

From: "**Tony Verreos**" <>

Date: Fri, Jun 30, 2017 at 1:29 PM -0700

Subject: JUN 30, 2017 RE: NBC TV news report 6-29-2017 on Hunters Point Naval Shipyard fraud allegations - concrete & soils contamination

To: "Padilla, Ingrid" <>

Hi Ingrid,

Please forward this email with attachments to Clay Holstine, John Swiecki, the Planning Commission, and all Brisbane City Council members.

The specific concern I have is to identify whether or not any of the radiologically contaminated concrete and/or soils from Hunters Point Naval Shipyard ever found its way to Brisbane. I understand the recycling operations located South of RecologySF on the Brisbane Baylands have operated for decades without stringent oversight and testing. I was told that changed @ 2010, and so the question remains - how can we have any confidence that radioactive materials were not trucked in with false papers certifying them as "clean" or "acceptable"?

According to yesterday's news story which was stated as the culmination of four years of investigative journalism by NBC, the window of opportunity for potential fraud was wide open for many years. And the efforts to subvert the effective supervision of regulatory agencies was orchestrated by the contractor who naturally denies everything even though they were found guilty, and fined last year. Unfortunately, while the U.S. Navy's investigations may be on going, the contractor has been allowed to continue working, and applying for additional contracts. The Nuclear Regulatory Commission chose to both allow Tetra Tech to continue operations, and waived the tiny \$7,500 fine on a \$300M+ contract.

Though the Brisbane Planning Commission and BCC have both worked diligently with City Staff and consultants to explore the community's concerns regarding the Brisbane Baylands contamination issues for the past two years, it seems that the potential for nuclear radiation and other contaminants which could have been imported to Brisbane from HPNS may not have been explored at all. Please advise us on this matter ASAP.

It seems appropriate to ask why UPC and its predecessor owners of the Baylands property would not have taken extreme measures on their own - even in total absence of any City, State or federal regulations and oversight to assure themselves that their already badly polluted property would not become even more polluted through accepting materials from the HPNS? If there is any evidence of this, Brisbane residents have a right to learn about it ASAP. I heard the current or up-coming permit renewal hearings are expected to go on for some nine months, and question why these operations should not receive a STOP WORK ORDER from Brisbane now, pending receipt of proof that testing has determined no HPNS sourced soils or concrete are present. Recognizing that the City of Brisbane has a serious conflict of interests in this matter due to it being the recipient of substantial income from these permitted operations, how would the City Council suggest resolving that conflict of interests?

The concrete and soils reprocessing operations, on their own, pose serious health risks through the airborne spread of microscopic particles which have not been monitored for our protection. It is too easy for people in positions of authority to say there is no evidence of danger or harm to the public. Well - if you don't test our air quality on a scientific basis, we will never find that evidence, or alternatively the proof there is no substantive hazard. We have a right to know either way. I understand that government moves slowly for a reason, but decades is too slow, and I raised these concerns repeatedly over the past fifteen years with no action being taken, and apparently no elevated level of concern being expressed on the part of either City Staff or the City Council. I find that all very unacceptable.

Sincerely,

Tony Verreos

122 Warbler Lane

Brisbane, CA 94005

415-467-9600

-----Original Message-----

From: Bradley Angel []

Sent: Wednesday, June 28, 2017 3:33 PM

To: Dr. Raymond Tompkins ;

Subject: Re: confidential one pager about our petition to NRC about Tetra Tech, and press advisory for Thursday press conference

See attachments:

NRC Tetra Tech Petition Summary

June 29, 2017

Greenaction for Health and Environmental Justice today filed a Petition with the Nuclear Regulatory Commission calling on them to revoke the license of Tetra Tech, a major federal contractor who performed decades of work at the Hunters Point Shipyard Superfund Site.

The United States Navy contracted with Tetra Tech EC, Inc., to assist in the radiological cleanup of Hunters Point Naval Shipyard in San Francisco, a National Priorities List Superfund site.

Tetra Tech's role was marked by intentional fraud, greed and disregard for the health and safety of present and future San Francisco residents as well as the greater Northern California community.

Although Tetra Tech has admitted it engaged in a limited amount of soil-sampling fraud, it has not acknowledged the breadth and scope of its wrongdoing. Evidence shows that the wrongdoing was pervasive and directed by onsite management.

Tetra Tech employees and the radiological subcontractors it directly supervised were involved in at least six types of fraud:

- (1) fake sampling, in which soil samples – potentially thousands of them – were reported to have been taken at one location when they were actually taken from another;
- (2) discarding samples and analytical results when they came back radiologically too “hot” (i.e., above the cleanup standard);
- (3) altering scanning data to make them appear radiologically acceptable;
- (4) conducting false building surveys in which certain scan results were fabricated and others were falsified;
- (5) remediating radioactive material in soil improperly, resulting in potentially radioactively-contaminated soil being shipped offsite as well as being used as backfill for trenches at the Shipyard; and
- (6) altering Portal Monitor procedures so potentially radioactively-contaminated soil was allowed to be shipped offsite for commercial purposes to places unknown.

Fraudulent sampling, scanning, and surveys led to fraudulent remediation; sites that required additional cleanup were not remediated and remain contaminated because fake samples indicated areas were “clean” when they were not.

Tetra Tech's top onsite management, its Project Manager and Construction Superintendent, participated in and directed the fraud. Tetra Tech's willful fraud demonstrates it is unworthy of an NRC license. Greenaction demands that it be revoked as an appropriate sanction for its fraud and to deter others from engaging in similar fraudulent conduct.

***Greenaction for Health and Environmental Justice
Environmental Law & Justice Clinic at Golden Gate University School of Law***

Strict Embargo Until Thursday, June 29, 2017 Noon

Contact:

Steven Castleman, Environmental Law & Justice Clinic/Golden Gate University School of Law (415) 442-6675

Brian Butler, Greenaction for Health and Environmental Justice (415) 447-3904 x 105, cell (510) 228-9226

David Anton, Attorney for Whistleblowers (530) 759-8421; cell: (530) 220-4435

**Whistleblowers who worked at Hunters Point Naval Shipyard Superfund Site
to Join Together to Warn the Public about Radioactive Cover Up**

**Greenaction To File Petition to Nuclear Regulatory Commission Calling for
Revocation of Tetra Tech's License due to Falsification of Hundreds of Radioactive
Soil Samples at Superfund Site Near San Francisco Bay & Homes**

THURSDAY, JUNE 29, 2017 * NOON

Corner of Galvez & Donahue Streets, Bayview Hunters Point, San Francisco

San Francisco, CA – At a press conference Thursday, June 29, 2017 at noon in front of the Hunters Point Shipyard Superfund Site in Bayview Hunters Point, San Francisco, many former employees of Tetra Tech and their subcontractors will join together for the first time in the most damning expose to date of the scandal-plagued radioactive contamination “cleanup.” The press conference will take place at the corner of Galvez and Donahue Streets, next to the Shipyard.

In response to the failure of federal and state agencies to take meaningful action to address the radioactive and toxic contamination threat or to penalize Tetra Tech for falsifying hundreds of radioactive soil samples and other improper actions related to the Superfund contamination cleanup project, Greenaction for Health and Environmental Justice will announce filing of a petition to the Nuclear Regulatory Commission demanding that Tetra Tech's national license be revoked.

USEPA, US Navy and the state Department of Toxic Substances Control allowed Tetra Tech to keep working at the site, and repeatedly claimed that the site was safe, until public pressure forced EPA and DTSC to write to the Navy on September 13, 2016 to confirm their agreement to put a hold on any further transfers of parcels of Shipyard land to the City for the Lennar/Five Points upscale and luxury development.

Greenaction will also release documents proving that Lennar/Five Points, not the USEPA, is playing a leading role in creating the agenda for closed-door “Tiger Team” meetings that were supposed to bring together technical experts from the federal, state, regional and local government regulatory agencies to develop plans for addressing the falsification of soil samples through additional sampling and clean up.

Greenaction and community residents will demand that science, safety and protection of health and the environment – not corporate profit – be the sole determinants on how to ensure the Shipyard Superfund Site is made as safe as possible. Greenaction and residents are calling for independent community oversight and comprehensive retesting of the entire Shipyard site and adjacent areas, including parcels that the Navy and EPA previously declared “clean” and have already been transferred to the City and Lennar/Five Points.