

Tap Cover Sheet 22 February 2002

To: DEP Commissioner Miele & Deputy
Commissioner Walkome

From:

PII

- (A) We have contacted your offices as well as 718-DEP-HELP on dozens of occasions beginning early October 2001 with demands for HPD oversight into mandated abatement of four known Carcinogens (silica, cement dust, fiberglass & asbestos) throughout public hallways (1) contaminated forced-air HVAC units (2) exhaust ventilation system (3) elevators shafts and (4) individual condo units.
- (B) Milford Management (Steven Rossi, 99 Battery Place - tel (212) 842-7310) I made no inspection of visible dust whatsoever.

II- Demanded DEM and all occupants as to their failure to either examine or abate any/all of the hazardous material.

C. We ask that you produce your inspectors before the close of business today February 22, 2002,

D. We also ask that you produce applicable regulations (City & State) governing the use of surfactant to remove asbestos contaminated dust.

FEB-22-2002 FRI 01:56 PM

FAX NO.

P. 03



FULL SERVICE ENVIRONMENTAL LABORATORIES

117 EAST 30TH STREET

NEW YORK, NY 10016

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PLM Bulk Asbestos Report

North Atlantic Laboratories, Inc.
Attn: John Paciulli
100 Sweeneydale Avenue
Bay Shore, NY 11706

Date Received 10/08/2001 SciLab Job No. 201101751
Date Examined 10/09/2001 P.O. # 01-
ELAP Number 11480 Page 1 of 1
RE: 01-; Dr. Bernstein; Work Area Apt. 33P, 200 Rector Place

Client No. / HGA	Lab No.	Asbestos Present	Total % Asbestos
01	201101751-01	No	NAD ¹

Location: WTC Dust, Living Room

Description: Beige, Heterogeneous, Bulk Material

Asbestos Types:

Other Material: Cellulose 60. %, Fibrous glass 20. %, Non-fibrous 20. %

Reporting Notes:

(1) Composite analysis results for heterogeneous debris samples may be highly variable due to inhomogenities in materials present

Analyzed by: Ivan Recalde Ivan Recalde

*NAD/NSD = no asbestos detected; NA = not analyzed; NAVPS = not analyzed / positive stop; PLM Bulk Asbestos Analysis by EPA 600/M4-82-020 per 40 CFR 763 (NVLAP Lab #200546-0) and ELAP PLM Analysis Protocol 198.1 for New York samples (NYSDOH ELAP Lab # 11480); Note: PLM is not consistently reliable in detecting asbestos in floor coverings and similar non-fibrous organically bound materials. TEM is currently the only method that can be used to determine if this material can be considered or treated as non-asbestos-containing in New York State (also see EPA Advisory for floor tile, FR 59, 146, 36970, 8/1/94). National Institute of Standards and Technology Accreditation requirements mandate that this report must not be reproduced except in full without the approval of the laboratory. This PLM report relates ONLY to the items tested. AIHA# 102843; VT Cert# 016055

Reviewed By: Danica Zupka

Please take notice that repeat analysis of this sample under TEM is positive for amphibole* asbestos and that all fibers less than 5 microns are highly likely to be asbestos.
*5 microns is lower limit of resolution on PLM

SciLab Job#: 201101751

Client Name: North Atlantic Laboratories, Inc.

Table I Summary of Bulk Asbestos Analysis Results

01-: Dr. Bernstein; Work Area Apt. 33F, 200 Rector Place

SciLab Sample #	Client Sample# Location	HG Area	Sample Weight (gram)	Heat Sensitive Organic %	Acid Soluble Inorganic %	Insoluble Non-Asbestos Inorganic %	** Asbestos % by PLM/DS	** Asbestos % by TEM
01	01 WTC Dist, Living Room		0.027	51.55	45.95	2.60	NAD	Chrysotile Present
(INSUFFICIENT SAMPLE TO QUANTIFY.)								

Analyzed by: Glenn Massey; Date Analyzed: 12/4/2001

*NAD/NSD = no asbestos detected; NA = not analyzed; NAPS = not analyzed / positive stop; PLM Bulk Asbestos Analysis by EPA 600/M4-S2-020 per 40 CFR 763 (NVLAP Lab #203546-0) and ELAP PLM Analysis Protocol 198.1 for New York samples (NYSDOH ELAP Lab # 11489); ELAP TEM Analysis Protocol 198.4 for negative NY NOB samples. Note: PLM is not consistently reliable in detecting asbestos in floor coverings and similar non-friable organically bound materials. TEM is currently the only method that can be used to determine if this material can be considered or treated as non-asbestos-containing in New York State (also see EPA Advisory for floor tile, FR 59, 146, 38970, 8/1/94). National Institute of Standards and Technology Accreditation requirements mandate that this report must not be reproduced except in full without the approval of the laboratory. This PLM report relates ONLY to the items tested.

AIHA# 102843; VT Cert# ALO16055 NVA=No Visible Asbestos

Reviewed By: _____

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P. 05

SCIENTIFIC LABORATORIES, INC.

117 EAST 80TH STREET
NEW YORK, NY 10016

TEL: (212) 678-8500 • FAX: (212) 670-0382



PLM Bulk Asbestos Report

North Atlantic Laboratories, Inc.
Attn: John Paciulli
100 Sweeneydale Avenue
Bay Shore, NY 11706

Date Received

11/29/2001

SciLab Job No. 201113743

Date Examined

12/04/2001

P.O. # Bernstein

ELAP Number

11480

Page 1 of 2

RE: Bernstein; 200 Rector Place, Apt. 33F

Client No. / HGA	Lab No.	Asbestos Present	Total % Asbestos
1	201113743-01 Location: <u>Living Rm. Sill</u> (exposed sill)	No	NAD
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Material: Cellulose 3. %, Fibrous glass 7. %, Non-fibrous 90. %			
2	201113743-02 Location: <u>Living Rm. Sill</u> HVAC unit	No	NAD
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Material: Cellulose 25. %, Fibrous glass 10. %, Synthetic fibers 15. %, Non-fibrous 50. %			
3	201113743-03 Location: <u>Living Rm. Floor</u>	No	NAD
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Material: Cellulose 50. %, Fibrous glass 4. %, Synthetic fibers 10. %, Non-fibrous 36. %			
4	201113743-04 Location: <u>Bathroom Vent</u>	No	NAD
Description: Grey, Homogeneous, Bulk Material			
Asbestos Types:			
Other Material: Cellulose 50. %, Fibrous glass 2. %, Synthetic fibers 10. %, Non-fibrous 38. %			

* following grossly incomplete inventory
found above Unit 1, 2001 by garbage disposal
cleaning company.

FEB-22-2002 FRI 01:58 PM

FAX NO.

P. 06

SciLab Job#: 201122430

Client Name: Kallawaya, Inc.

Table I
Summary of Bulk Asbestos Analysis Results
200 Rector Place Apt 33F, New York, NY 10250

SciLab Sample #	Client Sample# Location	HG Area	Sample Weight (grams)	Heat Sensitive Organic %	Acid Soluble Inorganic %	Insoluble Non-Asbestos Inorganic %	** Asbestos % by PLM/MS	** Asbestos % by TEM
01	1 Interior Living Room Along Left Leage Of Book Case/Cabinet		0.15	59.33	33.33	6.33	NA	Chrysotile < 1.0

Analyzed by: Glenn Massey

Date Analyzed: 12/16/01

*NAD+MSD = no asbestos detected; NA = not analyzed; RA/MS = not analyzed / positive stop; PLM Bulk Asbestos Analysis by EPA 600/4-82-020 per 40 CFR 763 (NYLAP Lab 0230546-0) and ELAP PLF Protocol 198.1 for New York samples (NYSDOH ELAP Lab # 1430); ELAP TEM Analysis Protocol 193.4 for negative NY NOB samples; Note: PLM is not consistently reliable in detecting asbestos in floor, ceiling and similar non-friable organically bound materials. TEM is currently the only method that can be used to determine if this material can be considered or treated as non-asbestos-containing in New York State (EPA Advisory for floor tile, FR 59, 146, 38370, 8/1/94). National Institute of Standards and Technology Accreditation requirements mandate that this report must not be reproduced except in full without the NIST Laboratory. This PLM report refers ONLY to the items listed.

AHIA# 10284X; VT Cert# ALO16055; NYA#No Visible Asbestos

Reviewed By: _____

FEB-22-2002 FRI 01:59 PM

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117 EAST 30TH STREET

NEW YORK, NY 10016

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FACSIMILE TELECOPY TRANSMISSION

To: Kate Bernstein
Kallawaya, Inc.
 Fax #: 212-945-7226
 Date: Monday, December 17, 2001
 Time: 11:22:19

From: Glenn Massey
 SCILAB Job#: 201122430
 Subject: FLAP-TEM rush Results
 Client Project: 200 Rector Place Apt. 33E, New York, NY 10080

Comments:

 Number of Pages: 4
 (including cover sheet)

Dr. Bernstein:

Recommend analysis following ASTM method 5755 for concentration of potential airborne release of asbestos and fibrous glass in dust, since typical asbestos structures detected in this bulk sample are less than 5 microns in length and 0.2 microns in diameter. Also recommend analysis of dust for silica.

Thank you,

Glenn Massey
 Glenn Massey

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PLM Bulk Asbestos ReportA. Oviatt-Lawrence
Attn: A. Oviatt-Lawrence
200 Reector Place BPC, Apt 17J
New York, NY 10280Date Received 02/15/2002 SciLab Job No. 202022496
Date Examined 02/18/2002 P.O. # Oviatt-Lawrence
ELAP Number 11480 Page 1 of 1
RE:

on West St

Client No. / HGA	Lab No.	Asbestos Present	Total % Asbestos
1	202022496-01	No	NAD

Location: General Int, Vac (1)

Description: Grey, Heterogeneous, Bulk Material

Asbestos Types:

Other Material: Animal hair 10. %, Cellulose 60. %, Fibrous glass 12. %, Non-fibrous 18. %

2	202022496-02	No	NAD
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Location: General Int, Vac (2)

Description: Grey, Heterogeneous, Bulk Material

Asbestos Types:

Other Material: Animal hair 15. %, Cellulose 65. %, Fibrous glass 5. %, Non-fibrous 15. %

THIS IS A BRAND NEW HGA
VAC W/ NEW BAG
+ MUSTA FILTR

3	202022496-03	No	NAD
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Location: Window Int, Rails

Description: Grey, Heterogeneous, Bulk Material

Asbestos Types:

Other Material: Animal hair 5. %, Cellulose 55. %, Fibrous glass 2. %, Non-fibrous 38. %

Reporting Notes:

(1) Composite analysis results for heterogeneous debris samples may be highly variable due to inhomogenities in materials present