



TEXAS DEPARTMENT OF STATE HEALTH SERVICES
Consumer Protection Division
PO Box 149347, Austin, TX 78714
(512) 834-6660

Facility Name	Walmart	License Type	Environmental Notification
Facility Address	2311, S Jefferson, MOUNT PLEASANT, TX, 75455		
Inspection Type	Complaint/Incident		
Inspector	WYSCARVER-SMITH, JOSH	Inspection Date	07/01/2025

This notice is to acknowledge that the Texas Department of State Health Services (DSHS) conducted an inspection of or visited your business on the date listed above. The information that has been gathered is subject to further department review, and you may receive additional correspondence as a result.

Your attention is directed to the deficiency/violation noted below within the scope of this inspection/visit.

Asbestos Demolition TAHPR/NESHAP (2021)

Reg. Code	Description
296.191(e); 61.145(a)	Did not conduct a thorough asbestos survey in accordance with Texas Asbestos Health Protection Rules (TAHPR) §296.191(e) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) 40 CFR 61.145(a).
296.251(a); 61.145(b)(1)	Did not provide notification of demolition as required by the Texas Asbestos Health Protection Rules (TAHPR) §296.251(a) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) 40 CFR 61.145(b)(1).

Inspector/Sanitarian:

WYSCARVER-SMITH, JOSH



Date: 07/24/2025

Owner/Operator/Manager:

Not Available to Sign

Date: 07/24/2025

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Inspector/Sanitarian:

WYSCARVER-SMITH, JOSH



Date: 07/24/2025

Owner/Operator/Manager:

Not Available to Sign

Date: 07/24/2025

TEXAS Health and Human Services | Texas Department of State Health Services

Asbestos Abatement/Demolition Notification

Notification Number	**2025004375**
Status	**Original**

Section I - Facility Information

Type	**Public**
Is this a notification of a phased project that meets the requirements of TAHPR 296.251(q)?	**No**
Facility	**Walmart 131** **2311 S Jefferson Ave** **TITUS** **MOUNT PLEASANT, TX** **75455**
Facility Contact	**Thomas Brouillard**
Phone	**8045104166**
Area Description/ Room Number	**Roof**
Age of building	**40 years**
Size	**200000 square feet**
Number of floors	**1**
Is Building Occupied?	**Yes**
Is the facility a School K-12?	**No**
Date of Asbestos Survey/NESHAP Inspection	**Jul 01, 2025**
Analitycal Method	**No Suspected Material**

Section II - Type of Notification

Type	**Original**
Is this project an emergency?	**No**

Section III - Type of Work/Schedule

Type	**Demolition**
Demolition Work Schedule	
Start Date	**Jul 01, 2025**
End Date	**Sep 30, 2025**
Day(s) of Operation	**Mon, Tue, Wed, Thu, Fri,**
Work Hours	**8:00 AM to 8:00 PM**
Is this an ordered demolition?	**No**

Section IV - Asbestos to be Affected by Abatement/Demolition Activity

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Section V - Description of work practices

Description	**No asbestos containing material. Work will consist of removal of the old TPO and EPS membrane - both known not to have any asbestos containing material.** **If unexpected asbestos is found: Work will stop immediately, and a licensed asbestos consultant will be contacted to assess the materials. Any discovered asbestos-containing materials (ACM) will be managed and abated in accordance with TAHPR and NESHAP requirements.** **2. Demolition work: The project involves the removal of existing TPO membrane and EPS insulation only. All work will be performed by trained personnel using hand tools and mechanical cutters as needed. No friable materials are anticipated.** **3. Controls to prevent emissions: Wet methods (as needed), HEPA vacuums, and proper waste containment (including poly-lined dumpsters) will be used to minimize dust and control any airborne particulate emissions, even though no ACM is present.**

Section VI - Project Personnel

Demolition Contractor	
Name	**DCC contracting**
Address	**7407 Crathes ter** **CHESTERFIELD, VA 23838**
Phone	**8045104166**

Facility Owner	
Name	**Walmart**
Address	**2311 S Jefferson Ave** **MOUNT PLEASANT, TX 75455**
Phone	**8045104166**

Certification Statement

Name	**Thomas Brouillard**
Title	**President**
Company Affiliation	**DCC contracting**
Phone	**8045104166**
Email	**tbrouillard@dcccontracting.com**
Do you wish to defer the filing fee?	**No, I wish pay it immediately.**
Do you wish to receive the invoice as the delegated agent?	**No**
Date	**Jul 01, 2025**

Texas Department of State Health Services
Division for Regulatory Services
Environmental & Consumer Safety
Complaint / Technical Assistance Request Form

CT# 1499252131

LBB#

Types:	☒ Asbestos	☐ Hazard Communication	☐ Lodging	☐ Pesticide Applicator	☐ School
	☐ AVC	☐ Hazard Products	☐ Manufactured Food	☐ Playground	☐ Shellfish Sanitation
	☐ Bedding	☐ Indoor Air	☐ Public Nuisance	☐ Pool	☐ Vector Control
	☐ Child Care	☐ Industrial Hygiene	☐ Milk & Dairy	☐ Radiation	☐ Youth Camp
	☐ Field Sanitation	☐ Lead	☐ Mold	☐ Retail Food	☐ Other:

Form of Request / Complaint	☐ Telephone	☐ Written	☐ Facsimile	☒ E-mail
	☐ Visit	☐ Referral from:		

Requestor / Complainant	Anonymous								
Address					Telephone Number				
City			State	Texas		Zip			
Request/Complaint Site: Owner / Establishment	Walmart Supercenter #131								
Address	2311 S. Jefferson Ave.				Telephone Number				
City	Mt. Pleasant	Zip	75455	Co.	Titus	Region	4/5 N	Lic/Reg#	

I am submitting a formal complaint concerning the ongoing roof replacement project at Walmart Supercenter #131, 2311 S. Jefferson Avenue, Mount Pleasant, Texas. Based on my direct observations and records obtained from the City of Mount Pleasant, the following violations appear to have occurred:

- A full roof demolition began on or before June 27, 2025, without evidence of a required 10-day NESHAP notification or a current asbestos survey covering the roof membrane, felts, mastics, or insulation.
- The asbestos reports on file (dated 2006 and 2013) do not identify or sample roofing materials, which are now being actively removed.
- City-issued Permit #35226 confirms the scope includes "Remove existing roofing," totaling over 177,570 ft²—clearly a regulated demolition under EPA and Texas definitions.
- No engineer certification or updated asbestos documentation was attached to the permit prior to issuance.

Timeline of Events:

On June 25, 2025, I personally observed roofing materials—including pallets of polyisocyanurate insulation—being staged on the roof of Walmart Supercenter #131 in Mount Pleasant, TX, prior to any visible permit posting. That same day, I formally submitted a public records request to the City of Mount Pleasant for construction and permit documentation for this location dating back to 2019. On June 26, the City processed payment for roofing Permit #35226, and a City code compliance officer was observed on-site. Despite a declared project valuation exceeding $520,000, the City charged only $3,250 in permit fees—below the amount required under Mt. Pleasant Code §150.002(B)(11)—and failed to apply the mandatory double-fee penalty under §150.002(B)(14) for work that had visibly commenced prior to permit issuance.

The permit was officially issued on June 27, but it lacked a current asbestos survey, engineer certification, 10-day NESHAP notification, or required inspections. By this point, active roof tear-off was already underway, with removal old roof materials. These materials were placed in open dumpsters and on the ground without labeling, containment, or protective measures, despite their resemblance to known asbestos-suspect materials. On June 28, water from the exposed roof began leaking into the produce "wet wall" area inside the store. Management responded by placing buckets under the leak and continuing normal operations, with no evident food-safety or contamination mitigation in place. On June 29, particles and roofing debris were visibly observed on produce and food-contact surfaces in the grocery department. Management responded by having an individual sweep up the particles on the floor with no evident food-safety or contamination mitigation in place.

On June 30, the City released an updated copy of Permit #35226 confirming the scope of work involved full removal of the existing roofing system over approximately 177,000 ft². The updated permit still failed to include required asbestos documentation, inspection records, or verification of survey scope. These events collectively raise urgent concerns regarding asbestos disturbance, unreported demolition, public health exposure, and regulatory non-compliance by both the permit holder and the issuing authority.

I respectfully request that DSHS investigate whether asbestos-containing materials have been disturbed without a proper survey or timely notification, as required by 25 TAC §295, Texas Occupations Code §1954.259, and 40 CFR §61.145.

This complaint is submitted in good faith and in the interest of protecting public health, worker safety, and regulatory integrity. I am also the complainant in an active OSHA whistleblower investigation in which this matter is being reviewed in connection with broader safety failures—including worker exposure risks and food-safety violations related to this ongoing roof demolition.

I respectfully request that my identity be kept confidential in accordance with Texas Occupations Code §1954.260 and applicable public health whistleblower protections.

Attachments:

- 2006 and 2013 Asbestos Reports
- Roof Permit #35226 (copy received June 27 and updated copy received June 30 from Mount Pleasant)
- Site photos (roof tear-off debris, material staging, open dumpsters)

Operations Note: No notification located in the DSHS database. Permits and pictures provided by complainant via email.

Person Receiving Request/Complaint	Catherine Mustoe – Operations	Date	6/30/25 1330
Legal Description of Property Attached	☐ Yes ☒ No	DSHS Jurisdiction	☒ Yes ☐ No

Referred to	Roxanna Vaillancourt - Inspections	Date	6/30/25 1400
Investigated by	Josh Wyscarver-Smith	Date	7/1/25 9am

Investigation Results / Disposition / Action Taken: Not in compliance. Arrived on site at 9am and spoke with Carlos Magana with DCC Contracting 2147711984 I asked Mr. Magana if they had a survey and how many sq ft of the roof had been removed. He said that he didn't know if they had an survey and that 18,000 Sq Ft of material had been removed he then referred me to Thomas Brouillard with DCC Contracting 8045104166. I asked Mr. Thomas if a survey had been done and he said no and immediately paused work to make sure one got done. I also asked Mr. Thomas if a notification was filed and he said he wasn't aware that one was needed. Mr. Thomas paused all work and filed a notification and had a survey conducted by ERI Consulting. Eri found asbestos in some roof flashing that was on the opposite side of their current work scope. Mr. Thomas scheduled an abatement to happen at a later date and continued working on their current scope.

Left site at 945am

Date Complainant Notified of Results		Photographs Taken	☐ Yes ☐ No	Samples Taken	☐ Yes ☐ No
Follow-up Inspection	☐ Yes ☐ No Date	Notice Given	☐ Yes ☐ No Date		

Signed	Josh Wyscarver-Smith	Title	EPS 3	Date	7/1/25
Reviewed by				Date	

Revised March, 2008

ERI CONSULTING, INC.

P. O. Box 2024, Tyler, Texas 75710
2026 Republic Drive, Suite A, Tyler, Texas 75701
Ph: (903) 534-5001 Fax: (903) 534-8701
TBPE Firm # F-1787
www.ericonsulting.com

September 30, 2013

Wal-Mart Stores, Inc. #8085
c/o Ms. Vicki Ingram
2001 SE 10th Street
Bentonville, AR 72716

RE: ES#06-1010, Asbestos Survey, Wal-Mart Store #131, 2311 South Jefferson, Mt. Pleasant, Texas RE-INSPECTION

Dear Ms. Ingram:

We originally performed a comprehensive survey at this store on March 31, 2006. I have reviewed the inspection report and laboratory findings, and found the report to be adequate as of the inspection date. However, whenever renovation activities are performed, and new building materials are introduced to the store, an existing report is no longer considered "comprehensive." In such cases, further sampling of these new suspect materials would be necessary to confirm/deny the presence of asbestos-containing materials. Therefore, we re-inspected the store, sampling only those materials which had been added during renovations since our 2006 survey. This sampling was performed by Mr. BJ Berry Jr. of our office, TDSHS License No. 60-3022, on September 24, 2013.

To summarize the current inspection, 42 bulk samples were collected and analyzed by Polarized Light Microscopy (PLM) in our TDSHS licensed laboratory (TDSHS License No. 30-0007). All were confirmed to be non asbestos-containing.

Current EPA and Texas Department of State Health Services regulations require that an asbestos survey be performed prior to disturbing building materials (demolition or renovation) in a public building. TDSHS regulations require that a notification be filed only if structural members are removed, or asbestos-containing materials are disturbed. TDSHS does not require nor desire copies of the survey report to be filed with them.

TDSHS regulations require that a copy of the asbestos survey be kept on the job site at all times during renovation activities. Senate Bill 509 requires facility owners to provide proof of asbestos survey to city building officials prior to building permits being issued.

In summary, no confirmed asbestos-containing materials were found in Wal-Mart Store #131, 2311 South Jefferson, Mt. Pleasant, Texas, either in our 2006 survey or the current re-inspection. No further action with regard to asbestos-containing materials is required for this store, as long as further renovation activities are not performed which would alter the sampling documentation in our report. Please find enclosed the (1) bulk sample log, (2) sample location diagram, (3) laboratory analysis report, (4) our credentials, and (5) a copy of our original asbestos survey. We have enjoyed working with you on this matter. If you have questions concerning the information submitted, or if we may be of further service to you, please contact our office at 1-800-542-7248.

Sincerely,

Christopher L. Power
Vice President
TDSHS License No. 10-5566
Expires 2/15/2015

CLP/kw – Enclosures

(1) Bulk Sample Log

ERI CONSULTING, INC. - BULK SAMPLE LOG ES#: 06-1010 AS# 1309184
Customer: Wal-Mart c/o Vicki Ingram Building: Store #131, 2311 S. Jefferson Avenue, Mt. Pleasant, Texas

Inspector Name: BJ Berry, Jr. **Inspector Signature:** For BJ **Inspection Date: 9/24/13**

Material	Location	Spl #	% Asb.	Location	Spl #	% Asb.	Location	Spl #	% Asb.
FLOORING MATERIALS									
12" x 12" white floor tile with mastic	Customer Service	131-1	ND ND	Lay-a-way	131-2	ND ND	Automotive tire	131-3	ND ND
12" x 12" dark gray floor tile with mastic	Produce	131-4	ND ND	front of meat case	131-5	ND ND	front of milk case	131-6	ND ND
12" x 12" lt. gray floor tile with mastic	Smart Style (under sheet flooring)	131-7	ND ND	Smart Style (under sheet flooring)	131-8	ND ND	Smart Style (under sheet flooring)	131-9	ND ND
Carpet with glue	Pharmacy	131-10	ND ND	Pharmacy	131-11	ND ND	Pharmacy	131-12	ND ND
Wood grain flooring	Eye Center	131-13	ND	Eye Center	131-14	ND	Eye Center	131-15	ND
Gray sheet flooring	Smart Style	131-16	ND	Smart Style	131-17	ND	Smart Style	131-18	ND
Gray flooring	Back room	131-19	ND	Back room	131-20	ND	Lawn & Garden	131-21	ND
Gray flooring caulk	Back room	131-22	ND	Back room	131-23	ND	Lawn & Garden	131-24	ND
WALL MATERIALS									
4' x 8' wall panel	Produce Preparation	131-25	ND	Deli preparation	131-26	ND	Bakery preparation	131-27	ND
THERMAL SYSTEM INSULATION									
HVAC duct mastic	Back room	131-28	ND	Back room	131-29	ND	Back room	131-30	ND

ERI CONSULTING, INC. - BULK SAMPLE LOG ES#: 06-1010 AS# 1309184
Customer: Wal-Mart c/o Vicki Ingram Building: Store #131, 2311 S. Jefferson Avenue, Mt. Pleasant, Texas

Inspector Name: BJ Berry, Jr. **Inspector Signature:** MBJ for BJ **Inspection Date: 9/24/13**

Material	Location	Spl #	% Asb.	Location	Spl #	% Asb.	Location	Spl #	% Asb.
MISCELLANEOUS									
Brick	Exterior	131-31	ND	Exterior	131-32	ND	Exterior	131-33	ND
Brick mortar	Exterior	131-34	ND	Exterior	131-35	ND	Exterior	131-36	ND
Block	Exterior	131-37	ND	Exterior	131-38	ND	Exterior	131-39	ND
Block mortar	Exterior	131-40	ND	Exterior	131-41	ND	Exterior	131-42	ND

(2) Sample Location Diagram

(3) Laboratory Analysis Report

ERI ANALYTICAL

P. O. Box 2024, Tyler, Texas 75710
2026 Republic Drive, Suite A, Tyler, Texas 75701
Ph: (903) 534-5001 Fax: (903) 534-8701
www.ericonsulting.com

NVLAP LAB CODE 101232-0

LABORATORY ANALYSIS REPORT

NIST/NVLAP Bulk Asbestos Analysis Lab Accreditation Code No.101232-0
TEXAS ASBESTOS LABORATORY LICENSE NO. 30-0007

TO: Engineering Services Division
ERI Consulting, Inc.
Attn: Mr. Christopher L. Power

Report Date: 10/7/13
Sample Rec'd: 9/30/13

ERI E.S. No.: 06-1010

LOCATION: Store #131, 2311 S. Jefferson Avenue, Mt. Pleasant, Texas for Wal-Mart c/o Vicki Ingram.
COLLECTED BY: BJ Berry, Jr. DATE: 9/24/13

METHOD: Polarized Light Microscopy (PLM) analysis for asbestos in building materials by EPA/600/R-93/116, July 1993, Improved Method for the Determination of Asbestos in Bulk Building materials. 40 CFR Part 763, Subpart E, Appendix E, Interim method varies slightly from this method. Quantification is by visual estimation. In accordance with the EPA revisions 40 CFR Part 61, pertaining to friable materials, if the asbestos content is estimated to be less than 10 percent by visual estimation, the determination may be repeated upon request, using the point counting technique. **NOTE: Asbestos fibers may occur in particle size below the resolution limit of this analysis technique; TEM analysis is recommended on samples of floor tile determined to be <1% or none detected by this method.** The percentage of asbestos reported refers to the overall percentage for the material provided, unless otherwise indicated. Samples determined to be <1% by visual estimation are automatically repeated using the point count technique. Samples are analyzed by layer but results may becombined if no regulated fibers were observed.

RESTRICTIONS: This report relates only to the items actually tested, and must not be used to claim product endorsement by NVLAP, or any agency of the United States government. Reproductions must include the entire report.

RESULTS: The percentage of asbestos reported is by visual estimation. Point Counting results, when appropriate, are reported in parenthesis after these results in the Sample Description.

POLARIZED LIGHT MICROSCOPY

Customer I.D.	ERI AS# 1309184	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-1	1a	ND	White floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	1b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-2	2a	ND	White floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	2b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-3	3a	ND	White floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	3b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-4	4a	ND	Dark gray floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	4b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.

Tracy Foster

ERI Analytical

POLARIZED LIGHT MICROSCOPY

Customer I.D.	ERI AS# 1309184	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-5	5a	ND	Dark gray floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	5b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-6	6a	ND	Dark gray floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	6b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-7	7a	ND	Gray floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	7b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-8	8a	ND	Gray floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	8b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-9	9a	ND	Gray floor tile containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	9b	ND	Amber mastic containing <1% cellulose fibers, particulate in a binder.
131-10	10a	ND	Multi-colored carpet containing 30-35% synthetic fibers, foam, particulate and binder.
	10b	ND	Clear glue containing <1% synthetic fibers, particulate in a binder.
131-11	11a	ND	Multi-colored carpet containing 30-35% synthetic fibers, foam, particulate and binder.
	11b	ND	Clear glue containing <1% synthetic fibers, particulate in a binder.
131-12	12a	ND	Multi-colored carpet containing 30-35% synthetic fibers, foam, particulate and binder.
	12b	ND	Clear glue containing <1% synthetic fibers, particulate in a binder.
131-13	13	ND	Homogeneous, tan "wood" floor material containing vinyl, particulate and binder. No fibers were detected.
131-14	14	ND	Homogeneous, tan "wood" floor material containing vinyl, particulate and binder. No fibers were detected.
131-15	15	ND	Homogeneous, tan "wood" floor material containing vinyl, particulate and binder. No fibers were detected.
131-16	16	ND	Homogeneous, gray sheet flooring with 25-30% synthetic fibers, vinyl, particulate and binder.
131-17	17	ND	Homogeneous, gray sheet flooring with 25-30% synthetic fibers, vinyl, particulate and binder.
131-18	18	ND	Homogeneous, gray sheet flooring with 25-30% synthetic fibers, vinyl, particulate and binder.

Tracy Foster

ERI Analytical

POLARIZED LIGHT MICROSCOPY

Customer I.D.	ERI AS# 1309184	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-19	19	ND	Homogeneous, gray floor material containing particulate in a cement matrix. No fibers were detected.
131-20	20	ND	Homogeneous, gray floor material containing particulate in a cement matrix. No fibers were detected.
131-21	21	ND	Homogeneous, gray floor material containing particulate in a cement matrix. No fibers were detected.
131-22	22	ND	Homogeneous, gray floor caulk containing particulate in a binder. No fibers were detected.
131-23	23	ND	Homogeneous, gray floor caulk containing particulate in a binder. No fibers were detected.
131-24	24	ND	Homogeneous, gray floor caulk containing particulate in a binder. No fibers were detected.
131-25	25	ND	Homogeneous, white wall panel containing 25-30% fiberglass in an acrylic matrix.
131-26	26	ND	Homogeneous, white wall panel containing 25-30% fiberglass in an acrylic matrix.
131-27	27	ND	Homogeneous, white wall panel containing 25-30% fiberglass in an acrylic matrix.
131-28	28	ND	Homogeneous, gray duct mastic containing particulate in a binder. No fibers were detected.
131-29	29	ND	Homogeneous, gray duct mastic containing particulate in a binder. No fibers were detected.
131-30	30	ND	Homogeneous, gray duct mastic containing particulate in a binder. No fibers were detected.
131-31	31	ND	Homogeneous, brown brick material containing paint, particulate in a cement matrix. No fibers were detected.
131-32	32	ND	Homogeneous, brown brick material containing paint, particulate in a cement matrix. No fibers were detected.
131-33	33	ND	Homogeneous, brown brick material containing paint, particulate in a cement matrix. No fibers were detected.
131-34	34	ND	Homogeneous, gray mortar containing particulate in a cement matrix. No fibers were detected.
131-35	35	ND	Homogeneous, gray mortar containing particulate in a cement matrix. No fibers were detected.

Tracy Foster

ERI Analytical

POLARIZED LIGHT MICROSCOPY

Customer I.D.	ERI AS# 1309184	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-36	36	ND	Homogeneous, gray mortar containing particulate in a cement matrix. No fibers were detected.
131-37	37	ND	Homogeneous, brown block material containing paint, particulate in a cement matrix. No fibers were detected.
131-38	38	ND	Homogeneous, brown block material containing paint, particulate in a cement matrix. No fibers were detected.
131-39	39	ND	Homogeneous, brown block material containing paint, particulate in a cement matrix. No fibers were detected.
131-40	40	ND	Homogeneous, gray mortar containing particulate in a cement matrix. No fibers were detected.
131-41	41	ND	Homogeneous, gray mortar containing particulate in a cement matrix. No fibers were detected.
131-42	42	ND	Homogeneous, gray mortar containing particulate in a cement matrix. No fibers were detected.

Tracy Foster

Analyst

Respectfully submitted,

Tracy Foster

Tracy E. Foster
Laboratory Technical Director

(4) ERI Credentials

TEXAS DEPARTMENT OF STATE HEALTH SERVICES

ERI CONSULTING INC

is certified to perform as a

Asbestos Consultant Agency

in the State of Texas within the purview of Texas Occupations Code, chapter 1954, so long as this license is not suspended or revoked and is renewed according to the rules adopted by the Texas Board of Health.

DAVID LAKEY, M.D.
COMMISSIONER OF HEALTH

License Number: 100020

Control Number: 96492

Expiration Date: 3/12/2014

(Void After Expiration Date)

VOID IF ALTERED NON-TRANSFERABLE

TEXAS DEPARTMENT OF STATE HEALTH SERVICES

ERI CONSULTING INC

is certified to perform as a

Asbestos Laboratory
PCM, PLM

in the State of Texas within the purview of Texas Occupations Code, chapter 1954, so long as this license is not suspended or revoked and is renewed according to the rules adopted by the Texas Board of Health.

DAVID LAKEY, M.D.
COMMISSIONER OF HEALTH

License Number: 300007

Control Number: 95755

Expiration Date: 12/12/2013

(Void After Expiration Date)

VOID IF ALTERED NON-TRANSFERABLE

National Voluntary Laboratory Accreditation Program

SCOPE OF ACCREDITATION TO ISO/IEC 17025:2005

ERI Consulting, Inc.
2026A Republic Drive
P.O. Box 2024
Tyler, TX 75701-2024
Mr. Tracy Foster
Phone: 903-534-5001 Fax: 903-534-8701
E-Mail: tracy@ericonsulting.com
URL: http://www.ericonsulting.com

BULK ASBESTOS FIBER ANALYSIS (PLM) **NVLAP LAB CODE 101232-0**

NVLAP Code	*Designation / Description*
18/A01	EPA 600/M4-82-020: Interim Method for the Determination of Asbestos in Bulk Insulation Samples
18/A03	EPA 600/R-93/116: Method for the Determination of Asbestos in Bulk Building Materials

2013-07-01 through 2014-06-30
Effective dates

For the National Institute of Standards and Technology

United States Department of Commerce
National Institute of Standards and Technology

Certificate of Accreditation to ISO/IEC 17025:2005

NVLAP LAB CODE: 101232-0

ERI Consulting, Inc.
Tyler, TX

is accredited by the National Voluntary Laboratory Accreditation Program for specific services, listed on the Scope of Accreditation, for:

BULK ASBESTOS FIBER ANALYSIS

This laboratory is accredited in accordance with the recognized International Standard ISO/IEC 17025:2005. This accreditation demonstrates technical competence for a defined scope and the operation of a laboratory quality management system (refer to joint ISO-ILAC-IAF Communique dated January 2009).

2013-07-01 through 2014-06-30
Effective dates

For the National Institute of Standards and Technology

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VOID IF ALTERED NON-TRANSFERABLE

Texas Department of State Health Services

Asbestos Individual Consultant

CHRISTOPHER L POWER

License No. 105566

Control No. 96428

Expiration Date: 2/15/2015



M·E·T·A
Environmental



Christopher L Power
TX Inspector Refresher

Exp 10/24/2013
SS# [redacted]

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Certificate # 7ME10241202AIR0001

This is to certify that

Christopher L. Power

has on 10/24/2012, in Tyler, TX
completed the requirements for asbestos accreditation under Section 206 of TSCA Title II, 15 U.S.C. 2646

AHERA Asbestos Building Inspector Refresher Course

as approved by the State of Texas and the U.S.E.P.A. under 40 C.F.R. 763 (AHERA)
on 10/24/2012 - 10/24/2012 and passed the associated examination on 10/24/2012
with a score of 70% or better
CM = 0.5 PTS.

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[redacted]
Accreditation Expires: 10/24/13

Instructor
Juan Ayala

President
Thomas Bradford Mayhew

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Texas Department of State Health Services

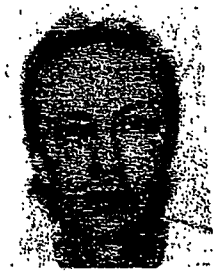
Asbestos Inspector

MICHAEL A TAYLOR

License No. 602358

Control No. 96827

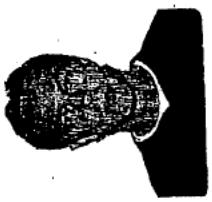
Expiration Date: 12/2/2013



Professional Environmental Training

Inspector Re-Accreditation

Expires 01/09/2014



MICHAEL A. TAYLOR

Cert # IR-2535

Professional Environmental Training

713-921-8921

www.proenvtraining.com

Certifies that on **January 9, 2013**

Student completed training course requirements and is reaccredited as a Building Inspector for Asbestos.

Fredy Polanco, M.S.
President

Fredy Polanco, M.S.
Instructor

Professional Environmental Training

In cooperation with

AMARILLO COLLEGE

Awards this Certificate to

MICHAEL A. TAYLOR

Cert # IR-2535
DL# TX[redacted]

For the completion of the

4-HOUR TRAINING COURSE AND IS REACCREDITED AS BUILDING INSPECTOR FOR ASBESTOS

In accordance with the EPA Model Accreditation Plan, 40 CFR 763 App. C to Subpart E, Interim Final Rule, under TSCA Title II.

January 9, 2013
Date of Class

January 9, 2014
Expiration Date

January 9, 2013
Date of Examination

C.E.U. Awarded: .4 Credits

316 Pennsylvania St.
So. Houston, Texas 77587

713-921-8921
www.proenvtraining.com

President, Fredy Polanco, M.S.

Instructor, Fredy Polanco, M.S.

Texas Department of State Health Services

Asbestos Inspector

BILLY J BERRY

License No. 603022

Control No. 96842

Expiration Date: 1/26/2014



Professional Environmental Training
Inspector Re-Accreditation
Expires 01/09/2014



BILLY JOE BERRY
Cert # IR- 1851

Professional Environmental Training
713-921-8921
www.proenvtraining.com

Certifies that on **January 9, 2013**

Student completed training course requirements and is reaccredited as a Building Inspector for Asbestos.

Fredy Polanco, M.S.
President

Fredy Polanco, M.S.
Instructor

Professional Environmental Training

In cooperation with

AMARILLO COLLEGE

Awards this Certificate to

BILLY JOE BERRY

Cert # IR-1851
DL# TX[redacted]

For the completion of the

4-HOUR TRAINING COURSE AND IS REACCREDITED AS BUILDING INSPECTOR FOR ASBESTOS

In accordance with the EPA Model Accreditation Plan, 40 CFR 763 App. C to Subpart E, Interim Final Rule, under TSCA Title II.

January 9, 2013
Date of Class

January 9, 2014
Expiration Date

January 9, 2013
Date of Examination

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316 Pennsylvania St.
So. Houston, Texas 77587

713-921-8921
www.proenvtraining.com

President, Fredy Polanco, M.S.

Instructor, Fredy Polanco, M.S.

(5) Copy of Original Asbestos Survey

ERI CONSULTING, INC.

P. O. Box 2024, Tyler, Texas 75710
2026 Republic Drive, Suite A, Tyler, Texas 75701
Ph: (903) 534-5001 Fax: (903) 534-8701
www.ericonsulting.com

April 7, 2006

Wal-Mart Stores, Inc. #8085
c/o Mr. Mark Whitley
2001 SE 10th Street
Bentonville, AR 72716

RE: ES#06-1010 - Asbestos Survey - Wal-Mart Store #131, 2311 South Jefferson, Mt. Pleasant, Texas

Dear Mr. Whitley:

Please find attached the original and one copy of the comprehensive asbestos survey performed on the above referenced facility. This survey was performed on March 31, 2006 by Mr. Michael Taylor of ERI Consulting, Inc., licensed through the Texas Department of State Health Services for inspections, TDSHS License No. 60-2358. All samples were analyzed by Polarized Light Microscopy (PLM) in our TDSHS licensed laboratory (TDSHS License #30-0007) and found to be non asbestos-containing. ERI Consulting, Inc. is a TDSHS licensed asbestos consulting agency (TDSH License #10-0020).

Current EPA and Texas Department of State Health Services (TDSHS) regulations require that an asbestos survey be performed prior to disturbing building materials (demolition or renovation) in a public building. TDSHS regulations require that a notification be filed only if structural members are removed, or asbestos-containing materials are disturbed. TDSHS does not require nor desire copies of the survey report to be filed with them.

TDSHS regulations require that a copy of the asbestos survey be kept on the job site at all times during renovation activities. Senate Bill 509 requires facility owners to provide proof of asbestos survey to city building officials prior to building permits being issued. The attached report should assist you in complying with both of these requirements.

In summary, no confirmed asbestos-containing materials were found in the Wal-Mart Store #131, 2311 South Jefferson, Mt. Pleasant, Texas. No further action with regard to asbestos-containing materials is required for this store. An invoice for our services is enclosed. We have enjoyed working with you on this matter. If you have questions concerning the information submitted, or if we may be of further service to you, please contact our office at 1-800-542-7248.

Sincerely,

Christopher L. Power
Vice President
TDSHS License No. 10-5566

CLP/kw
Enclosures
cc: CMA

ERI CONSULTING, INC.

P. O. Box 2024, Tyler, Texas 75710
2026 Republic Drive, Suite A, Tyler, Texas 75701
Ph: (903) 534-5001 Fax: (903) 534-8701
www.ericonsulting.com

COMPREHENSIVE ASBESTOS SURVEY

Wal-Mart Store #131
2311 South Jefferson
Mt. Pleasant, Texas

Prepared for

WAL-MART STORES, INC. #8085
c/o Mr. Mark Whitley
2001 SE 10th Street
Bentonville, AR 72716

ES#06-1010

Prepared by

ERI Consulting, Inc.
Vendor #522904
Tyler, Texas

Todd W. Davis
TDSHS License No. 60-0872

Reviewed by

Christopher L. Power
TDSHS License No. 10-5566

4/7/06
Date

ERI Consulting, Inc.

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I. PROJECT OVERVIEW

ERI Consulting, Inc. of Tyler, Texas, was commissioned by Mr. Mark Whitley, of Wal-Mart Stores, Inc. #8085 during March 2006 to conduct an asbestos inspection of the Wal-Mart Store #131, 2311 South Jefferson, Mt. Pleasant, Texas. The inspection was performed in accordance with applicable TDSHS, OSHA, and EPA standards. The purpose of the inspection was to determine the location of the asbestos-containing materials used in the construction of the facility. The inspection was performed by Mr. Michael Taylor of ERI Consulting, Inc., licensed through the Texas Department of State Health Services for inspections, TDSHS License No. 60-2358. All work was performed under the direction of Christopher L. Power, TDSHS Licensed Asbestos Consultant (TDSHS License No. 10-5566).

The field inspection was performed on March 31, 2006. During the inspection the facility was occupied. Access to all areas of the building was provided by the store manager. The inspection involved the collection of 69 bulk samples, representing 23 homogeneous materials.

The initial phase of the inspection involved the identification of the homogeneous areas suspected of containing asbestos fiber. Each homogeneous area was quantified to determine the approximate amount of suspect materials present. These areas were then divided into sectors and samples collected in a statistically random manner. A sufficient number of samples were collected in each homogeneous area based on the amount of suspect material present.

All samples collected during the inspection were delivered to the laboratory of ERI Analytical immediately following the field inspection. Suspect asbestos-containing samples were analyzed by Polarized Light Microscopy (PLM), in accordance with 40 CFR 763 Subpart F Appendix A. This report contains information documenting the field inspection and laboratory findings.

The following building materials were identified as non asbestos-containing in the field and were not sampled.

Ceramic tiles located within restrooms
Fiberglass and/or foam insulations on water lines and fittings
Fiberglass insulation on various HVAC ducts
Rubber HVAC expansion joints
Fiberglass insulation above various ceiling tiles

Limitations: Limited destructive sampling was performed as part of this inspection; therefore, there may be other materials located throughout the building which contain asbestos but were not sampled. Such materials, if present, would be located in enclosed or concealed pipe chases, behind walls, or other inaccessible areas. Such materials would only be encountered during extensive renovation and/or demolition activities.

II. HOMOGENEOUS AREAS

The following homogeneous areas represent the suspect materials which were sampled during the inspection to determine their asbestos content. The definition of a homogeneous area, as used in this report, is a building material that is uniform in style, appearance, color and/or texture.

SUSPECTED ASBESTOS-CONTAINING MATERIALS

Floor Coverings

Area A - 12" x 12" white floor tile with mastic - located throughout the store.

Area B - 12" x 12" tan floor tile with mastic - located throughout the bank area.

Area C - 12" x 12" silver floor tile with mastic - located throughout the hair salon.

Area D - 12" x 12" red floor tile with mastic - outlining various walkways throughout the store.

Area E - 12" x 12" gray floor tile with mastic - located throughout the produce, meat, and deli areas.

Area F - 12" x 12" light gray floor tile with mastic - located throughout the produce, meat, and deli areas.

Area G - 12" x 12" black floor tile with mastic - located throughout the automotive area.

Area H - Brown flooring material with mastic - located throughout the visitor center area.

Area I - Red flooring material - located throughout the bakery and deli areas.

Wall Materials

Area J - Textured wall surfacing material - adhered to the sheetrock wall material throughout the building.

Area K - Sheetrock wall material - located throughout various interior walls of the building.

Area L - Tape and bedding joint compound - used to join the sheetrock wall material throughout the building.

Area M - 4' x 8' wall panel - located throughout the Subway kitchen, front restrooms, and produce preparation areas.

II. HOMOGENEOUS AREAS, continued

Ceiling Materials

Area N - Textured ceiling surfacing material - adhered to the sheetrock ceiling material throughout the building.

Area O - Sheetrock ceiling material - located throughout various interior ceilings of the building.

Area P - Tape and bedding joint compound - used to join the sheetrock ceiling material throughout the building.

Area Q - 2' x 4' lay-in ceiling tile "A" - located throughout the customer service, ad office, and hair salon areas.

Area R - 2' x 4' lay-in ceiling tile "B" - located throughout the entry areas.

Area S - 2' x 2' lay-in ceiling tile "C" - located throughout the vision center and optometrist areas.

Area T - 2' x 4' lay-in ceiling tile "D" - located throughout the bakery, deli, and Subway areas.

Area U - 2' x 2' lay-in ceiling tile - located throughout the bank area.

Thermal System Insulation

No suspect asbestos-containing materials observed.

Miscellaneous

Area V - Base cove with glue - located throughout various areas of the store, including the portraits, front restrooms, and lay-a-way areas.

Area W - Plaster material - located on the exterior overhangs/fascias of the store.

III. ASBESTOS - CONTAINING MATERIALS

The following is a summary of the confirmed asbestos-containing materials found at the Wal-Mart Store #131, 2311 South Jefferson, Mt. Pleasant, Texas. In accordance with Section 763.85 of the Asbestos Hazard Emergency Response Act, all suspect materials have been listed by homogeneous areas.

Floor Coverings

No confirmed asbestos-containing materials were present.

Wall Materials

No confirmed asbestos-containing materials were present.

Ceiling Materials

No confirmed asbestos-containing materials were present.

Thermal System Insulation

No suspect asbestos-containing materials observed.

Miscellaneous

No confirmed asbestos-containing materials were present.

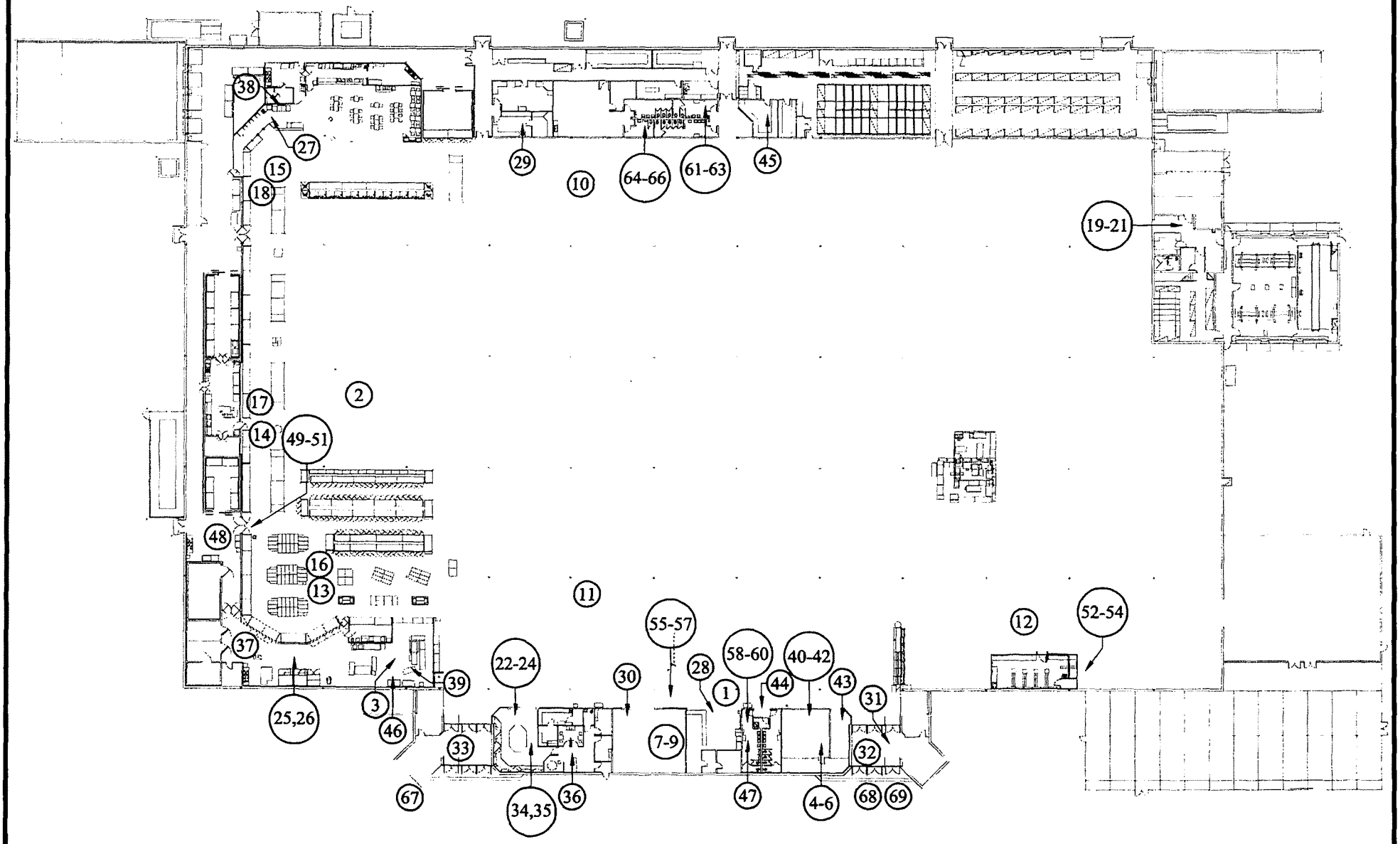
Appendix A

Asbestos - Sample Location Diagram / Log

Appendix A

ASBESTOS - Sample Location Diagram/Sample Log

This section contains a location diagram which indicates the approximate location where each suspect asbestos-containing material was collected within the facility. The sample log is provided describing each location and type of material which was sampled during the building inspection.



ERI CONSULTING, INC.
ENVIRONMENTAL ENGINEERS ANALYTICAL LABORATORY
2026-A REPUBLIC DRIVE- TYLER,TX 75710
TEL. 903-534-5001- FAX 903-534-8701

SAMPLE LOCATION DIAGRAM

WALMART #0131 2311 S. Jefferson Mt. Pleasant, Texas	ES NO: 06-1010 AS NO: 0603224 DATE: 3-31-06

ERI S.F. E3-90 Revised 1-1-97

ERI CONSULTING, INC.
BULK SAMPLE LOG

Customer: Wal-Mart c/o Mark Whitley **Building:** Store #131, 2311 South Jefferson, Mt. Pleasant, Texas

ES#: 06-1010 **AS#** 0603224 **Analysis for** Asbestos

Sample No.	Photo No.	% Asbestos	Description/Location of Sampled Material
131-1	*4	ND ND	12" x 12" white floor tile with mastic registers
131-2		ND ND	12" x 12" white floor tile with mastic grocery aisle 6
131-3		ND ND	12" x 12" white floor tile with mastic Subway
131-4	*2	ND ND	12" x 12" tan floor tile with mastic bank
131-5		ND ND	12" x 12" tan floor tile with mastic bank
131-6		ND ND	12" x 12" tan floor tile with mastic bank
131-7	*13	ND ND	12" x 12" silver floor tile with mastic hair salon
131-8		ND ND	12" x 12" silver floor tile with mastic hair salon
131-9		ND ND	12" x 12" silver floor tile with mastic hair salon
131-10	*12	ND ND	12" x 12" red floor tile with mastic home fashions
131-11		ND ND	12" x 12" red floor tile with mastic men's clothing
131-12		ND ND	12" x 12" red floor tile with mastic pharmacy area

Inspector's Name	Inspector's Firm
Michael A. Taylor	ERI Consulting, Inc.
Inspector's Signature FOR MT	**Dates Samples Collected** 3/31/06

Asbestos-containing Materials

ERI S.F. E3-90 Revised 1-1-97

ERI CONSULTING, INC.
BULK SAMPLE LOG

Customer: Wal-Mart c/o Mark Whitley **Building:** Store #131, 2311 South Jefferson, Mt. Pleasant, Texas

ES#: 06-1010 **AS#** 0603224 **Analysis for** Asbestos

Sample No.	Photo No.	% Asbestos	Description/Location of Sampled Material
131-13	*8	ND ND	12" x 12" gray floor tile with mastic produce
131-14		ND ND	12" x 12" gray floor tile with mastic meat
131-15		ND ND	12" x 12" gray floor tile with mastic deli
131-16	*8	ND ND	12" x 12" light gray floor tile with mastic produce
131-17		ND ND	12" x 12" light gray floor tile with mastic meat
131-18		ND ND	12" x 12" light gray floor tile with mastic deli
131-19	*16	ND ND	12" x 12" black floor tile with mastic automotive
131-20		ND ND	12" x 12" black floor tile with mastic automotive
131-21		ND ND	12" x 12" black floor tile with mastic automotive
131-22	*5	ND ND	Brown flooring material with mastic visitor center
131-23		ND ND	Brown flooring material with mastic visitor center
131-24		ND ND	Brown flooring material with mastic visitor center

Inspector's Name Michael A. Taylor	**Inspector's Firm** ERI Consulting, Inc.
Inspector's Signature FOR MT	**Dates Samples Collected** 3/31/06

Asbestos-containing Materials

ERI S.F. E3-90 Revised 1-1-97

ERI CONSULTING, INC.
BULK SAMPLE LOG

Customer: Wal-Mart c/o Mark Whitley **Building:** Store #131, 2311 South Jefferson, Mt. Pleasant, Texas

ES#: 06-1010 **AS#** 0603224 **Analysis for** Asbestos

Sample No.	Photo No.	% Asbestos	Description/Location of Sampled Material
131-25	*9	ND	Red flooring material bakery
131-26		ND	Red flooring material bakery
131-27		ND	Red flooring material deli
131-28	*15	ND	2' x 4' lay-in ceiling tile "A" customer service
131-29		ND	2' x 4' lay-in ceiling tile "A" ad office
131-30		ND	2' x 4' lay-in ceiling tile "A" hair salon
131-31	*7	ND	2' x 4' lay-in ceiling tile "B" entry
131-32		ND	2' x 4' lay-in ceiling tile "B" entry
131-33		ND	2' x 4' lay-in ceiling tile "B" entry
131-34	*6	ND	2' x 4' lay-in ceiling tile "C" vision center
131-35		ND	2' x 4' lay-in ceiling tile "C" vision center
131-36		ND	2' x 4' lay-in ceiling tile "C" optometrist

Inspector's Name	Inspector's Firm
Michael A. Taylor	ERI Consulting, Inc.
Inspector's Signature FOR MT	**Dates Samples Collected** 3/31/06

Asbestos-containing Materials

ERI CONSULTING, INC.
BULK SAMPLE LOG

Customer: Wal-Mart c/o Mark Whitley **Building:** Store #131, 2311 South Jefferson, Mt. Pleasant, Texas

ES#: 06-1010 **AS#** 0603224 **Analysis for** Asbestos

Sample No.	Photo No.	% Asbestos	Description/Location of Sampled Material
131-37	*10	ND	2' x 4' lay-in ceiling tile "D" bakery
131-38		ND	2' x 4' lay-in ceiling tile "D" deli
131-39		ND	2' x 4' lay-in ceiling tile "D" Subway
131-40	*3	ND	2' x 2' lay-in ceiling tile bank
131-41		ND	2' x 2' lay-in ceiling tile bank
131-42		ND	2' x 2' lay-in ceiling tile bank
131-43	*17	ND	Base cove with glue portraits
131-44		ND	Base cove with glue front restroom area
131-45		ND	Base cove with glue lay-away
131-46	*11	ND	4' x 8' wall panel Subway kitchen
131-47		ND	4' x 8' wall panel front restroom
131-48		ND	4' x 8' wall panel produce preparation

Inspector's Name Michael A. Taylor	***Inspector's Firm*** ERI Consulting, Inc.
Inspector's Signature FOR MT	**Dates Samples Collected** 3/31/06

* Asbestos-containing Materials

ERI S.F. E3-90 Revised 1-1-97

ERI CONSULTING, INC.
BULK SAMPLE LOG

Customer: Wal-Mart c/o Mark Whitley **Building:** Store #131, 2311 South Jefferson, Mt. Pleasant, Texas

ES#: 06-1010 **AS#** 0603224 **Analysis for** Asbestos

Sample No.	Photo No.	% Asbestos	Description/Location of Sampled Material
131-49	*14	ND	Sheetrock wall material produce preparation area
131-50		ND	Textured wall surfacing material produce preparation area
131-51		ND	Tape & bedding joint compound produce preparation area
131-52		ND	Sheetrock wall material pharmacy
131-53		ND	Textured wall surfacing material pharmacy
131-54		ND	Tape & bedding joint compound pharmacy
131-55		ND	Sheetrock wall material customer service
131-56		ND	Textured wall surfacing material customer service
131-57		ND	Tape & bedding joint compound customer service
131-58	*19	ND	Sheetrock ceiling material front restroom
131-59		ND	Textured ceiling surfacing material front restroom
131-60		ND	Tape & bedding joint compound (ceiling) front restroom

Inspector's Name	Inspector's Firm
Michael A. Taylor	ERI Consulting, Inc.
Inspector's Signature FOR MT	**Dates Samples Collected** 3/31/06

Asbestos-containing Materials

ERI S.F. E3-90 Revised 1-1-97

ERI CONSULTING, INC.
BULK SAMPLE LOG

Customer: Wal-Mart c/o Mark Whitley **Building:** Store #131, 2311 South Jefferson, Mt. Pleasant, Texas

ES#: 06-1010 **AS#** 0603224 **Analysis for** Asbestos

Sample No.	Photo No.	% Asbestos	Description/Location of Sampled Material
131-61		ND	Sheetrock ceiling material back restroom
131-62		ND	Textured ceiling surfacing material back restroom
131-63		ND	Tape & bedding joint compound (ceiling) back restroom
131-64		ND	Sheetrock ceiling material lounge restroom
131-65		ND	Textured ceiling surfacing material lounge restroom
131-66		ND	Tape & bedding joint compound (ceiling) lounge restroom
131-67	*1	ND	Plaster material exterior
131-68		ND	Plaster material exterior
131-69		ND	Plaster material exterior

Inspector's Name	Inspector's Firm
Michael A. Taylor	ERI Consulting, Inc.
Inspector's Signature FOR MT	**Dates Samples Collected** 3/31/06

Asbestos-containing Materials

Appendix B

Laboratory Analysis Report

Appendix B

Laboratory Analysis Report

This section contains the laboratory analysis report documenting the laboratory's findings, analytical methods used, and individual makeup of each sample submitted.

Asbestos laboratory reports identify samples for which no asbestos was detected are indicated by "ND" for "None Detected". Multiple-layered samples such as floor tile and mastic are broken up into individual layers, with each layer being analyzed separately, and indicated by laboratory subscripts "a, b, c..."

ERI ANALYTICAL

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www.ericonsulting.com

LABORATORY ANALYSIS REPORT

NIST/NVLAP Bulk Asbestos Analysis Lab Accreditation Code No.101232-0
TEXAS ASBESTOS LABORATORY LICENSE NO. 30-0007

TO: Engineering Services Division
ERI Consulting, Inc.
Attn: Mr. Christopher L. Power

Report Date: 4/18/06
Sample Rec'd: 3/31/06
Page 1 of 6
ERI E.S. No.: 06-1010

LOCATION: Wal-Mart Store #131, 2311 S. Jefferson, Mt. Pleasant, TX., for Wal-Mart c/o Mark Whitley.
COLLECTED BY: Michael A. Taylor DATE: 3/31/06

METHOD: Polarized Light Microscopy (PLM) analysis for asbestos in building materials by EPA/600/R-93/116, July 1993, Improved Method for the Determination of Asbestos in Bulk Building materials. 40 CFR Part 763, Subpart F, Appendix A, Interim method varies slightly from this method. Quantification is by visual estimation. In accordance with the EPA revisions 40 CFR Part 61, pertaining to friable materials, if the asbestos content is estimated to be less than 10 percent by visual estimation, the determination may be repeated upon request, using the point counting technique. **NOTE: Asbestos fibers may occur in particle size below the resolution limit of this analysis technique; TEM analysis is recommended on samples of floor tile determined to be <1% or none detected by this method.** The percentage of asbestos reported refers to the overall percentage for the material provided, unless otherwise indicated. Samples determined to be <1% by visual estimation are automatically repeated using the point count technique. Samples are analyzed by layer but results may be combined if no regulated fibers were observed.

RESTRICTIONS: This report relates only to the items actually tested, and must not be used to claim product endorsement by NVLAP, or any agency of the United States government. Reproductions must include the entire report.

RESULTS: The percentage of asbestos reported is by visual estimation. Point Counting results, when appropriate, are reported in parenthesis after these results in the Sample Description.

POLARIZED LIGHT MICROSCOPY

Client I.D.	ERI AS# 0603224	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-1	1a	ND	White floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	1b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.
131-2	2a	ND	White floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	2b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.
131-3	3a	ND	White floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	3b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.

Tracy Foster

ERI Analytical

AS# 0603224, Wal-Mart Store #131, 2311 S. Jefferson, Mt. Pleasant, TX.

POLARIZED LIGHT MICROSCOPY

Client I.D.	ERI AS# 0603224	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-4	4a	ND	Tan floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	4b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-5	5a	ND	Tan floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	5b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-6	6a	ND	Tan floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	6b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-7	7a	ND	Silver floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	7b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-8	8a	ND	Silver floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	8b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-9	9a	ND	Silver floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	9b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-10	10a	ND	Red floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	10b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-11	11a	ND	Red floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	11b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-12	12a	ND	Red floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	12b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-13	13a	ND	Gray floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	13b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.

Tracy Foster

ERI Analytical

AS# 0603224, Wal-Mart Store #131, 2311 S. Jefferson, Mt. Pleasant, TX.

POLARIZED LIGHT MICROSCOPY

Client I.D.	ERI AS# 0603224	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-14	14a	ND	Gray floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	14b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-15	15a	ND	Gray floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	15b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-16	16a	ND	Light gray floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	16b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-17	17a	ND	Light gray floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	17b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-18	18a	ND	Light gray floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	18b	ND	Amber mastic containing <1% cellulose fibers, and particulate in a binder.
131-19	19a	ND	Black floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	19b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.
131-20	20a	ND	Black floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	20b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.
131-21	21a	ND	Black floor tile containing <1% cellulose fibers, calcite, vinyl, particulate and binder.
	21b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.
131-22	22a	ND	Brown flooring material containing vinyl, calcite, particulate and binder. No fibers were detected.
	22b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.
131-23	23a	ND	Brown flooring material containing vinyl, calcite, particulate and binder. No fibers were detected.
	23b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.

Tracy Foster

ERI Analytical

AS# 0603224, Wal-Mart Store #131, 2311 S. Jefferson, Mt. Pleasant, TX.

POLARIZED LIGHT MICROSCOPY

Client I.D.	ERI AS# 0603224	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-24	24a	ND	Brown flooring material containing vinyl, calcite, particulate and binder. No fibers were detected.
	24b	ND	Amber mastic containing 1-3% cellulose fibers, and particulate in a binder.
131-25	25	ND	Homogeneous, red flooring material containing particulate in a vinyl matrix. No fibers were detected.
131-26	26	ND	Homogeneous, red flooring material containing particulate in a vinyl matrix. No fibers were detected.
131-27	27	ND	Homogeneous, red flooring material containing particulate in a vinyl matrix. No fibers were detected.
131-28	28	ND	Homogeneous, yellow, fibrous ceiling tile with white plastic containing 95-98% fiberglass, particulate and binder.
131-29	29	ND	Homogeneous, yellow, fibrous ceiling tile with white plastic containing 95-98% fiberglass, particulate and binder.
1231-30	30	ND	Homogeneous, yellow, fibrous ceiling tile with white plastic containing 95-98% fiberglass, particulate and binder.
131-31	31	ND	Non homogeneous, white sheetrock ceiling tile with brown paper and white vinyl. Overall composition is 20-25% cellulose fibers, 7-10% fiberglass, 1-3% vermiculite, gypsum, particulate and binder.
131-32	32	ND	Non homogeneous, white sheetrock ceiling tile with brown paper and white vinyl. Overall composition is 20-25% cellulose fibers, 7-10% fiberglass, 1-3% vermiculite, gypsum, particulate and binder.
131-33	33	ND	Non homogeneous, white sheetrock ceiling tile with brown paper and white vinyl. Overall composition is 20-25% cellulose fibers, 7-10% fiberglass, 1-3% vermiculite, gypsum, particulate and binder.
131-34	34	ND	Homogeneous, beige, friable ceiling tile with white paint containing 45-50% cellulose fibers, 45-50% perlite, particulate and binder.
131-35	35	ND	Homogeneous, beige, friable ceiling tile with white paint containing 45-50% cellulose fibers, 45-50% perlite, particulate and binder.
131-36	36	ND	Homogeneous, beige, friable ceiling tile with white paint containing 45-50% cellulose fibers, 45-50% perlite, particulate and binder.
131-37	37	ND	Homogeneous, white ceiling tile containing 25-30% fiberglass, in an acrylic matrix.
131-38	38	ND	Homogeneous, white ceiling tile containing 25-30% fiberglass, in an acrylic matrix.

Tracy Foster

ERI Analytical

AS# 0603224, Wal-Mart Store #131, 2311 S. Jefferson, Mt. Pleasant, TX.

POLARIZED LIGHT MICROSCOPY

Client I.D.	ERI AS# 0603224	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-39	39	ND	Homogeneous, white ceiling tile containing 25-30% fiberglass, in an acrylic matrix.
131-40	40	ND	Homogeneous, tan, friable ceiling tile with white paint containing 50-55% cellulose fibers, 40-45% perlite, particulate and binder.
131-41	41	ND	Homogeneous, tan, friable ceiling tile with white paint containing 50-55% cellulose fibers, 40-45% perlite, particulate and binder.
131-42	42	ND	Homogeneous, tan, friable ceiling tile with white paint containing 50-55% cellulose fibers, 40-45% perlite, particulate and binder.
131-43	43a	ND	Black base cove containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	43b	ND	Yellow glue containing <1% cellulose fibers, and particulate in a binder.
131-44	44a	ND	Black base cove containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	44b	ND	Yellow glue containing <1% cellulose fibers, and particulate in a binder.
131-45	45a	ND	Black base cove containing <1% cellulose fibers, vinyl, calcite, particulate and binder.
	45b	ND	Yellow glue containing <1% cellulose fibers, and particulate in a binder.
131-46	46	ND	Homogeneous, white wall material containing 25-30% fiberglass, in an acrylic matrix.
131-47	47	ND	Homogeneous, white wall material containing 25-30% fiberglass, in an acrylic matrix.
131-48	48	ND	Homogeneous, white wall material containing 25-30% fiberglass, in an acrylic matrix.
131-49	49	ND	Non homogeneous, white sheetrock with brown paper. Overall composition is 20-25% cellulose fibers, gypsum, particulate and binder.
131-50	50	ND	Homogeneous, white, friable texture containing 45-50% cellulose fibers, paint, calcite, particulate and binder.
131-51	51	ND	Homogeneous, white, friable joint compound containing 1-3% cellulose fibers, paint, calcite, particulate and binder.
131-52	52	ND	Non homogeneous, white sheetrock with brown paper. Overall composition is 20-25% cellulose fibers, gypsum, particulate and binder.
131-53	53	ND	Homogeneous, white, friable texture containing 45-50% cellulose fibers, paint, calcite, particulate and binder.
131-54	54	ND	Homogeneous, white, friable joint compound containing 1-3% cellulose fibers, paint, calcite, particulate and binder.

Tracy Foster

ERI Analytical

AS# 0603224, Wal-Mart Store #131, 2311 S. Jefferson, Mt. Pleasant, TX.

POLARIZED LIGHT MICROSCOPY

Client I.D.	ERI AS# 0603224	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
131-55	55	ND	Non homogeneous, white sheetrock with brown paper. Overall composition is 20-25% cellulose fibers, gypsum, particulate and binder.
131-56	56	ND	Homogeneous, white, friable texture containing 45-50% cellulose fibers, paint, calcite, particulate and binder.
131-57	57	ND	Homogeneous, white, friable joint compound containing 1-3% cellulose fibers, paint, calcite, particulate and binder.
131-58	58	ND	Non homogeneous, white sheetrock with brown paper. Overall composition is 20-25% cellulose fibers, gypsum, particulate and binder.
131-59	59	ND	Homogeneous, white, friable texture containing 45-50% cellulose fibers, paint, calcite, particulate and binder.
131-60	60	ND	Homogeneous, white, friable joint compound containing 1-3% cellulose fibers, paint, calcite, particulate and binder.
131-61	61	ND	Non homogeneous, white sheetrock with brown paper. Overall composition is 20-25% cellulose fibers, gypsum, particulate and binder.
131-62	62	ND	Homogeneous, white, friable texture containing 45-50% cellulose fibers, paint, calcite, particulate and binder.
131-63	63	ND	Homogeneous, white, friable joint compound containing 1-3% cellulose fibers, paint, calcite, particulate and binder.
131-64	64	ND	Non homogeneous, white sheetrock with brown paper. Overall composition is 20-25% cellulose fibers, gypsum, particulate and binder.
131-65	65	ND	Homogeneous, white, friable texture containing 45-50% cellulose fibers, paint, calcite, particulate and binder.
131-66	66	ND	Homogeneous, white, friable joint compound containing 1-3% cellulose fibers, paint, calcite, particulate and binder.
131-67	67	ND	Homogeneous, gray plaster material containing paint, quartz, and particulate in a cement matrix. No fibers were detected.
131-68	68	ND	Homogeneous, gray plaster material containing paint, quartz, and particulate in a cement matrix. No fibers were detected.
131-69	69	ND	Homogeneous, gray plaster material containing paint, quartz, and particulate in a cement matrix. No fibers were detected.

Tracy Foster
Analyst

Respectfully submitted,

Tracy Foster
Tracy E. Foster
Laboratory Technical Director

Appendix C

Licensing and Accreditation

Appendix C

Licensing and Accreditation

This section contains copies of certificates demonstrating licensing and accreditation of those individuals who participated in the field inspection. Information pertaining to the agency license, laboratory license, and analysts are found within this section.

TEXAS DEPARTMENT OF STATE HEALTH SERVICES

Be it known that

ERI CONSULTING INC.

is certified to perform as a

Asbestos Consultant Agency

in the State of Texas within the purview of Texas Occupations Code, chapter 1954, so long as this license is not suspended or revoked and is renewed according to the rules adopted by the Texas Board of Health.

Eduardo J. Sanchez, M.D., M.P.H.
Commissioner of Health

License Number: **100020**

Effective Date: **3/13/2006**

Expiration Date: **3/12/2008**

(Void After Expiration Date)

VOID IF ALTERED

Control Number: **91872**

NON-TRANSFERABLE

TEXAS DEPARTMENT OF STATE HEALTH SERVICES

Be it known that

ERI CONSULTING INC.

is certified to perform as a

Asbestos Laboratory PLM, PCM

in the State of Texas within the purview of Texas Occupations Code, chapter 1954, so long as this license is not suspended or revoked and is renewed according to the rules adopted by the Texas Board of Health.

Eduardo J. Sanchez, M.D., M.P.H.
Commissioner of Health

License Number: 300007

Effective Date: 12/13/2005

Expiration Date: 12/12/2007

(Void After Expiration Date)

VOID IF ALTERED

Control Number 90855

NON-TRANSFERABLE

United States Department of Commerce
National Institute of Standards and Technology

NVLAP®

ISO/IEC 17025:1999
ISO 9002:1994

Certificate of Accreditation

DEPARTMENT OF COMMERCE ★ UNITED STATES OF AMERICA ★

ERI CONSULTING, INC.
TYLER, TX

is recognized by the National Voluntary Laboratory Accreditation Program for satisfactory compliance with criteria set forth in NIST Handbook 150:2001, all requirements of ISO/IEC 17025:1999, and relevant requirements of ISO 9002:1994. Accreditation is awarded for specific services, listed on the Scope of Accreditation, for:

BULK ASBESTOS FIBER ANALYSIS

June 30, 2006
Effective through

For the National Institute of Standards and Technology
NVLAP Lab Code: 101232-0

NVLAP-01C (06-01)

National Institute of Standards and Technology

NVLAP®

National Voluntary Laboratory Accreditation Program

ISO/IEC 17025:1999
ISO 9002:1994

Scope of Accreditation

BULK ASBESTOS FIBER ANALYSIS **NVLAP LAB CODE 101232-0**

ERI CONSULTING, INC.
2026A Republic Drive
P.O. Box 2024
Tyler, TX 75701-2024
Mr. Tracy Foster
Phone: 903-534-5001 Fax: 903-534-8701
E-Mail: tracy@ericonsulting.com
URL: http://www.ericonsulting.com

NVLAP Code	*Designation*
18/A01	EPA-600/M4-82-020: Interim Method for the Determination of Asbestos in Bulk Insulation Samples

June 30, 2006

Effective through

For the National Institute of Standards and Technology

TEXAS
Department of
State Health Services

Control No: 84449

Department of State Health Services certifies that:

CHRISTOPHER L POWER

is Licensed as an:

Individual Asbestos Consultant



License Number: 105566
From: 02/16/2005
To: 02/15/2007

Professional Environmental Training

Awards this Certificate to

CHRISTOPHER L. POWER

Certificate No. IR-0436
DL# [redacted]

For the completion of the

4-HOUR TRAINING COURSE AND IS REACCREDITED
AS BUILDING INSPECTOR FOR ASBESTOS
In accordance with the EPA Model Accreditation Plan, 40 CFR 763 App. C to Subpart E, Interim Final Rule, under TSCA Title II.

January 9, 2006
Date of Class

January 9, 2007
Expiration Date

January 9, 2006
Date of Examination

Vice President

Instructor, Fredy Polanco, M.S.

9001 Airport Blvd. Suite 510
Houston, Texas 77061

713-921-8921

Professional Environmental Training

Inspector ReAccreditation

Expires 1/9/2007



Professional Environmental Training
713-921-8921

Certifies that on **January 9, 2006**

Name: **Christopher L. Power**

Social Security # [redacted]

Completed training course requirements and is reaccredited as a Building Inspector.

Fredy Polanco, M.S.
Vice President

Fredy Polanco, M.S.
Instructor

TEXAS
Department of
State Health Services

Control No:
92098

Department of State Health Services certifies that:

TODD W DAVIS

is Licensed as an:

Asbestos Inspector



License Number: 600872
From: 03/28/2006
To: 03/27/2008

Professional Environmental Training

Awards this Certificate to

TODD W. DAVIS

Certificate No. IR-5606
DL# [redacted]

For the completion of the

4-HOUR TRAINING COURSE AND IS REACCREDITED
AS BUILDING INSPECTOR FOR ASBESTOS
In accordance with the EPA Model Accreditation Plan, 40 CFR 763 App. C to Subpart E, Interim Final Rule, under TSCA Title II.

January 9, 2006
Date of Class

January 9, 2007
Expiration Date

January 9, 2006
Date of Examination

Vice President

Instructor, Fredy Polanco, M.S.

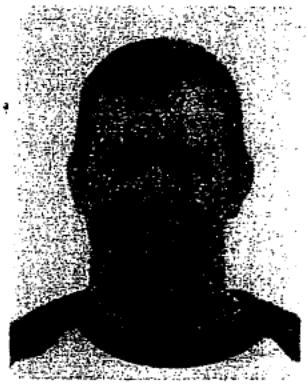
9001 Airport Blvd. Suite 510
Houston, Texas 77061

713-921-8921

Professional Environmental Training

Inspector ReAccreditation

Expires 1/9/2007



Professional Environmental Training
713-921-8921

Certifies that on **January 9, 2006**

Name: **Todd W. Davis**

Social Security # [redacted]

Completed training course requirements and is reaccredited as a Building Inspector.

Fredy Polanco, M.S.	Fredy Polanco, M.S.
Vice President	Instructor

TEXAS
Department of State Health Services

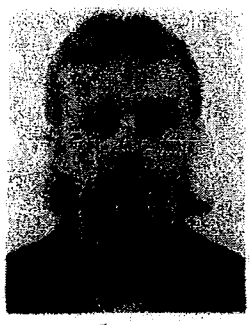
Control No: 90407

Department of State Health Services certifies that:

MICHAEL A TAYLOR

is Licensed as an:

Asbestos Inspector



License Number: 602358
From: 12/03/2005
To: 12/02/2007

TEXAS Department of State Health Services

Professional Environmental Training

Awards this Certificate to

MICHAEL A. TAYLOR

Certificate No. IR-2535
DL# [redacted]

For the completion of the

4-HOUR TRAINING COURSE AND IS REACCREDITED
AS BUILDING INSPECTOR FOR ASBESTOS
In accordance with the EPA Model Accreditation Plan, 40 CFR 763 App. C to Subpart E, Interim Final Rule, under TSCA Title II.

January 9, 2006
Date of Class

January 9, 2007
Expiration Date

January 9, 2006
Date of Examination

Vice President

Instructor, Fredy Polanco, M.S.

9001 Airport Blvd. Suite 510
Houston, Texas 77061

713-921-8921

Professional Environmental Training

Inspector ReAccreditation

Expires 1/9/2007



Professional Environmental Training
713-921-8921

Certifies that on **January 9, 2006**

Name: **Michael A. Taylor**

Social Security # [redacted]

Completed training course requirements and is reaccredited as a Building Inspector.

Fredy Polanco, M.S.
Vice President

Fredy Polanco, M.S.
Instructor

ERI CONSULTING, INC.

P. O. Box 2024, Tyler, Texas 75710
2026 Republic Drive, Suite A, Tyler, Texas 75701
Ph: (903) 534-5001 Fax: (903) 534-8701
TBPE Firm # F-1787
www.ericonsulting.com

July 11, 2025

DCC Contracting, LLC
Mr. Thomas Brouillard
7407 Crathes Ter
Chesterfield, VA 23838
Phone: 804-510-4166
tbrouillard@dcccontracting.com

RE: ES#25-476 - Limited Asbestos Inspection, 2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455 - Roofing Only

Dear Mr. Brouillard:

On July 10, 2025, Mr. Trace Reed, of ERI Consulting, Inc., licensed through the Texas Department of State Health Services for inspections, TDSHS License No. 60-3825, performed roof sampling at the above referenced building. The inspection was limited to the roofing materials only.

A total of 18 samples were collected. The samples were delivered to the TDSHS licensed laboratory of ERI Analytical (TDSHS License No. 30-0007) immediately following the field inspection, and analyzed by Polarized Light Microscopy (PLM) in accordance with 40 CFR 763 Subpart E, Appendix E. This asbestos inspection report documents the field inspection and laboratory findings for the following homogeneous areas:

Homogeneous Area A - Roof core "A"
Homogeneous Area B - Roof core "B"
Homogeneous Area C - White parapet mastic
Homogeneous Area D - Silver roof mastic
Homogeneous Area E - White roof mastic

By definition, an asbestos-containing building material is a material that contains greater than one percent (>1%) asbestos fibers. **Of the samples collected, the following Homogeneous Area was confirmed to be asbestos-containing.**

- **Homogeneous Area D - Silver roof mastic**
  Located in Section B area only, on HVAC flashing

Prior to renovation/demolition activities which would disturb this material, it should be removed and disposed of in the regulated manner, by trained/certified personnel.

Please find enclosed the (1) General Photographs, (2) Bulk Sample Log/Chain of Custody, (3) Sample Location Diagram, (4) Laboratory Analysis Report, (5) Asbestos Diagram, and (6) ERI Licensing and Accreditation. We have enjoyed serving you on this matter. If you have any questions concerning the inspection, or if we can assist you in the future, please contact me at 903-534-5001.

Sincerely,

Christopher L. Power
Executive Vice President
TDSHS License No. 10-5566
Expires 2/15/2027

(1) General Photographs

ERI Consulting, Inc.

General Photographs of
2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455
Roofing Only





ERI Consulting, Inc.

General Photographs of
2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455
Roofing Only





ERI Consulting, Inc.

General Photographs of
2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455
Roofing Only





ERI Consulting, Inc.

General Photographs of
2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455
Roofing Only





ERI Consulting, Inc.

General Photographs of
2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455
Roofing Only





ERI Consulting, Inc.

General Photographs of
2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455
Roofing Only



(2) Bulk Sample Log/Chain of Custody

G:\new sample log ERI S.F. E3-90 Revised 11-20-19

ERI CONSULTING, INC. - BULK SAMPLE LOG / CHAIN OF CUSTODY ES#: 25-476 AS#: 250755

Customer: DCC Contracting, LLC **Building: 2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455 - Roofing Only**

Inspector Name: Trace Reed **Inspector Signature:** Trace Reed **Inspection Date: 7/10/2025**

HA	Material	Location	#	% Asbestos	Location	#	% Asbestos	Location	#	% Asbestos
A	Roof core "A"	Outdoor center room	1	ND	Outdoor center room	2	ND	Outdoor center room	3	ND
B	Roof core "B"	Main roof	4	ND	Main roof	5	ND	Main roof	6	ND
B	Roof core "B"	Main roof	7	ND	Main roof	8	ND	Main roof	9	ND
C	White parapet mastic	Main roof	10	ND	Main roof	11	ND	Outdoor center room	12	ND
D	Silver roof mastic	Outdoor center room	13	3-5%	Outdoor center room	14	3-5%	Outdoor center room	15	3-5%
E	White roof mastic	Main roof	16	ND	Main roof	17	ND	Main roof	18	ND

(3) Sample Location Diagram

Sample Location Diagram

Walmart



(4) Laboratory Analysis Report

ERI CONSULTING, INC.

P. O. Box 2024, Tyler, Texas 75710
2026 Republic Drive, Suite A, Tyler, Texas 75701
Ph: (903) 534-5001 Fax: (903) 534-8701
TBPE Firm # F-1787
www.ericonsulting.com

NVLAP®
TESTING NVLAP LAB CODE 101232-0

LABORATORY ANALYSIS REPORT

NIST/NVLAP Bulk Asbestos Analysis Lab Accreditation Code No.101232-0
TEXAS ASBESTOS LABORATORY LICENSE NO. 30-0007

TO: Engineering Services Division
ERI Consulting, Inc.
Attn: Mr. Christopher L. Power

Report Date: 7/11/2025
Sample Rec'd: 7/10/2025
Page 1 of 2
ERI E.S. No.: 25-476

LOCATION: 2311 S. Jefferson Avenue, Mt Pleasant, Texas 75455 - Roofing Only for DCC Contracting, LLC.
COLLECTED BY: Trace Reed DATE: 7/10/2025

METHOD: Polarized Light Microscopy (PLM) analysis for asbestos in building materials by Interim Method for the Determination of Asbestos in Bulk Insulation samples, 40 CFR Part 763, Subpart E, Appendix E, EPA 600/R-93/116: Method for the Determination of Asbestos in Bulk Building Materials and in accordance with ISO/IEC 17025:2020 standards. Quantification is by visual estimation. In accordance with the EPA revisions pertaining to friable materials, if the asbestos content is estimated to be less than 10 percent by visual estimation, the determination may be repeated upon request, using the point counting technique. Asbestos fibers may occur in particle size below the resolution limit of this analysis technique. The percentage of asbestos reported refers to the overall percentage for the material provided, unless otherwise indicated. Non-homogeneous samples are analyzed by layer and/or sub-samples and reported separately.

RESTRICTIONS: This report relates only to the items actually tested, and must not be used to claim product endorsement by NVLAP, or any agency of the United States government. Reproductions must include the entire report. Results apply to sample and information as received from the customer.

RESULTS: The percentage of asbestos reported is by visual estimation. Point Counting results, when appropriate, are reported in parenthesis after these results in the Sample Description.

POLARIZED LIGHT MICROSCOPY

Customer I.D.	ERI AS# 250755	Results (ND=None Detected) (PC=Point Counting) % Asbestos	Sample description
1	Aa	ND	Silver, black roof material containing 30-35% fiberglass in a tar binder.
	Ab	ND	Brown fibrous material containing 65-70% cellulose fibers, perlite, particulate and binder.
	Ac	ND	Yellow material containing synthetic foam. No fibers were detected.
2	Ba	ND	Silver, black roof material containing 30-35% fiberglass in a tar binder.
	Bb	ND	Brown fibrous material containing 65-70% cellulose fibers, perlite, particulate and binder.
	Bc	ND	Yellow material containing synthetic foam. No fibers were detected.
3	Ca	ND	Silver, black roof material containing 30-35% fiberglass in a tar binder.
	Cb	ND	Brown fibrous material containing 65-70% cellulose fibers, perlite, particulate and binder.
	Cc	ND	Yellow material containing synthetic foam. No fibers were detected.

Tracy Foster

ERI Consulting, Inc.

POLARIZED LIGHT MICROSCOPY

Customer I.D.	ERI AS# 250755	% Asbestos	Results (ND=None Detected) (PC=Point Counting) Sample description
4	Da	ND	Black, gray roof material containing vinyl. No fibers were detected.
	Db	ND	Tan fibrous material containing 92-95% cellulose fibers, particulate and binder.
	Dc	ND	White material with foil containing styrofoam. No fibers were detected.
5	Ea	ND	Black, gray roof material containing vinyl. No fibers were detected.
	Eb	ND	Tan fibrous material containing 92-95% cellulose fibers, particulate and binder.
	Ec	ND	White material with foil containing styrofoam. No fibers were detected.
6	Fa	ND	Black, gray roof material containing vinyl. No fibers were detected.
	Fb	ND	Tan fibrous material containing 92-95% cellulose fibers, particulate and binder.
	Fc	ND	White material with foil containing styrofoam. No fibers were detected.
7	Ga	ND	Black, gray roof material containing vinyl. No fibers were detected.
	Gb	ND	Tan fibrous material containing 92-95% cellulose fibers, particulate and binder.
	Gc	ND	White material with foil containing styrofoam. No fibers were detected.
8	Ha	ND	Black, gray roof material containing vinyl. No fibers were detected.
	Hb	ND	Tan fibrous material containing 92-95% cellulose fibers, particulate and binder.
	Hc	ND	White material with foil containing styrofoam. No fibers were detected.
9	Ia	ND	Black, gray roof material containing vinyl. No fibers were detected.
	Ib	ND	Tan fibrous material containing 92-95% cellulose fibers, particulate and binder.
	Ic	ND	White material with foil containing styrofoam. No fibers were detected.
10	J	ND	White mastic containing a binder. No fibers were detected.
11	K	ND	White mastic containing a binder. No fibers were detected.
12	L	ND	White mastic containing a binder. No fibers were detected.
13	M	3-5%	Silver, black roof mastic containing 3-5% chrysotile asbestos in a tar binder.
14	N	3-5%	Silver, black roof mastic containing 3-5% chrysotile asbestos in a tar binder.
15	O	3-5%	Silver, black roof mastic containing 3-5% chrysotile asbestos in a tar binder.
16	P	ND	White roof mastic containing a binder. No fibers were detected.
17	Q	ND	White roof mastic containing a binder. No fibers were detected.
18	R	ND	White roof mastic containing a binder. No fibers were detected.

Tracy Foster

Analyst

Respectfully submitted,

Tracy Foster

Tracy E. Foster
Laboratory Technical Director

(5) Asbestos Diagram

Asbestos Diagram

Walmart



Wal-Mart Location #131
Mount Pleasant, TX 75455

Axis Exterior Solutions
Roof Assessment Report

LEGEND:

#- "CONFIRMED ASBESTOS "SILVER ROOF MASTIC" ON HVAC FLASHING

(6) ERI Licensing and Accreditation

Texas Department of State Health Services

ERI CONSULTING INC

is certified to perform as an

Asbestos Consultant Agency

in the State of Texas and is hereby governed by the rights, privileges and responsibilities set forth in Texas Occupations Code, Chapter 1954 and Title 12, Texas Administrative Code, Chapter 295 relating to Texas Asbestos Health Protection, as long as this license is not suspended or revoked.

License Number: 100020

Expiration Date: 03/12/2026

Jennifer Shuford, MD, MPH,
Commissioner of Health

Control Number: 97650

(Void After Expiration Date)

VOID IF ALTERED NON-TRANSFERABLE

SEE BACK

Texas Department of State Health Services

ERI CONSULTING INC

is certified to perform as an

Asbestos Laboratory

PCM, PLM

in the State of Texas and is hereby governed by the rights, privileges and responsibilities set forth in Texas Occupations Code, Chapter 1954 and Title 12, Texas Administrative Code, Chapter 295 relating to Texas Asbestos Health Protection, as long as this license is not suspended or revoked.

License Number: 300007

Expiration Date: 12/12/2025

Jennifer Shuford, MD, MPH,
Commissioner of Health

Control Number: 96752

(Void After Expiration Date)

VOID IF ALTERED NON-TRANSFERABLE

SEE BACK

National Voluntary
Laboratory Accreditation Program

NVLAP

SCOPE OF ACCREDITATION TO ISO/IEC 17025:2017

ERI Consulting, Inc.
2026A Republic Drive
P.O. Box 2024
Tyler, TX 75701-2024
Tracy Foster
Phone: 903-534-5001 Fax: 903-534-6701
Email: tracy@ericonsulting.com
http://www.ericonsulting.com

NVLAP LAB CODE 101232-0

ASBESTOS FIBER ANALYSIS

Bulk Asbestos Analysis

Code	*Description*
18/A01	EPA – 40 CFR Appendix E to Subpart E of Part 763, Interim Method of the Determination of Asbestos in Bulk Insulation Samples
18/A03	EPA 600/R-93/116: Method for the Determination of Asbestos in Bulk Building Materials

For the National Voluntary Laboratory Accreditation Program

Effective 2025-07-01 through 2026-06-30

United States Department of Commerce
National Institute of Standards and Technology

NVLAP® ilac-MRA

Certificate of Accreditation to ISO/IEC 17025:2017

NVLAP LAB CODE: 101232-0

ERI Consulting, Inc.
Tyler, TX

is accredited by the National Voluntary Laboratory Accreditation Program for specific services, listed on the Scope of Accreditation, for:

Asbestos Fiber Analysis

This laboratory is accredited in accordance with the recognized International Standard ISO/IEC 17025:2017. This accreditation demonstrates technical competence for a defined scope and the operation of a laboratory quality management system (refer to joint ISO-ILAC-IAF Communique on ISO/IEC 17025).

2025-07-01 through 2026-06-30
Effective Dates

DEPARTMENT OF COMMERCE * UNITED STATES OF AMERICA

For the National Voluntary Laboratory Accreditation Program

TEXAS
Health and Human Services | Texas Department of State Health Services

Asbestos Individual Consultant

CHRISTOPHER L POWER

License Number: 105566

Control Number: [redacted]

Expiration Date: 15-Feb-2027

[redacted]

[redacted]

Texas Asbestos Inspector Refresher Training Course
Expiration Date: 09/26/2025

M·E·T·A

Name: Christopher L. Power

[redacted]

M·E·T·A
Mayhew Environmental Training Associates
INCORPORATED

[redacted]

Christopher L. Power

has on 9/26/2024, in Tyler, TX
completed the requirements for asbestos accreditation under Section 206 of TSCA Title II, 15 USC 2646

Asbestos Inspector Refresher

as approved by TX and the US EPA under 40 CFR 763 (AHERA)
from 9/26/2024 to 9/26/2024 and passed the associated exam on 9/26/2024
with a score of at least 70%

[redacted]
Robert Brooks
Instructor

[redacted]
Thomas Mayhew
President

[redacted]
Expires: 9/26/2025

KANSAS INC 1987 MAYHEW EST 1985 ENVIRONMENTAL TRAINING ASSOCIATES SAFETY IN GOD ALONE

P.O. Box 786 - Lawrence, KS. 66044 - 800.444.6382
www.metaenvironmental.net

Texas Department of State Health Services

Asbestos Inspector

TRACE C REED

License No. 603825

Control No. [redacted]

Expiration Date: 24-Sep-2025

[redacted]

Professional Environmental Training
Inspector Re-Accreditation
Expires 1-8-2026

TRACE C. REED [redacted]

[redacted]

ɔnal Environmental Training

Awards this Certificate to

TRACE C. REED

[redacted]

For the completion of the

[redacted]

4-HOUR TRAINING COURSE AND IS REACCREDITED AS BUILDING INSPECTOR FOR ASBESTOS

In accordance with the EPA Model Accreditation Plan, 40 CFR 763 App. C to Subpart E, Interim Final Rule, under the LAC 33:III.2799, Appendix A and TSCA Title II. This course was taught in English.

January 8, 2025
Date of Class

January 8, 2026
Expiration Date

January 8, 2025
Date of Examination

316 Pennsylvania St.
South Houston, Texas 77587

713-921-8921
www.proenvtraining.com

[redacted]
President, Fredy Polanco, MS, CSP

[redacted]
Instructor, Fredy Polanco, MS, CSP

[redacted]

Texas Department of State Health Services
Division for Regulatory Services
Environmental & Consumer Safety
Complaint / Technical Assistance Request Form

CT# 1499252131

LBB#

Types:	☒ Asbestos	☐ Hazard Communication	☐ Lodging	☐ Pesticide Applicator	☐ School
	☐ AVC	☐ Hazard Products	☐ Manufactured Food	☐ Playground	☐ Shellfish Sanitation
	☐ Bedding	☐ Indoor Air	☐ Public Nuisance	☐ Pool	☐ Vector Control
	☐ Child Care	☐ Industrial Hygiene	☐ Milk & Dairy	☐ Radiation	☐ Youth Camp
	☐ Field Sanitation	☐ Lead	☐ Mold	☐ Retail Food	☐ Other:

Form of Request / Complaint	☐ Telephone	☐ Written	☐ Facsimile	☒ E-mail
	☐ Visit	☐ Referral from:		

Requestor / Complainant	Anonymous								
Address					Telephone Number				
City			State	Texas		Zip			
Request/Complaint Site: Owner / Establishment	Walmart Supercenter #131								
Address	2311 S. Jefferson Ave.				Telephone Number				
City	Mt. Pleasant	Zip	75455	Co.	Titus	Region	4/5 N	Lic/Reg#	

I am submitting a formal complaint concerning the ongoing roof replacement project at Walmart Supercenter #131, 2311 S. Jefferson Avenue, Mount Pleasant, Texas. Based on my direct observations and records obtained from the City of Mount Pleasant, the following violations appear to have occurred:

- A full roof demolition began on or before June 27, 2025, without evidence of a required 10-day NESHAP notification or a current asbestos survey covering the roof membrane, felts, mastics, or insulation.
- The asbestos reports on file (dated 2006 and 2013) do not identify or sample roofing materials, which are now being actively removed.
- City-issued Permit #35226 confirms the scope includes “Remove existing roofing,” totaling over 177,570 ft²—clearly a regulated demolition under EPA and Texas definitions.
- No engineer certification or updated asbestos documentation was attached to the permit prior to issuance.

Timeline of Events:

On June 25, 2025, I personally observed roofing materials—including pallets of polyisocyanurate insulation—being staged on the roof of Walmart Supercenter #131 in Mount Pleasant, TX, prior to any visible permit posting. That same day, I formally submitted a public records request to the City of Mount Pleasant for construction and permit documentation for this location dating back to 2019. On June 26, the City processed payment for roofing Permit #35226, and a City code compliance officer was observed on-site. Despite a declared project valuation exceeding $520,000, the City charged only $3,250 in permit fees—below the amount required under Mt. Pleasant Code §150.002(B)(11)—and failed to apply the mandatory double-fee penalty under §150.002(B)(14) for work that had visibly commenced prior to permit issuance.

The permit was officially issued on June 27, but it lacked a current asbestos survey, engineer certification, 10-day NESHAP notification, or required inspections. By this point, active roof tear-off was already underway, with removal old roof materials. These materials were placed in open dumpsters and on the ground without labeling, containment, or protective measures, despite their resemblance to known asbestos-suspect materials. On June 28, water from the exposed roof began leaking into the produce “wet wall” area inside the store. Management responded by placing buckets under the leak and continuing normal operations, with no evident food-safety or contamination mitigation in place. On June 29, particles and roofing debris were visibly observed on produce and food-contact surfaces in the grocery department. Management responded by having an individual sweep up the particles on the floor with no evident food-safety or contamination mitigation in place.

On June 30, the City released an updated copy of Permit #35226 confirming the scope of work involved full removal of the existing roofing system over approximately 177,000 ft². The updated permit still failed to include required asbestos documentation, inspection records, or verification of survey scope. These events collectively raise urgent concerns regarding asbestos disturbance, unreported demolition, public health exposure, and regulatory non-compliance by both the permit holder and the issuing authority.

I respectfully request that DSHS investigate whether asbestos-containing materials have been disturbed without a proper survey or timely notification, as required by 25 TAC §295, Texas Occupations Code §1954.259, and 40 CFR §61.145.

This complaint is submitted in good faith and in the interest of protecting public health, worker safety, and regulatory integrity. [redacted]

[redacted]

Attachments:

- 2006 and 2013 Asbestos Reports
- Roof Permit #35226 (copy received June 27 and updated copy received June 30 from Mount Pleasant)
- Site photos (roof tear-off debris, material staging, open dumpsters)

Operations Note: No notification located in the DSHS database. Permits and pictures provided by complainant via email.

Person Receiving Request/Complaint	Catherine Mustoe – Operations	Date	6/30/25 1330
Legal Description of Property Attached	☐ Yes ☒ No	DSHS Jurisdiction	☒ Yes ☐ No

Referred to	Roxanna Vaillancourt - Inspections	Date	6/30/25 1400
Investigated by	Josh Wyscarver-Smith	Date	7/1/25 9am

Investigation Results / Disposition / Action Taken: Not in compliance. Arrived on site at 9am and spoke with Carlos Magana with DCC Contracting 2147711984 I asked Mr. Magana if they had a survey and how many sq ft of the roof had been removed. He said that he didn't know if they had an survey and that 18,000 Sq Ft of material had been removed he then referred me to Thomas Brouillard with DCC Contracting 8045104166. I asked Mr. Thomas if a survey had been done and he said no and immediately paused work to make sure one got done. I also asked Mr. Thomas if a notification was filed and he said he wasn't aware that one was needed. Mr. Thomas paused all work and filed a notification and had a survey conducted by ERI Consulting. Eri found asbestos in some roof flashing that was on the opposite side of their current work scope. Mr. Thomas scheduled an abatement to happen at a later date and continued working on their current scope.

Left site at 945am

Date Complainant Notified of Results		Photographs Taken	☐ Yes ☐ No	Samples Taken	☐ Yes ☐ No
Follow-up Inspection	☐ Yes ☐ No Date	Notice Given	☐ Yes ☐ No Date		

Signed	/s/ Josh Wyscarver-Smith	Title	EPS 3	Date	7/1/25
Reviewed by	/s/ Roxanna B. Vaillancourt		Manager	Date	09/12/25

Revised March, 2008

TEXAS
Health and Human Services

Texas Department of State Health Services

Jennifer A. Shuford, M.D., M.P.H.
Commissioner

CERTIFIED MAIL - RETURN RECEIPT REQUESTED 9589 0710 5270 2938 7485 95
US MAIL

February 17, 2026 Case No. 1410260119

Wal-Mart Real Estate Business Trust
2311 South Jefferson
Mount Pleasant, Texas 75455

RE: Notice of Alleged Violation
Proposed Administrative Penalty Against: Wal-Mart Real Estate Business Trust

Wal-Mart
2311 South Jefferson
Mount Pleasant, Texas

Dear Sir or Madam:

On July 1, 2025, a representative from the Department of State Health Services, Consumer Protection Division (Department) conducted an asbestos inspection at the Wal-Mart located at 2311 South Jefferson, Mount Pleasant, Texas. The purpose of the inspection was to determine the project's compliance with the Texas Asbestos Health Protection Act, Occupations Code, Chapter 1954 ("Act") the Texas Asbestos Health Protection Rules (Rules), Title 25 TAC, Part 1, Chapter 296, and the National Emission Standards for Hazardous Air Pollutants (NESHAP).

The Department is authorized to enforce the Texas Asbestos Health Protection Act, Occupations Code, Chapter 1954 (Act); the Texas Asbestos Health Protection Rules (Rules), Title 25 TAC, Part 1, Chapter 296; the National Emission Standards for Hazardous Air Pollutants (NESHAP), 40 CFR Part 61, Subpart M; and the Asbestos Hazard Emergency Response Act (AHERA), 40 CFR Part 763, Subpart E. Copies of all rules are available for review on the Asbestos Program website.

As a result of this inspection and subsequent review of Department files, this is to notify you that the following alleged violation(s) of TAC and/or NESHAP occurred during the project.

ALLEGED VIOLATION - FAILURE TO CONDUCT A THOROUGH ASBESTOS INSPECTION OR SURVEY IN VIOLATION OF 25 TAC §296.191(a)(2), (b), (c), (d), (e), (i)(1) AND 40 CFR PART 61, SUBPART M, §61.145(a).

Section 296.191(a)(2), (b), (c), (d), (e), (i)(1) states: "(a) Public building owner responsibilities. (2) Before operations and maintenance, renovation, or demolition, the public building owner is required to have an asbestos survey performed, identify the presence of asbestos, and have ACBM that may be disturbed by the operations and maintenance, renovation, or demolition activity abated, as required in this chapter. (b) Commercial building owner responsibilities. The commercial building owner is responsible for compliance with this chapter in relation to the presence, condition, disturbance, renovation, demolition, and disposal of any asbestos that is encountered in the construction, operations, maintenance, or furnishing of that commercial building, including when the building is under management by others. Before operations and maintenance, renovation, or demolition, the commercial building owner is required to have a thorough inspection performed, identify the presence of asbestos, and have the RACM that may be disturbed by the operations and maintenance, renovation, or demolition activity abated in accordance with NESHAP. The commercial building owner must also ensure compliance with this chapter during periods of building vacancy..."

Section 61.145(a) states: "...prior to the commencement of the demolition or renovation, thoroughly inspect the affected facility or part of the facility where the demolition or renovation operation will occur for the presence of asbestos,... ."

At the time of the July 1, 2025 inspection, demolition was in progress at the referenced facility. A thorough asbestos survey was not conducted prior to the start of the demolition as required by state and federal rules.

Proposed Penalty: In accordance with 25 TAC §296.318, the proposed penalty is $1,500.00 (First Occurrence).

The proposed penalty for the alleged violation(s) is $1,500.00. According to the Rules, the following three options are available:

1. Respondent admits the allegations in the Department's Notice Letter and accepts the action proposed. Respondent agrees to the Department's issuance of an Order finding that Respondent committed the violation(s) listed in the Notice Letter. Respondent waives the right to a hearing or an appeal regarding the Department's findings, the proposed action and the disposition of this case through the Department's issuance of an Order. The alleged violation(s) are acknowledged and the proposed administrative penalty is paid (see the enclosed **RESPONSE TO NOV** form);

2. An informal conference and hearing is requested to contest the Department's proposed action; or

3. A formal hearing is requested to contest the Department's proposed action.

Hearings are conducted in accordance with the provisions of the Administrative Procedures Act, Texas Government Code, Chapter 2001 and the Department's formal hearing procedures in Title 25, Texas Administrative Code, Sections 1.21 through 1.27. If no response to this Notice is received by the Department by the thirtieth (30th) day, the Commissioner of State Health Services or his designee will issue a Default Order assessing the penalty.

Should you have any questions, would like to receive a copy of the file relating to the above referenced case or wish to schedule an informal conference, please contact me by email at Tedi.kimbrel@dshs.texas.gov or by telephone at (512) 231-5756.

Sincerely,

Tedi Kimbrel

Tedi Kimbrel, Program Specialist
Compliance Section
Consumer Protection Division

Wal-Mart Real Estate Business Trust
Case No. 1410260119

RESPONSE TO NOV

Please Select an option, sign in the space indicated below, and return this page to the department within thirty (30) calendar days. Send the form via email to Tedi.kimbrel@dshs.texas.gov

☐ **OPTION 1**

Respondent admits the allegations in the Department's Notice Letter and accepts the action proposed. Respondent agrees to the Department's issuance of an Order finding that Respondent committed the violation(s) listed in the Notice Letter. Respondent waives the right to a hearing or an appeal regarding the Department's findings, the proposed action and the disposition of this case through the Department's issuance of an Order.

Payment Instructions:

Submit a signed copy of this page and a check or money order for $1,500.00 to the Following address: Cash Receipts Branch MC 2003, Dept of State Health Services, PO Box 149347, Austin, TX 78714-9347. Make the payable to the Dept of State Health Services and include the notation: "Deposit in Budget No. ZZ156, Fund No. 178, Case No. 1410260119"; **OR**

☐ **OPTION 2**

An informal conference is requested to contest the Department's proposed action. If after the informal conference you decide to have a hearing, you may ask for it at that time. *(Please provide an e-mail address and/or a telephone number so that the Department can contact you to schedule the requested Informal Conference*

E-mail_____

Telephone *Number* _____*)*; **OR**

☐ **OPTION 3**

A formal hearing is requested to contest the Department's proposed action.

AGREED TO BY RESPONDENT:

_____ _____

Signature of Respondent or Authorized Agent Signature Date

_____

Printed Name

Asbestos ERC Case Summary – November 2025

CD – Certification Date; ON – Original notification; A1 – Amendment 1; NOV – Notice of Violation; WL – Warning Letter; DO – Default Order; AO – Agreed Order

Site Name/ Address / File # / Inspection # / Complaint #	Case Summary	Violation	Respondent	Enforcement Action and Assessment	Evidence
3. Walmart 2311 S. Jefferson Mt. Pleasant F# 102957 I# 56114 C# 1499252131	**Inspection Type:** Complaint **Inspection Date:** July 1, 2025 **Inspector:** J. Wyscarver-Smith **Inspector notes:** "Not in compliance. **Arrived on site at 9am and spoke with Carlos Magana with DCC Contracting** 2147711984 **I asked** Mr. **Magana if they had a survey and how many sq ft of the roof had been removed. He said that he didn't know if they had an survey and that 18,000 Sq Ft of material had been removed he then referred me to Thomas Brouillard with DCC Contracting** 8045104166. **I asked Mr. Brouillard if a survey had been done and he said no and immediately paused work to make sure one got done. I also asked Mr. Brouillard if a notification was filed and he said he wasn't aware that one was needed. Mr. Brouillard paused all work and filed a notification and had a survey conducted by ERI Consulting. Eri found asbestos in some roof flashing that was on the opposite side of their current work scope. Mr. Brouillard scheduled an abatement to happen at a later date and continued working on their current scope.** **Left site at 945am**"	Failure to conduct a thorough asbestos inspection or survey §296.191(a)(2),(b),(c),(d),(e),(l)(1); §61.145(a) 15000390	Wal-Mart Real Estate Business Trust OWN	**NOV $1,500** **Severity Level I - Moderate** **Applicability**: TAHPR and NESHAP apply to the case, are cited and recommended. **Assessing penalties**: 1. History of previous violations – none 2. Hazard to health and safety of the public – ~18,000 square feet of roofing materials removed that were not included in the 09/30/13 owner survey. DSHS could not sample material that had already been removed. 3. Demonstrated good faith and any other matter which justice may require – Obtained a limited survey on remaining materials within ten days of DSHS inspection but mitigation not considered due to 18,000 square feet amount of roofing material already removed prior to survey.	1. Inspector notes 2. Complaint form 3. Photo 1 – Work area 4. Photo 2 – Sample of roof 5. Owner survey 093013 6. Owner limited survey 071025 (roofing) 7. Mobile Inspection report 8. Enforcement history OWN 9. Titus CAD 10. ON N#2025004375