Yes.  
 7 Q. -- off which you guys drew your contract?  
 8 A. Yes.  
 9 MR. KRAMER: Okay. All right. Thank you for  
 10 clearing that up.  
 11 Mr. Amaya, thank you, I think that's all  
 12 the questions I have. Thank you for your  
 13 testimony.  
 14 MR. THOMAS: I have a couple follow-up  
 15 questions.  
 16 FURTHER EXAMINATION  
 17 BY MR. THOMAS:  
 18 Q. These piles of friable asbestos that were  
 19 there when Asbestek arrived, you said that those  
 20 were identified in the inspection report?  
 21 A. Yes.  
 22 Q. When did you first read that report?  
 23 A. I never see it but if they cover --  
 24 because John Vadas told me some piles over there

1 are in the report. I never see the inspection  
 2 report. He has the inspection report and he's the  
 3 one told me.  
 4 Q. What -- what else did he tell you about  
 5 the inspection report?  
 6 A. Just about those piles, the first thing we  
 7 have to take care of as soon as we get there.  
 8 Q. Okay.  
 9 Anything else?  
 10 A. No.  
 11 Q. Did he tell you what the cost estimate for  
 12 remediation of Cleveland Trencher was?  
 13 A. He charged \$50 and something thousand.  
 14 Q. Pardon me?  
 15 A. He charge -- I mean, he put the proposal  
 16 for 50 and -- \$51 or something like that.  
 17 Q. \$51,000?  
 18 A. Yes.  
 19 Q. That wasn't \$100,000?  
 20 A. No.  
 21 Q. So your understanding of the inspection  
 22 report was that the proposed cost for  
 23 remediation -- remediation of the site was \$51,000?  
 24 A. No. I haven't seen the inspection report.

1 Q. Well, what did John Vadas tell you was...  
 2 A. He told me it's about \$50,000, \$50  
 3 something thousand.  
 4 Q. Did you ever ask to see that report?  
 5 A. Yes, but -- well, no. No.  
 6 Q. Weren't you curious as to what it said  
 7 before you entered into the contract?  
 8 A. Yes, I was curious.  
 9 Q. But you never made --  
 10 A. For some reason, I did -- I forgot to ask  
 11 him.  
 12 Q. Do you know what reason it is that you  
 13 forgot to ask?  
 14 A. No.  
 15 Q. Would it have been --  
 16 A. Maybe because I was too busy thinking.  
 17 Q. Thinking about what?  
 18 A. About that, the project there.  
 19 Q. About the what?  
 20 A. The project, the Ohio job. Maybe I was  
 21 too busy thinking about that.  
 22 Q. What's the word?  
 23 A. Project.  
 24 MR. KRAMER: Project.

1 THE WITNESS: Project. You see how hard it is  
2 to understand my English.  
3 MR. THOMAS: It wasn't bad. A little work and  
4 I think we can get it.  
5 BY MR. THOMAS:  
6 Q. So it was hard for you to understand -- or  
7 it was hard for you to focus on getting the  
8 inspection report because you were busy thinking  
9 about the project that --  
10 A. That -- that -- thinking about the  
11 laborers, thinking about the how going to get the  
12 job done because it's a plan how to go and plan how  
13 to get the job done.  
14 Q. Did Asbestek, Incorporated, file taxes in  
15 2007?  
16 A. Yes.  
17 Q. And you did personally as well; is that  
18 correct?  
19 A. Yes, I did but as a person and corporation  
20 because it was a corporation C.  
21 Q. I see.  
22 So it's one form with schedule C, correct?  
23 A. Yes.  
24 Q. I'm going to make a request that you

1 produce those documents.  
2 A. Yes. No problem.  
3 Q. Okay.  
4 I have a follow-up question for you on  
5 Exhibit -- Exhibits 6 and 7 that we discussed, this  
6 notification form. And I asked you this before but  
7 I just want to make sure that I understand what  
8 your answer is about --  
9 A. Yes.  
10 Q. -- the specialist.  
11 What do you think the reason that the  
12 Department of Public Health wants that information  
13 for is? Why do you think they want that  
14 information?  
15 A. Oh, that information, to contact whoever  
16 submit the notification.  
17 Q. I don't mean the contact person in line  
18 14. I don't mean that. I mean line eight, the  
19 remediation supervisor specialist.  
20 A. Yes.  
21 Q. Why does the Department of Public Health  
22 want that information?  
23 MR. KRAMER: Object to form.  
24 THE WITNESS: It has to be -- I mean, without a

1 supervisor -- I think the way is because you don't  
2 have a person with a supervisor license, you won't  
3 be able to perform any work.  
4 BY MR. THOMAS:  
5 Q. So it's fair to say that the supervisor  
6 should be at the site?  
7 A. The supervisor is in the notification?  
8 Q. Right.  
9 A. If it's fair for you, maybe. But anybody  
10 can -- I mean, can submit the notification with  
11 anybody's name and then send somebody else. Let's  
12 say if I submit a notification and the supervisor  
13 dies, I wouldn't be able to do the job because he  
14 died?  
15 Q. So your -- your position is that with  
16 respect to this specialist, as long as you put  
17 somebody in there --  
18 A. Yes, with the legal license.  
19 Q. That anybody else can go and supervise  
20 that site?  
21 A. With supervisor license.  
22 Q. And you do not have to update the  
23 Department of Public Health?  
24 A. No. I never see it before.

1 Q. What do you think that the rule is on  
2 this?  
3 A. I don't know. I don't know.  
4 Q. Okay.  
5 Have you ever looked into that?  
6 A. No.  
7 Q. Okay.  
8 With respect to the contractor's license  
9 in item seven --  
10 A. Yes.  
11 Q. -- all that information, is your  
12 conclusion that you just gave us about the  
13 information in line eight the same as line seven?  
14 A. Yes.  
15 Q. So as long as you put any licensed  
16 contractor in there, if that licensed contractor  
17 dissolved or goes bankrupt or loses their  
18 license --  
19 A. Yes.  
20 Q. -- okay, then you can continue your work  
21 as long as you have another contractor, correct?  
22 A. What the question again? I'm sorry.  
23 Q. Let's go back to the answer that you gave  
24 me for --

1 A. Yes.

2 Q. — this line eight.

3 A. Yes.

4 Q. You testified just now —

5 A. Yes.

6 Q. — that you can put any specialist name in

7 there —

8 A. Yes.

9 Q. — but that specialist does not have to be

10 at the job?

11 A. No.

12 Q. Right?

13 A. No — yes.

14 Q. That's your conclusion, right?

15 A. Yes. Yes.

16 Q. And you gave an analogy that perhaps that

17 person could die and how could you do the job.

18 A. Yes. Yes.

19 Q. And that's your reasoning?

20 A. Yes.

21 Q. I want to ask you about section seven, if

22 the same analysis applies.

23 A. Yes. Yes.

24 Q. And you listed in this particular example

1 Safe Environment Corporation, correct?

2 A. Yes.

3 Q. Does Safe Environment Corporation have to

4 have anything to do with that site?

5 A. I mean — I can't understand it because —

6 Q. I'll clarify.

7 A. I think this was one question and this is

8 another question.

9 Q. That's right. I'm asking you to compare

10 them. Let's go back to eight.

11 Your answer was that Carlos Bonilla does

12 not have to be at the site?

13 A. No.

14 Q. His name is just there to satisfy this

15 requirement?

16 A. Yes.

17 Q. Okay.

18 And your position is Carlos Bonilla could

19 move to California —

20 A. Yes.

21 Q. — he never has to be involved in the

22 Cleveland Trencher site?

23 A. Yes.

24 Q. I'm asking you if you have that same

1 conclusion about number seven, the contractor.

2 A. If say disappear, that's the question?

3 For certain reason, I put Safe over here and then

4 Safe disappear.

5 Q. Right.

6 A. I wouldn't be able to do the work.

7 Q. Why is seven different from eight?

8 MR. KRAMER: Objection.

9 BY MR. THOMAS:

10 Q. Why is it your conclusion about the need

11 to have Carlos different than it is for the need to

12 have Safe Environment on site?

13 A. On site? No. Because — I mean, I can

14 revise notification or make another notification

15 and put a new contractor over here. But if Safe

16 disappear or by the time I put the notification and

17 the same time a week later, Safe Environmental

18 license expired, I wouldn't be able to do work.

19 Q. Let me ask the question another way.

20 You testified that with respect to line

21 eight, that is the specialist or the supervisor —

22 A. Yes.

23 Q. — that you may put somebody in that spot

24 on that application —

1 A. Yes.

2 Q. — but that person doesn't have to show up

3 at the site or have anything to do with it, right?

4 A. Yes. Yes.

5 Q. Am I correct?

6 A. Yes.

7 Q. Okay.

8 I mean, now that's your interpretation?

9 A. Yes.

10 Q. With respect to item seven —

11 A. Yes.

12 Q. — the contractor's license —

13 A. Yes.

14 Q. — does that contractor have to have

15 anything to do with the project?

16 A. It's a tricky question because if they

17 apply for the notification, they have to be there.

18 Q. But they didn't apply, you did, right?

19 A. Yes.

20 Q. So this question is from that perspective.

21 A. Yes.

22 Q. You applied for the notification?

23 A. Yes.

24 Q. Using their information?

1 A. Yes.

2 Q. Using Safe Environment's information?

3 A. Yes.

4 Q. Does safe Environment have to show up at

5 the job site?

6 A. You have to show up -- actually, I don't

7 know.

8 Q. Well, what do you think?

9 A. I don't know. I don't know.

10 Q. Could it be that they don't?

11 A. Maybe they have to show up. Maybe. I

12 don't know.

13 Q. Did they show up in this case?

14 A. No.

15 Q. Okay.

16 A. They didn't show up.

17 Q. Did you ask them to show up?

18 A. No.

19 Q. Did you use their equipment?

20 A. No.

21 Q. Did you use their paychecks?

22 A. No.

23 Q. Did they pay anyone for this job?

24 A. No.

1 Q. Did they pay you?

2 A. No.

3 Q. So if the job had worked out well, they

4 would never have to have done anything for this

5 project, right?

6 A. No.

7 Q. So Safe Environment is as expendable as

8 Carlos Bonilla, correct?

9 MR. KRAMER: Objection.

10 BY MR. THOMAS:

11 Q. Correct?

12 A. Yes.

13 Q. So, essentially, they had nothing to do

14 with the site, right?

15 A. Safe?

16 Q. Right.

17 A. Or Carlos?

18 Q. Safe.

19 A. Safe, yes.

20 Q. What -- and what did they have?

21 A. If I use -- if I use -- if I use their

22 license, they had to do.

23 Q. Okay.

24 A. Because if they don't let -- if they don't

1 let me use the license, I don't -- I don't risk

2 myself in this situation. Because do you think

3 I -- I did this because want to -- I mean, I want

4 to be in problems?

5 Q. Did you?

6 A. No. No.

7 Q. What about Carlos Bonilla?

8 A. What about him?

9 Q. He has a license there.

10 A. Yes.

11 Q. Okay.

12 If you don't have his name there, you

13 can't do the site, can you?

14 A. No. If I don't -- with the notification.

15 Q. Same thing with Safe Environment, correct?

16 It's all about the notification, right?

17 A. No. No, it's something different because

18 if they -- they authorize to -- to file a

19 notification under their license, it's different.

20 It's like big.

21 Q. I'm not asking you if they authorized. We

22 talked about that.

23 I'm asking you about their --

24 A. Yes. Yes. Yes. You're right. You're

1 right. Yes. If they didn't do any work -- they

2 don't supposed to be involved in this but the

3 reason they got involved is because they authorized

4 the license.

5 Q. Only?

6 A. Yes.

7 Q. And in no other way did they have anything

8 to do --

9 A. No, nothing else. Just authorize the

10 license.

11 MR. THOMAS: Okay. Okay. That concludes my

12 questions. Louis, do you have anything else?

13 MR. GILBERT: Nothing else. Thank you.

14 MR. KRAMER: No further questions. Thank you,

15 Mr. Amaya.

16 THE WITNESS: Now my turn with you?

17 MR. CHOW: I'm not a party.

18 MR. THOMAS: Mr. Amaya, having had your

19 deposition taken under the laws of Ohio, you have

20 the option to review the transcript to make sure

21 that the court reporter took down everything that

22 you said correctly, okay, which means that you have

23 the opportunity to read it once it's transcribed.

24 If you decide that some answers that you gave were



1 recorded incorrectly, then you can indicate so and  
 2 a correction copy will be maintained along with the  
 3 original. It's not about changing your answers to  
 4 get a better answer or something else. It's about  
 5 whether or not it was taken down accurately.  
 6 MR. KRAMER: Excuse me. Mr. Amaya, you also  
 7 have the opportunity under Ohio law to actually  
 8 change some answers by writing what you think the  
 9 answer more accurately or correctly would be on a  
 10 separate sheet of paper. Now, that doesn't  
 11 eliminate the answer you gave here that the court  
 12 reporter takes down. But it means that your  
 13 corrected answer and your prior answer can be read  
 14 to a judge or jury.

15 And given the language problems that you  
 16 know you admit and the court reporter is only too  
 17 aware of, I would recommend that you reserve that  
 18 right to make sure that your testimony is what you  
 19 intended it to be. If you need advice, you may  
 20 want to consult your own counsel. But certainly,  
 21 you have the opportunity to review for accuracy to  
 22 make what changes you need on a separate sheet of  
 23 paper referencing the page and say this answer  
 24 should be this or I think the court reporter didn't

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1 correctly take down what I said here, it should be  
 2 this. Then you sign that and you return that page  
 3 to the court reporter and she'll give you an  
 4 envelope for that purpose and that way, your  
 5 deposition when – you know, when your testimony is  
 6 used, you want to make sure it's your testimony,  
 7 that there's no mistake or nothing you could have  
 8 explained more better if you weren't nervous or if  
 9 you weren't confused about the question or  
 10 whatever. I'd recommend that you reserve your  
 11 right and you read the deposition and make whatever  
 12 changes are necessary.

13 THE WITNESS: Okay.

14 MR. THOMAS: The rest of that was that you can  
 15 waive that.

16 MR. KRAMER: But you don't want to waive that,  
 17 do you?

18 MR. THOMAS: And then – I don't think we can  
 19 advise you. You have to make your own decision on  
 20 that. So anyway, it's being video recorded as  
 21 well.

22 THE WITNESS: Reserve.

23 THE VIDEOGRAPHER: This concludes the  
 24 deposition. We're off the record at 4:38 p.m.

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1 IN THE COURT OF COMMON PLEAS  
 2 RICHLAND COUNTY, OHIO  
 3 GENERAL DIVISION  
 4  
 5 NATIONWIDE DEMOLITION SERVICES, )  
 6 Plaintiff, )  
 7 vs. )No. 2008 CV 2002  
 8 ASBESTEK, INC., et al., )  
 9 Defendants. )  
 10

11 This is to certify that I have read the  
 12 transcript of my deposition taken in the  
 13 above-entitled cause by LIZA MARIE REGAN, Certified  
 14 Shorthand Reporter, on August 23, 2010, and that  
 15 the foregoing transcript accurately states the  
 16 questions asked and the answers given by me as they  
 17 now appear.

18 \_\_\_\_\_

19 TOMAS AMAYA

20 SUBSCRIBED AND SWORN TO

21 before me this \_\_\_\_\_ day

22 of \_\_\_\_\_, 2010.

23 \_\_\_\_\_

24 Notary Public

McCorkle Court Reporters, Inc.  
 Chicago, Illinois (312) 263-0052

1 STATE OF ILLINOIS )  
 2 ) SS:  
 3 COUNTY OF COOK )  
 4 I, Liza Marie Regan, a notary public within and  
 5 for the County of Cook and State of Illinois, do  
 6 hereby certify that heretofore, to-wit, on the 23rd  
 7 day of August, 2010, personally appeared before me,  
 8 at 123 North Wacker Drive, Suite 1800, Chicago,  
 9 Illinois, TOMAS AMAYA, in a cause now pending and  
 10 undetermined in the Court of Common Pleas, Richland  
 11 County, Ohio, General Division wherein NATIONWIDE  
 12 DEMOLITION SERVICES, LLC is the Plaintiff, and  
 13 ASBESTEK, INC., et al. are the Defendants.

14 I further certify that the said witness was  
 15 first duly sworn to testify the truth, the whole  
 16 truth and nothing but the truth in the cause  
 17 aforesaid; that the testimony then given by said  
 18 witness was reported stenographically by me in the  
 19 presence of the said witness, and afterwards  
 20 reduced to typewriting by Computer-Aided  
 21 Transcription, and the foregoing is a true and  
 22 correct transcript of the testimony so given by  
 23 said witness as aforesaid.

24 I further certify that the signature to the

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Table with multiple columns containing alphanumeric codes and text, likely a directory or index. Includes entries like '101 200 13211', '101 200 13212', etc.

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State of Indiana  
Office of the Secretary of State

CERTIFICATE OF INCORPORATION  
of  
ASBESTEK, INC.

EXHIBIT  
AMAYA 3

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Articles of Incorporation of the above For-Profit Domestic Corporation have been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

IN WITNESS WHEREOF, the corporation has caused this application to be executed by an authorized officer on September 10, 2007  
STATE OF INDIANA  
COUNTY OF LAKE

TOMAS AMAYA, being first duly sworn, deposes and says that he/she is the  
(Name of Officer)  
PRESIDENT of ASBESTEK, INC.

the corporation described in the foregoing application, and that the statements contained in said application are true and correct to the best of my knowledge and belief.

Signature: [Signature]  
Name: TOMAS AMAYA

Sworn to before me and subscribed in my presence, 9-20-2007  
(Date)

[Signature]  
(Notary Public)



Expiration date of Notary's Commission: 8-30-2010  
(Date)

NOW, THEREFORE, with this document I certify that said transaction will become effective Moody, December 11, 2006.

In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, December 11, 2006.

[Signature]  
TODD ROKITA,  
SECRETARY OF STATE



2066121 100360 / 24061 21 (0834)

ASBESTEK000039

EXHIBIT  
AMAYA 4

ASBESTEK000040

Aug 15, 2010 2:42PM  
10/14/2007 10:10 12194453874

JPV SERVICES

PAGE 02

No. 4512 2 2

ASBESTEK, INC.  
ENVIRONMENTAL SERVICES

EXHIBIT  
AMAYA 5

Aug 15, 2010 2:42PM  
10/14/2007 10:10 12194453874

JPV SERVICES

No. 4512 2 3  
PAGE 03

ASBESTEK, INC.  
ENVIRONMENTAL SERVICES

Nationwide Description August 16, 2007  
4500 East Road Route 13  
Cincinnati, OH 45237  
Mr. Mike Collins, President  
20100 N. Chateaufort, P.O. Box 4, OH

Nationwide Description August 16, 2007  
4500 East Road Route 13  
Cincinnati, OH 45237  
Mr. Mike Collins, President  
20100 N. Chateaufort, P.O. Box 4, OH

Dear Mr. Collins:

Dear Mr. Collins:

Asbestek, Inc. proposes to remove and dispose of the 11,400 square feet of non-fibrous asbestos that is located at 20100 N. Chateaufort, P.O. Box 4, Cincinnati, Ohio (the former Cleveland Tractor Company) and released to the asbestos sampling survey dated 8-29-07 performed by ABE/Enviro Environmental Services Inc.

Asbestek, Inc. has engaged with the Secretary of the State to perform work in Ohio as a foreign for Profit Corporation. The total work is non-regulated Category II, non-fibrous which we can begin A.S.A.P.

We understand Nationwide Description will support our effort by providing any items or other materials at the site that may impede the access to the site as well as provide us with a loan to reach the elevated panels and also provide us with a source of water and electricity. Proceed for this activity, although not regulated by the State of Ohio, Department of Environmental, will require us to maintain the integrity of the panels by not breaking them and causing them to become friable. We will document panels that have deteriorating structural cracks and use wet methods and encapsulation mats that may break during abatement procedures. All panels will be placed in double lined containers, sealed by the landfill and monitored prior to shipment, indicating type of materials and quantities shipped per waste stream.

We understand Nationwide Description will support our effort by providing any items or other materials at the site that may impede the access to the site as well as provide us with a loan to reach the elevated panels and also provide us with a source of water and electricity. Proceed for this activity, although not regulated by the State of Ohio, Department of Environmental, will require us to maintain the integrity of the panels by not breaking them and causing them to become friable. We will document panels that have deteriorating structural cracks and use wet methods and encapsulation mats that may break during abatement procedures. All panels will be placed in double lined containers, sealed by the landfill and monitored prior to shipment, indicating type of materials and quantities shipped per waste stream.

We further propose to remove and dispose of all the friable asbestos referenced in the same survey that includes 4,700 square feet of spray on insulation in the construction shed and approximately 1,500 linear feet of asbestos covered pipe throughout the facility. These abatement activities will require a 90 day notification to the State of Ohio, Department of Environmental, Asbestos Division as well as friable control permit.

We further propose to remove and dispose of all the friable asbestos referenced in the same survey that includes 4,700 square feet of spray on insulation in the construction shed and approximately 1,500 linear feet of asbestos covered pipe throughout the facility. These abatement activities will require a 90 day notification to the State of Ohio, Department of Environmental, Asbestos Division as well as friable control permit.

We will require a partial payment of \$20,000.00 dollars upon completion of the removal panels or within two weeks from the start of the project, whichever comes first and the balance of \$20,000.00 dollars to be paid upon completion of the remainder of the friable portion of the project. Lump sum project total is \$40,000.00.

We will require a partial payment of \$20,000.00 dollars upon completion of the removal panels or within two weeks from the start of the project, whichever comes first and the balance of \$20,000.00 dollars to be paid upon completion of the remainder of the friable portion of the project. Lump sum project total is \$40,000.00.

Accepted by Nationwide Description / Mr. Mike Collins, President on company officer signature and title

Accepted by Nationwide Description / Mr. Mike Collins, President on company officer signature and title

\_\_\_\_\_  
Date

[Signature] Date 8/16/07

Mr. Thomas Arzoo  
President / Asbestek, Incorporated  
Mr. John Vukic  
Project Manager / Asbestek, Incorporated

Mr. Thomas Arzoo  
President / Asbestek, Incorporated  
Mr. John Vukic  
Project Manager / Asbestek, Incorporated

8151 KENNEDY AVENUE - HAMMOND, IN - 46325  
PHONE: 317-886-4867 - FAX: 317-886-4164

8151 KENNEDY AVENUE - HAMMOND, IN - 46325  
PHONE: 317-886-4867 - FAX: 317-886-4164



### Ohio Department of Health Prior Notification of Asbestos Hazard Abatement Project

Read carefully all the instructions and questions prior to completing the notification form.

1. Notifications including check shall be typed and sent to the Ohio Department of Health, Attn: Revenue Processing, P.O. Box 15278, Columbus, Ohio 43215.
2. Checks shall be made payable to: Treasurer, State of Ohio, for the amount of sixty-five dollars (\$65.00).
3. Any licensed asbestos hazard abatement contractor who performs any asbestos hazard abatement projects within the State of Ohio shall submit prior notification to the Director at least ten business days before beginning each planned asbestos hazard abatement project as required by Chapter 3701-34 of the Ohio Administrative Code.
4. Type of notification:  original  revision number \_\_\_\_\_ revised initial number \_\_\_\_\_  
 emergency  blanket  cancellation
5. Type of abatement involving at least 50 linear feet or 50 square feet:  
 removal  repair  encapsulation  enclosure  renovation

6. Owner name Gary Thomas		City Akron		State OH		ZIP 44309			
Address P.O. Box 1052		City Akron		State OH		ZIP 44309			
Contact Gary Thomas		Contact telephone number (330) 535-7070							
7. License number A071902	Abatement Contractor Safe Environment Corporation of Indiana		City Scherverville		State IN		ZIP 46375		
Address 2301 Cline Avenue		City Scherverville		State IN		ZIP 46375			
Contact Anthony Paganelli		Telephone number (219) 322-0844							
8. Notification number		Name of asbestos hazard abatement specialist for project							
9. Project information - Building name The Former Cleveland Trencher Company		Address 20100 St. Claire Avenue		City Euclid		State OH		County Cuyahoga	
10. Project description Manufacturing buildings southeast of main brick office building on St. Claire		Type of asbestos removal <input checked="" type="checkbox"/> surfacing <input type="checkbox"/> mechanical <input type="checkbox"/> other		Asbestos removed from <input checked="" type="checkbox"/> pipe <input type="checkbox"/> boiler <input type="checkbox"/> other		Engineering controls <input checked="" type="checkbox"/> AFD <input checked="" type="checkbox"/> glove bag <input type="checkbox"/> other			
11. Estimate of asbestos containing material Wool felt 1,900 L.F. PIPE		Square feet 6,700 S.F. Spray on Insulation							
12. Abatement dates start up 9-13-07		abatement 9-14-07		completion 9-22-07					
13. Approved work schedule		Ottawa County Landfill		City Port Clinton		State Ohio		Telephone number 43452	
14. Name of person filing this notice Anthony Paganelli		City Port Clinton		State Ohio		ZIP 43452		Date 08-31-07	

EXHIBIT  
AMAYA 6

ASBESTEK000027

### Ohio Department of Health Prior Notification of Asbestos Hazard Abatement Project

Read carefully all the instructions and questions prior to completing the notification form.

1. Notifications including check shall be typed and sent to the Ohio Department of Health, Attn: Revenue Processing, P.O. Box 15278, Columbus, Ohio 43215.
2. Checks shall be made payable to: Treasurer, State of Ohio, for the amount of sixty-five dollars (\$65.00).
3. Any licensed asbestos hazard abatement contractor who performs any asbestos hazard abatement projects within the State of Ohio shall submit prior notification to the Director at least ten business days before beginning each planned asbestos hazard abatement project as required by Chapter 3701-34 of the Ohio Administrative Code.
4. Type of notification:  original  revision number \_\_\_\_\_ revised initial number \_\_\_\_\_  
 emergency  blanket  cancellation
5. Type of abatement involving at least 50 linear feet or 50 square feet:  
 removal  repair  encapsulation  enclosure  renovation

6. Owner name Gary Thomas		City Akron		State OH		ZIP 44309			
Address P.O. Box 1052		City Akron		State OH		ZIP 44309			
Contact Gary Thomas		Contact telephone number (330) 535-7070							
7. License number A071902	Abatement Contractor Safe Environment Corporation of Indiana		City Scherverville		State IN		ZIP 46375		
Address 2301 Cline Avenue		City Scherverville		State IN		ZIP 46375			
Contact John P. Vaden		Telephone number (219) 808-1882							
8. Notification number A029688		Name of asbestos hazard abatement specialist for project Carlos A. Bonilla		City Euclid		State OH		ZIP 44309	
9. Project information - Building name The Former Cleveland Trencher Company		Address 20100 St. Claire Avenue		City Euclid		State OH		County Cuyahoga	
10. Project description Manufacturing buildings southeast of main brick office building on St. Claire		Type of asbestos removal <input checked="" type="checkbox"/> surfacing <input type="checkbox"/> mechanical <input type="checkbox"/> other		Asbestos removed from <input checked="" type="checkbox"/> pipe <input type="checkbox"/> boiler <input type="checkbox"/> other		Engineering controls <input checked="" type="checkbox"/> AFD <input checked="" type="checkbox"/> glove bag <input type="checkbox"/> other			
11. Estimate of asbestos containing material Wool felt 1,900 L.F. PIPE		Square feet 6,700 S.F. Spray on Insulation							
12. Abatement dates start up 9-13-07		abatement 9-14-07		completion 9-22-07					
13. Approved work schedule		Ottawa County Landfill		City Port Clinton		State Ohio		Telephone number 43452	
14. Name of person filing this notice John P. Vaden		City Port Clinton		State Ohio		ZIP 43452		Date 08-31-07	

EXHIBIT  
AMAYA 7

PRODUCED BY NATIONWIDE00049  
0049

### Application for Ohio Workers' Compensation Coverage

Have questions? Need assistance? BWC is here to help!  
Call 1-800-644-BWC and listen to the options to reach a customer service representative.  
You can dial the number nationwide, and in Canada and Mexico from 7 AM to 5 PM, EST.  
Remember, you can access information and request services by visiting BWC's Web site at [ohio.gov](http://ohio.gov)

**BWC is unable to process incomplete applications. (\*Required)**

Legal business name or partnership <b>ASBESTEK, INC.</b>		Trade name or doing business as name	
Date one or more employees hired in Ohio		Federal employer identification number or Social Security number <b>209002816</b>	
Primary physical (OH) location: If no Ohio location, provide your out-of-state location (attach additional locations, if applicable) City: <b>Hammond</b> State: <b>IN</b> ZIP code: <b>46232</b>		City: <b>Hammond</b> State: <b>IN</b> ZIP code: <b>46232</b>	
Location phone: <b>773-544-4348</b>		Location fax number: <b>219-595-4154</b>	
E-mail address		Web site	
Contact name: <b>TOM AMAYA</b>		Contact phone: <b>773-544-4348</b>	
Mailing address if different from primary physical (OH) location		City State ZIP code	
Contact name		Contact phone	

Check the type of service your domestic household employees will perform within your residence.  
 Domestic household employees  Housekeeper/maid service  Construction (except subcontracting) on or in your home.  
 Eight month payroll estimate

SIIP: If you are completing this application for the first time, you must also complete the SIIP application form (SIIP-1) and submit it with this application.  
 \*Please check the one business entity type that applies to you:  
 Sole proprietor  Partnership  Limited liability company acting as a sole proprietor  Corporation  Individual in partnership with a corporation  Limited liability company acting as a partnership  Family farm corporation  
 Incorporation date: **12-11-2006** Charter number: **Indiana**

Have there been other Ohio workers' compensation policies associated with this operation?  
 Yes  No  
 If you are either of the above questions, let the policy number(s) and/or business type(s) below, use additional sheets if necessary.  
 List policy(s) \_\_\_\_\_ Name \_\_\_\_\_  
 \*Did you acquire/purchase this business?  Yes  No  
 \*Previous owner's name and BWC policy number: \_\_\_\_\_  
 \*Did you acquire/purchase this business?  Yes  No  
 \*If Part of business?  
 \*Do you have a purchase agreement?  
 \*If you acquired or purchased a business, you must also complete the Notification of Acquirers/Buyer or Purchaser (AN-11-B).

ASBESTEK000033

See additional details in the business entity information and selective coverage sections for completing this application, which detail the reporting requirements for selective coverage.  
 Coverage on the status or officers of a corporation and a limited liability company acting as a corporation (except for individuals incorporated as a corporation with no employees) is not voluntary.  
 However, coverage on certain owners or members is voluntary. Listed below are the categories of individuals that qualify for selective coverage:  
 • Sole proprietor  
 • Partnership  
 • Limited liability company acting as a sole proprietor  
 • Limited liability company acting as a partnership  
 • Family farm corporation officers  
 • Debtor or partner or director of a religious organization  
 • Individual incorporated as a corporation with no employees  
 \*If coverage of your company meets the qualifications for selective coverage, do you wish to elect coverage?  
 Yes  No  
 \*If Yes: Indicate which individuals you wish to cover in the selective coverage information section of this application.  
 By electing coverage you are acknowledging your agreement to the minimum payroll reporting outlined in the instruction sheet.  
 No: I understand I elected to NOT cover any individuals at my company that qualify for selective coverage. However, if you choose not to cover yourself and you are injured at work, BWC will not provide coverage, and other insurance may not cover your work-related disability or medical bills.  
 \*Initial: **TA**

\*Name #1 (last, first, middle) \_\_\_\_\_ \*% Ownership \_\_\_\_\_  
 \*Home address (last or PO Box) \_\_\_\_\_  
 \*City \_\_\_\_\_ \*State \_\_\_\_\_ \*ZIP code \_\_\_\_\_  
 \*Social Security number \_\_\_\_\_ \*Title \_\_\_\_\_  
 \*For individuals that qualify, do you wish to elect coverage?  
 Yes: I do wish to elect coverage for myself.  
 No: I understand that BWC will not pay benefits for my work-related injury if I do not elect coverage.  
 \*Name #2 (last, first, middle) \_\_\_\_\_ \*% Ownership \_\_\_\_\_  
 \*Home address (last or PO Box) \_\_\_\_\_  
 \*City \_\_\_\_\_ \*State \_\_\_\_\_ \*ZIP code \_\_\_\_\_  
 \*Social Security number \_\_\_\_\_ \*Title \_\_\_\_\_  
 \*For individuals that qualify, do you wish to elect coverage?  
 Yes: I do wish to elect coverage for myself.  
 No: I understand that BWC will not pay benefits for my work-related injury if I do not elect coverage.  
 \*Name #3 (last, first, middle) \_\_\_\_\_ \*% Ownership \_\_\_\_\_  
 \*Home address (last or PO Box) \_\_\_\_\_  
 \*City \_\_\_\_\_ \*State \_\_\_\_\_ \*ZIP code \_\_\_\_\_  
 \*Social Security number \_\_\_\_\_ \*Title \_\_\_\_\_  
 \*For individuals that qualify, do you wish to elect coverage?  
 Yes: I do wish to elect coverage for myself.  
 No: I understand that BWC will not pay benefits for my work-related injury if I do not elect coverage.  
 \*Total ownership % \_\_\_\_\_

ASBESTEK000043



Payroll description	*For each operation type, estimate total number of employees.	*For each operation type, estimate total payroll for next 90 days.
Asbestos Removal	3	1800.00

The following are in addition to the above:  
 Office personnel less than 10% of total payroll  
 Telecommuter (contract employees working from residential)  
 Traveling salespeople for the handling, servicing or delivery  
 Off-site truck or delivery  
 Only preparation, purchase or installation of self-coverage is covered.  
 Employee coverage only if self-coverage is elected.

Home (phone area)

By my signature, I hereby affirm the accuracy of this application, and that the facts set forth in this application are true and correct to the best of my knowledge and belief. I am aware that any false statements made on this application constitute a violation of applicable laws and regulations, and may result in denial of coverage, cancellation of coverage, or other adverse administrative actions.

Employee signature: James Amose Date: 08-16-07

**WARNING:** Insurance is not in effect until BWC receives the application and the 250 security deposit. BWC will bill the balance of the security deposit. BWC is unable to process incomplete applications.

Credit card payment information

VISA  MasterCard  American Express

4312310570011285

Amount paid: 10.00 Expiration date: 05/10

Signature: James Amose Date: 08-16-07

Print name as it appears on credit card: James Amose Asbestos

Policy number	Application number	Effective date	Payment type	Payment amount	Date received	State
			<input type="checkbox"/> Cash <input type="checkbox"/> Check <input type="checkbox"/> Other			

ASBESTEK000035

Special description

\*Check all types that apply to your Ohio operations (note: applicable to your Ohio operation only)

Agriculture  Crop  Livestock  Dairy  Vegetable  Poultry  Orchard  Berry/strawberry  Other

Extraction  Mining  Oil or gas  Quarry  Other

Manufacturing  All types, including assembly or shop repair

Construction  General contractor  Subcontractor  Permanent yard operations  Residential three stories and under  Commercial, industrial and dwelling more than three stories  Repair/renovations  Asphalt/pavement  Steel  Concrete  Wood  Masonry  Ceramic  Paint

Transportation  General goods  Non-owned goods  Ground  Air carrier  House transport  Interstate carrier  Local  Long-haul  Parcel  Appliance  Furniture  Oil  Gas  Local 200 miles or less  Other  More than 200 miles

Utility  Gas  Electric  Water  Sewer  Phone  Cable  Service/drop line  Trunk line  Other

Commercial (merchandising)  Wholesale sales  Retail sales  Package  Delivery  Other  Repair  Principal products sold  Other  Food  % of total sales  Wholesale residential cleaning  Domestic employees working in your home  Other

Service  Restaurant - fast food  Restaurant - full service (not counter)  Delivery  Warehouse for others  Religious organization  Residential house cleaning  Commercial cleaning  Vasec residential cleaning  Domestic employees working in your home  Other

High risk commercial services  Explosive  Public security  Fire/EMS  Automobile  Other

Office work/ miscellaneous  Medical office  Attorney  Real estate agent  Property management  Professional employer organization (PEO)  Temp. agency  Consulting (Please specify under operation description)  Other

\*Describe your primary services or products, including your methods of operations. Include raw and semi-processed materials used (attach additional documentation, if necessary). Note: It is important for you to provide as much information as possible for BWC to properly determine your correct classification.

ASBESTOS REMOVAL OPERATIONS ASBESTOS CONTRACTOR

\*Describe machinery equipment and tools (attach additional documentation, if necessary):  
MAN LIFT, HAND TOOLS, 6' BOSS CUMMINS, PLY GALS, HAMMERS, CHISELS, 1 LEVEL SCAFFOLD, 4' LADDERS, PERSONAL PROTECTIVE EQUIPMENT - LE SAFETY HARNESS, RESPIRATORS AND HARD HATS.

\*If you do not have a primary physical Ohio location, provide an explanation for not having an Ohio location and/or reason you are applying for Ohio coverage:  
OFFICE LOCATED IN INDIANA. PUT EMPLOYEES TRAVEL TO NEIGHBORING STATES FOR JOBS.

Are you an out-of-state firm (Ohio-based employee temporarily working within Ohio)?  No  Yes (In this 90 days or less)  In this more than 90 days?

Are your employees covered under another statutory compensation policy issued for a state other than Ohio?  Yes  No. If yes, provide the following information:

Insurance name: MN WCA REQUIRED FOR PLAN Policy number: MMNAC-00000543-1

Was the contract of hire for your employees entered into (continued)? Select one:  Exclusively in Ohio  Exclusively in a state other than Ohio  Combination of Ohio and in a state other than Ohio

ASBESTEK000036

STATE OF OHIO  
 BUREAU OF WORKERS' COMPENSATION  
 CERTIFICATE OF PREMIUM PAYMENT

This certifies that the employer listed below has paid into the State Insurance Fund as required by law. Therefore, the employee is entitled to the rights and benefits of the fund for the period specified. For more information call 1-800-OHIOBWC.

THIS CERTIFICATE MUST BE FORWARDED TO THE EMPLOYEE.

APPLICANT: ASBESTOS REMOVAL  
 ADDRESS: 6811 KENNEDY AVENUE  
HAMMOND, INDIANA 46323

EMPLOYEE: ASBESTOS REMOVAL  
 ADDRESS: 6811 KENNEDY AVENUE  
HAMMOND, INDIANA 46323

Signature: Mark P. ...

**OHIO BUREAU OF WORKERS' COMPENSATION**

**REQUIRED POSTING**

Effective October 13, 2004, Section 4123.54 of the Ohio Revised Code requires notice of rebuttable presumption. Rebuttable presumption means that an employee may dispute or prove untrue the presumption (or belief) that alcohol or a controlled substance not prescribed by the employee's physician is the proximate cause (main reason) of the work-related injury.

The burden of proof is on the employee to prove that the presence of alcohol or a controlled substance was not the proximate cause of the work-related injury. An employee who tests positive or refuses to submit to chemical testing may be disqualified for compensation and benefits under the Workers' Compensation Act.

Complete the information in this section if box (1) is checked.

Prescribed by:  
 The Ohio Secretary of State  
 Central Office: (614) 466-3910  
 Toll Free: 1-877-SOS-FILE (1-877-767-3453)

Expedite this Form: (check one)  
 Mail Form to one of the following:  
 Yes  
 PO Box 1390  
 Columbus, OH 43216  
 No  
 PO Box 570  
 Columbus, OH 43216

**FOREIGN CORPORATION APPLICATION FOR LICENSE OR REGISTRATION OF CORPORATION NAME**  
 (For Foreign Profit or Nonprofit)

THE UNDERSIGNED HEREBY STATES THE FOLLOWING:

(CHECK ONLY ONE (1) BOX)

(1) Foreign Corporation  
 For-Profit (153-FLF)  
 Nonprofit (153-FLN) ORC 1703

(2) Registration of Corporate Name by Unlicensed Foreign Corporation  
 Original (152-FCO)  
 Renewal (172-REN) (OC27) ORC 1703

Filing Fee \$225.00 Filing Fee \$50.00

Complete the general information in this section for the box checked above.

Corporate Name: ASBESTEK, INC.

Under the Laws of the State of: INDIANA (Please State)

Date of Incorporation in Home State: 12-11-2006 (Date)

The corporation's principal office is located at:  
6811 KENNEDY AVENUE  
 (Street) NOTE: P.O. Box Addresses are NOT acceptable  
HAMMOND INDIANA 46323  
 (City) (State) (Zip Code)

The corporate purpose it proposes to exercise in the state of Ohio are as follows: (Please provide a brief but specific description; a general purpose clause is not sufficient)  
TO PERFORM ENVIRONMENTAL CONTRACTING SERVICES; I.E. ASBESTOS REMOVAL, MOLD REMEDIATION, AIR MONITORING, MERCURY (Hg) and LEAD (Pb) BASED PAINT MITIGATION.

The corporation is carrying on or doing business  
 Check here if additional provisions are attached

ASBESTEK000037

ASBESTEK000038



EXHIBIT

AMAYA 11

Complete the information in this section if box (1) is checked.

The corporation hereby appoints the following as its statutory agent upon whom process against the corporation may be served in Ohio:

Mr. Michael Collins  
 (Name)  
 8406 State Road, Route 13  
 (Street) NOTE: P.O. Box Addresses are NOT acceptable.

Greenwich Ohio 44837  
 (City) (State) (Zip Code)

The entity above irrevocably consents to service of process on the agent listed above as long as the authority of the agent continues, and to service of process upon the OHIO SECRETARY OF STATE if:

A. the agent cannot be found or  
 B. the above listed fails to designate another agent when required to do so, or  
 C. the above stated registration to do business in Ohio expires or is cancelled.

Complete the information in this section if profit is checked in box (1).

The application is made to secure a  permanent  temporary license.

The corporation's principal office within Ohio is to be located in  Corporation will not have an office in Ohio.

(Street) NOTE: P.O. Box Addresses are NOT acceptable.  
 (City) (County) Ohio (Zip Code)

Has the corporation obtained a license to transact business in Ohio at any time in the past?  Yes  No.  
 If yes, prior License No. \_\_\_\_\_ (Date)

The date on which the corporation began transacting business in Ohio: \_\_\_\_\_

Date  
 Will begin business upon approval of application.

Is this application being made to enable the corporation to prosecute or defend a legal action?  Yes  No.

Complete the information in this section if non-profit is checked in box (1).

The location of its principal office in the state of Ohio is:

(Street) NOTE: P.O. Box Addresses are NOT acceptable.  
 (City) (County) Ohio (Zip Code)

(Pursuant to CRC 1703.27 must have an Ohio address)

ACCORD. CERTIFICATE OF LIABILITY INSURANCE

PRODUCER: Asbestos Brokers Ltd  
 95 North Research Dr Ste 100  
 Edwardsville IL 62025  
 Phone: 618-692-9800 Fax: 618-692-9865

INSURERS AFFORDING COVERAGE:  
 INSURER A: American Fidelity Assurance  
 INSURER B: Minnesota Motorists Corp.  
 INSURER C: Republic of America Surety Co.  
 INSURER D:

COVERAGES:

PERIOD (1/1-12/31)	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRES DATE (MM/DD/YY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY <input checked="" type="checkbox"/> CLAIM MADE <input checked="" type="checkbox"/> ASBESTOS ABANDONMENT <input checked="" type="checkbox"/> LEAD ABANDONMENT	ENY0157100701	02/02/07	02/02/08	FAIR OCCURRENCE COMB. BODILY INJURY PERSONAL AND AD. INJURY GENERAL AGGREGATE PRODUCTS-COMPL. AGG.
A	COMMERCIAL GENERAL LIABILITY <input checked="" type="checkbox"/> CLAIM MADE <input checked="" type="checkbox"/> ASBESTOS ABANDONMENT <input checked="" type="checkbox"/> LEAD ABANDONMENT	ENY0157100701	02/02/07	02/02/08	FAIR OCCURRENCE COMB. BODILY INJURY PERSONAL AND AD. INJURY GENERAL AGGREGATE PRODUCTS-COMPL. AGG.
B	EMPLOYERS COMPENSATION AND EMPLOYERS LIABILITY ANY OCCUPATIONAL ACCIDENTS ANY OCCUPATIONAL SICKNESS	HOOR-0000014838-1	04/05/07	04/05/08	EL. EACH ACCIDENT EL. DISEASE POLICY LIMIT
C	EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIM MADE <input type="checkbox"/> RETROACTIVE	75300675	08/16/07	08/16/08	EL. EACH ACCIDENT EL. DISEASE POLICY LIMIT

CERTIFICATE HOLDER: NATIONAL WIDE DEMOLITION  
 8406 STATE ROAD, ROUTE 13  
 GREENWICH, OH 44837

CANCELLATION: SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THE ISSUING AGENT WILL endeavor to mail 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO DEDUCTIBLE OR LIABILITY OF ANY KIND UPON THE INSURED'S AGENTS OR AUTHORIZED REPRESENTATIVES.

Charles M. Quigley  
 PRODUCED BY NATIONAL WIDE DEMOLITION

ASBESTEK000032

PROCESSED BY NATIONAL WIDE DEMOLITION 000002 0 062

Aug. 17, 2007 3:14PM

EXHIBIT AMAYA 12

No. 5075 P. 2

ALLIED WASTE ASBESTOS WASTE PROFILE SHEET

Requested Disposal Facility: \_\_\_\_\_ Waste Profile # \_\_\_\_\_

I. GENERATOR INFORMATION Date: 8-17-07

Generator Name: THE FORT ELECTRONIC THROUGH COMPANY  
 Generator Site Address: 20100 ST CLAIR AVE  
 City: ELYRIA County: CUYAHOGA State: OHIO Zip: 44117

Generator Contact Name: MICHAEL COLLINS  
 Phone Number: 419-361-1285 Fax Number: 419-587-9103

II. CONTRACTOR/OPERATOR INFORMATION (IF APPLICABLE)

Contractor Company Name and Address: ASBESTEK, INC.  
 Contact: TOMAS AMAYA  
 Phone Number: 219-595-4057  
 6811 KENNEDY AVENUE  
 Fax Number: 219-595-4154

III. TRANSPORTATION INFORMATION

Method of Shipment:  BULK  DRUM  BAGGED  OTHER

Frequency:  ONE TIME  DAILY  WEEKLY  MONTHLY  QUARTERLY  SEMI-ANNUALLY  OTHER

Project Name: 1 M 5171 Total Volume: 120 (cubic yds)

Transporter Name and Address: ALLIED WASTE  
 8122 TOWERS ROAD  
 CLEVELAND OHIO 44105  
 Contact Name, Phone Number, and Fax Number: Contact: CHRIS PENCE  
 Phone Number: 216-206-3223 Fax Number: 216-206-2297

IV. PHYSICAL CHARACTERISTICS OF WASTE:

Waste Description: \_\_\_\_\_

This Asbestos Waste is:  FRIABLE  NON-FRIABLE

This Asbestos Waste is from:  RENOVATION  DEMOLITION

Special Handling Instructions: KEEP MATERIAL SEALED IN PLASTIC & WET

V. GENERATOR CERTIFICATION

I hereby certify that to the best of my knowledge and belief, the information contained herein is a true and accurate description of the waste material being offered for disposal. I further certify that by utilizing this profile, neither myself nor any other employee of the company will deliver for disposal or attempt to deliver for disposal any waste which is classified as toxic waste, hazardous waste or infectious waste, or any other waste material this facility is prohibited from accepting by law. Our company hereby agrees to fully indemnify this disposal facility against any damages resulting from this certificate being inaccurate or untrue. I further certify that the company has not allowed the form or content of this profile sheet as provided by Allied Waste Industries, Inc.

Tomas Amaya  
 AUTHORIZED REPRESENTATIVE NAME AND TITLE (Printed) COMPANY NAME  
 ASBESTEK  
 AUTHORIZED REPRESENTATIVE SIGNATURE DATE  
 08-17-07

VI. ALLIED WASTE DECISION

Approved  Rejected Expiration: \_\_\_\_\_

Conditions: \_\_\_\_\_

Name, Title Signature Date

ASBESTEK000015

Aug. 16, 2007 10:45AM

EXHIBIT AMAYA 13

No. 5013 P. 2

ALLIED WASTE

Credit Application

Business Name: Asbestek TYPE OF BUSINESS: Environmental YEARS IN BUSINESS: 1

Address: 6811 Kennedy Ave Hammond IN 46323 CONTACT NAME: Tomas Amaya

Phone Number: (773) 544 4848 CONTACT TITLE: PRESIDENT

Asbestek, Inc 20-8002896

NAME: Tomas Amaya ADDRESS: 6821 Colorado Ave PHONE: (773) 544 4848

DATE: CHASE PHONE & FAX NUMBER: 1800 298 8016 TYPE OF ACCOUNT & NUMBER: Business

CREDIT REFERENCES:

NAME: Washington Mutual ADDRESS: 1701 W 12th St NY 10019 PHONE & FAX NUMBER: 866 926 8932


DO YOU HAVE AN EXISTING OR ACCOUNT? IF YES, PROVIDE ACCOUNT # & DISTRICT:

I understand that the above information is given for the purpose of obtaining credit and I certify that, to the best of my knowledge, the above information is complete and accurate as of the date of this application.


I (and I/our agent) agree that the information furnished you is for the purpose of obtaining credit from your firm, that I am not any indebted, in any (and) capacity, to the (and) your (and) accounts. I (and) the management, (and) member (and) shareholders, do hereby and separately, irrevocably guarantee and promise to be held personally liable for all indebtedness incurred under this revolving Service Agreement. That all accounts or debts due you shall be due and payable at your place of business. In the event of default and related to an attorney or collection agency I (and) agree to pay reasonable costs and attorney fees.


08-16-07  
 DATE  
 Tomas Amaya  
 Authorized Customer Name Title  
 Signature


ASBESTEK000001

	<b>A facsimile from</b> John Vadas JPV Services ASBESTEK, INC. 219-845-3074 Phone & Fax
To: Nationwide Demolition Attention: Molly Collins Fax number: 419-589-8103	Pages Including cover: [7] (Please call if all of this fax was not received) 219-845-3074 / 219-808-1882
Date: 8-15-07	
Regarding: Ohio application for business ( Copy 4 pages ) Certificate of Insurance and Indiana Contractors License (2 pages)	
Comments: Molly: We sent off a check today for the registration fee to do business in Ohio along with the application and a copy of our certificate of incorporation. I spoke with Mike today and told him we could probably start the transfer as soon as Friday. I contacted Allied waste and they are sending us a credit application for the waste dumpsters. They are also fixing us over a profile sheet from the landfill for the waste manifest and I.D. # Tammy McCloud from the landfill said she could get the non-fragile waste profile form approved in one day, so if all goes well we should be able to get a delivery by Friday on the dumpsters. We are getting 4 workers set up to start out on Friday, and they will work the week end as well. I will need a copy of the asbestos report on the Euclid property. Mike said he was going to over sight it but we still have not received it so could you please look into getting us that info. Thanks, John Vadas My e-mail address is <a href="mailto:JPVJLange@comcast.net">JPVJLange@comcast.net</a> Web Site: <a href="http://WWW.JPVServices.com">WWW.JPVServices.com</a> JPV Services Call 219-808-1882 Fax 219-845-3074 (My office) ASBESTEK, INC Phone: 219-595-4057 Fax: 219-595-4154	




	<b>A facsimile from</b> John Vadas JPV Services ASBESTEK, INC. 219-845-3074 Phone & Fax
To: Nationwide Demolition Attention: Molly Collins / Mike Collins Fax number: 419-589-8103	Pages Including cover: [2] (Please call if all of this fax was not received) 219-845-3074 / 219-808-1882
Date: 8-16-07 Time: 11:00 A.M. Chicago	
Regarding: Proposal / contract for Euclid, OH / Landfill and Hauling	
Comments: Molly: The following page is our proposal for the Euclid Ohio project. Could you and Mike please review it and get back to us so we can get the ball rolling. I spoke with Chris Farrell from Allied waste this morning and the landfill they use for asbestos is in Ottawa outside Sandusky, not Overland in Lorain County. That is where they take general debris. The landfill in Ottawa accepts both friable and non-friable waste. I will get you a copy of the waste profile information as soon as it is approved. Non-friable usually takes only one day to approve so we should have no problem on the manifest. The friable asbestos profile may take several days to approve and since we have two different types of materials it may require two separate profile numbers for the waste streams. I don't think they care as long as the friable is separate from the non-friable. I am putting that together now just to C.Y.A. and the State may want to see something if they want a state. That is same for the responsibility to work with your company. We will do our best to get this project completed quickly. If you could fax a copy of the proposal to both fax numbers I would appreciate it as I work out of my office as much as the office at Asbestek. Thanks, John Vadas My e-mail address is <a href="mailto:JPVJLange@comcast.net">JPVJLange@comcast.net</a> Web Site: <a href="http://WWW.JPVServices.com">WWW.JPVServices.com</a> JPV Services Call 219-808-1882 Fax 219-845-3074 (My office) ASBESTEK, INC Phone: 219-595-4057 Fax: 219-595-4154	


	<b>A facsimile from</b> John Vadas JPV Services ASBESTEK, INC. 219-845-3074 Phone & Fax
To: Nationwide Demolition Attention: Molly Collins / Mike Collins Fax number: 419-589-8103	Pages Including cover: [8] (Please call if all of this fax was not received) 219-845-3074 / 219-808-1882
Date: 8-23-07 Time: 11:00 A.M. Chicago	
Regarding: 10 Day notification for Demolition and Renovation / Ohio E.P.A.	
Comments: Mike & Molly: I sent off the 10 day E.P.A. Demolition notification via certified mail yesterday on the 22 <sup>nd</sup> . They go by date sent and the first original notification has to be mailed or hand delivered. All subsequent revisions can be fixed i.e. when we start the friable asbestos or if any corrections need to be made to the original it will not change the 10 day time frame already established. I was told by Mark Needham from the Ohio Department of Public Health that the transfer removal prior to demolition did not require an asbestos contractor, licensed workers or any other forms except to register with the Secretary of State, which we did. We used Ohio licensed workers and an Ohio supervisor any way so they will be ready to do the friable when that 10 day goes through. I apologize for not getting this out sooner, but if you start before the 10 working days, our delinco is going to be the information I was given by both Mark Needham and Jeff Gurin, the office in charge of the asbestos program for work performed in the State of Ohio was incomplete and we were not aware of this notification or we would have sent it out when we applied for the Foreign Corporation certificate. At any rate the non-friable transfer will be complete and we will be off site by 2:00P.M. - 3:00P.M. Today with a total of 4 - 10 cubic yard boxes generated. (The survey indicated 11,400 S.F.) I think the Environmental specialist missed all the transfer on the roof areas and maybe some interior walls because it should have fit easily into 4 boxes. I will fax over copies of the waste manifests as soon as the crew gets back to Hammond. We will move on the friable A.S.A.P. Thanks, John Vadas / My e-mail address is <a href="mailto:JPVJLange@comcast.net">JPVJLange@comcast.net</a> Web Site: <a href="http://WWW.JPVServices.com">WWW.JPVServices.com</a> JPV Services Call 219-808-1882 Fax 219-845-3074 (My office) ASBESTEK, INC Phone: 219-595-4057 Fax: 219-595-4154	

	<b>A facsimile from</b> John Vadas ASBESTEK, INC. 219-845-3074 Phone & Fax
To: Nationwide Demolition Attention: Molly Collins / Mike Collins Fax number: 419-589-8103	Pages Including cover: [2] (Please call if all of this fax was not received) 219-845-3074 / 219-808-1882
Date: 8-24-07 Time: 6:45 A.M. Chicago	
Regarding: Invoice for non-friable work in Euclid, OH	
Comments: Mike & Molly: The following invoice is for the substantial completion of the non-friable work that we started on Saturday 8-18-07 and completed Thursday 8-23-07. We used a crew of 3 workers and 1 supervisor as well as my on site intervention to coordinate dumpsters, waste manifests and rental equipment. I will overnight you the waste manifests and a project log to detail the work up to this point as well as a copy of our certificate with the Secretary of State to work in Ohio and a projected work schedule / plan for the next phase that includes the friable T.S.I. on the pipes and the spray-on insulation in the rest of the warehouse / manufacturing facility. If you could please send us a check for the work performed up to date, that will go a long way in helping us get the next phase of this project under way. We are looking into working with a business associate who has a license for environmental work in Ohio, which would mean we would not have to wait the 2-3 weeks for approval before we get in our 10 day. We are still going to get our license for Ohio, but this option will help expedite the friable portion of the project. Tommy Amaya, my partner has a very good relationship with this contractor and has supervised many projects for them. I was their Project Manager / Estimator as well. P.S. If you could also overnight the survey for the Indianapolis job, we could start putting together a proposal for that as well. We are currently licensed in Indiana, Minnesota and Alabama and we are currently working on our Ohio and Illinois asbestos abatement licenses. Thanks, John John Vadas / My e-mail address is <a href="mailto:JPVJLange@comcast.net">JPVJLange@comcast.net</a> Web Site: <a href="http://WWW.JPVServices.com">WWW.JPVServices.com</a> Call 219-808-1882 Fax 219-845-3074 (My office) ASBESTEK, INC. Phone: 219-595-4057 Fax: 219-595-4154 Tommy Amaya	




		<b>A facsimile from</b> John Vadas JPV Services <b>ASBESTEK, INC.</b> Safe Environment 219-845-3074 Phone & Fax	
To: Nationwide Demolition Attention: Molly Collins / Mike Collins Fax number: 419-589-8103		Pages Including cover: [8] [Please call if all of this fax was not received] 219-845-3074 / 219-808-1882	
Date: 8-31-07 Time: 6:30 P.M. Chicago			
Regarding: 10 Day notification to Ohio Dept. of Health / Ohio license and certificates			
Mike & Molly, The following pages are for your records. My partner, Tomas, is going to Euclid tomorrow late P.M. with a crew and equipment to take care of the pipe and any clean up you need done on Sunday. I am hoping the lifts are still there and working. He has enough materials to take care of a lot of clean up so you should be able to get it the steel. His cell phone number is 773-544-4848 if you need to talk to him about anything. If you are still interested in getting us to put together a number for the Indianapolis project, please FedEx the survey. I am going down to Indianapolis on Tuesday night and can stay and look at the project all day Wednesday. If you have other bidders looking at the site I might be able to save you some time. Don't use Champion or Heritage for your own good. They both have a history of major violations. When I was an Inspector I removed Heritage from the Mercury clean-up projects working for IT Corporation in the Chicago area. They took the gray area too far. As far as the EPA in Ohio, I do not foresee any problems. We will play it by the book on the friable containment and glove bag work. Don't let the dates on the notification scare you. I just have to put something that looks good to a regulator. We will probably knock out the friable in two days, 3 at the most. Thanks, John John Vadas My e-mail address is <a href="mailto:JPVFLance@comcast.net">JPVFLance@comcast.net</a> Web Site: <a href="http://WWW.JPVServices.com">WWW.JPVServices.com</a> Cell 219-808-1882 Fax 219-845-3074 (My office) ASBESTEK, INC. Phone: 219-595-4057 Fax: 219-595-4154 Tomas Amaya Safe Environment; 219-808-1882			

PRODUCED BY NATIONWIDE 055

		<b>A facsimile from</b> <b>ASBESTEK, INC.</b> 219-845-3074 Phone & Fax	
To: Ohio EPA Attention: Ms. Sharon McDuffy Per Mr. Mike Sanez request Fax number: 216-420-8047		Pages Including cover: [2] [Please call if all of this fax was not received] 219-845-3074 / 219-808-1882	
Date: 8-31-07			
Regarding: Revision 1 of 10 day notification of demolition and renovation mailed 8-20-07			
Comments: The following revision is for the demolition / asbestos abatement work that will be taking place in Euclid, Ohio after the 10 day waiting period. Please call if you require any other information. Thank You, Best Regards, John Vadas - Project Manager Asbestek, Inc. 219-808-1882			

PRODUCED BY NATIONWIDE 056

<b>A facsimile from</b> John Vadas	
To: Asbestek, Inc. Attention: Tomas Amaya Fax number: 219-595-4154	
Date: 11-15-07 5:00 P.M.	
Pages Including cover: [1]	
Regarding: Contact Information	
<b>Mr. Tomas Amaya</b> I received 3 phone calls from you yesterday at my residence. I was not at home for the first 2 and went to bed before the last one. You asked me to call you. I am not your legal council or your employee so any questions you have regarding Ohio I probably will not respond to any way. Since I no longer have a cell phone and I do not wish to upset my family members or myself when you call, I am asking that you only contact me if it is extremely important by e-mail, ( <a href="mailto:JPVFLance@comcast.net">JPVFLance@comcast.net</a> ) as my son is autistic and it upsets him very much and my wife does not want you to call here any more. She works nights and the phone wakes her up during the day. I have been physically sick over this situation and after seeing my doctor, my already high blood pressure is even higher and I am now on stronger medication to get it under control with his advice to avoid stress. The situation that Nationwide demolition created between you and your workers is not my fight. I have lost a job because of my medical condition and I am not going to lose my wife or fight with my son any longer over this matter. I am not an attorney and I am not getting paid to provide you with my services or answer questions on your behalf. I suggest you respond to the EPA or ask for an extension to do so. I faxed them a statement on Friday, last week, expressing my position in this matter. I do not have to explain myself any further to them or anyone else. My credit with OTS is ruined and the phone calls from / to you, Nationwide, regulatory, waste haulers, etc. during the project also contributed to losing my phone service, since I could not pay either of them. Do your own homework and take care of your own business matters. I am not responsible for your company's actions or Nationwide Demolition and Mike Collins. John Vadas / My e-mail address is <a href="mailto:JPVFLance@comcast.net">JPVFLance@comcast.net</a>	

		<b>A facsimile from</b> John Vadas JPV Services <b>ASBESTEK, INC.</b> 219-845-3074 Phone & Fax	
To: Nationwide Demolition Attention: Molly Collins / Mike Collins Fax number: 419-589-8103		Pages Including cover: [3] + cover EPA [Please call if all of this fax was not received] 219-845-3074 / 219-808-1882	
Date: 8-31-07 Time: 11:45 A.M. Chicago			
Regarding: Revision #1 on 10 day Demolition Mike & Molly, This is a copy of our revision to the EPA for your records. We are sending out the 10 day notice for the friable asbestos removal today via certified mail. I will fax you a copy this afternoon when I get it completed. We will be using Safe Environment Corporation of Indiana contractors' license. Thanks, John John Vadas My e-mail address is <a href="mailto:JPVFLance@comcast.net">JPVFLance@comcast.net</a> Web Site: <a href="http://WWW.JPVServices.com">WWW.JPVServices.com</a> Cell 219-808-1882 Fax 219-845-3074 (My office) ASBESTEK, INC. Phone: 219-595-4057 Fax: 219-595-4154 Tomas Amaya			

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