

Chris,

As you requested, below is the e-mail from Headquarters confirming the previous EPA approval of the ABCOV method.

Theresa Spano

US EPA Region 2
Air Compliance Branch
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----- Forwarded by Theresa Spano/R2/USEPA/US on 04/26/2007 11:46 AM

----- Everett Bishop/DC/USEPA/US

To Theresa Spano/R2/USEPA/US@EPA 04/26/2007 11:34

cc AM

Subject RE: ABCOV Method

Theresa --

As a follow up to our discussion, the ABCOV Method was approved by Headquarters per the requirements of 61.155 whereby a person submits their proposal for conversion of asbestos containing material to nonasbestos containing material. The proposal is reviewed by folks from OAQPS, OGC, Civil Enforcement and us (OC). If it is accepted, my Division Director signs off as he does for any asbestos NESHAP applicability determination. The conversion regulations do not have a sunset provision. So long as ABCOV follows the approved process, ABCOV can use it into perpetuity. We have stated to ABCOV that whenever the company makes changes to its process, the company does need to come back in for our review and approval. The past approvals have been for capacity reasons - process more material per batch. The actual process - ACM plus chemicals and test methodology- has not changed from the original submission. Our approval letters remind ABCOV that the process has federal approval and the company should check-in with state and local air authorities since they may have additional requirements the company may be required to comply with.

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From: Alonge, Christopher G (LABOR) [mailto:Christopher.Alonge@labor.state.ny.us]
Sent: Wednesday, May 02, 2007 1:39 PM
To: Tony Nocito
Cc: Radhakrishnan, Krish
Subject: RE: ABCOV Method of Asbestos Destruction

Mr. Nocito -

As we discussed yesterday, now that EPA NESHAP has confirmed that you have obtained the necessary EPA approvals for your process, you should contract with a trained and certified asbestos project designer that works for a currently licensed asbestos contractor firm, to prepare and submit a site-specific variance petition to utilize your process on-site at a specific asbestos project that is under the jurisdiction of 12 NYCRR 56 (ICR 56).

If your project designer has specific questions regarding preparation of the variance petition application, he may contact our office as necessary.

Thank you,

--Christopher Alonge, PE
Associate Safety & Health Engineer
NYS DOL DOSH ESU

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From: Tony Nocito [mailto:tony@abcov.com]
Sent: Wednesday, May 02, 2007 12:34 PM
To: Alonge, Christopher G (LABOR)
Cc: tony@abcov.com
Subject: ABCOV Method of Asbestos Destruction

Mr. Alonge,

In reference to our telephone conversation and Ms. Theresa Spano's, Federal EPA, e-mail confirming the ABCOV process of asbestos conversion has all necessary EPA approvals and falls under the NESHAP regulations for asbestos conversion into a non-toxic material, would you please confirm the procedure to allow the ABCOV process to be used on an asbestos abatement site, as we discussed.

I would like to forward the procedure to Mr. Krish Radhakrishnan, New York City Department of Environmental Protection.

Thank you for the prompt response and the direction you have provided in the
aforementioned.

Best Regards,

Tony Nocito

THE ABCOV™ METHOD
"WORLD'S ASBESTOS SOLUTION"
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