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**RE: VIOLATION NOTICE 7/11/23**

Apon review of the violation notice dated 7/11/23 and confirming the federal regulations quoted, we respectfully submit our response.

As a matter DES policy, we do not quote or attempt to remove roofing materials (see attached). We typically offer our support and services during demolition, as the safety of our staff and clients is of the utmost importance. The ACM "Rope Gasket" was identified as a roofing material. During multiple pre-work meetings and conferences, it was mutually agreed by all parties (DES, Arch environmental, Frank Rewold, Blue Star and L. Orion schools) that the safest action was for DES to offer oversight during the demolition. Additionally, the "Rope Gasket" as this was only identified in a portion of the school (See attached).

DES has a clean and honest reputation with the state regulatory agencies and always take necessary precaution to follow the applicable laws and regulations.

*40 CFR 61.145 (C) (1) (iii) "Not removed for safety reasons must be treated as ACM waste and adequately wet at all times."*

DES is also of the opinion that if leniency and understanding are given in the first citation "Failure to remove RACM prior to demolition" the other two violations are met with the same understanding as well.

Thank you for your consideration,

David Gillespie, President  
Detroit Environmental Solutions