From: Kyle Moring [redacted]
Subject: Supplemental Asbestos NESHAP Complaint – Walmart Store #131, Mount Pleasant, Texas – HQ Lead FY25-333810-3712-CV
Date: August 19, 2026 at 6:11 PM
To: mason.scott@epa.gov
Cc: hays.angela@epa.gov, seager.cheryl@epa.gov

KM

Regional Administrator Mason,

Attached is my supplemental asbestos NESHAP complaint and supporting exhibit binder concerning the 2025 roof-replacement project at Walmart Store #131, 2311 South Jefferson Avenue, Mount Pleasant, Texas. This submission supplements EPA HQ Lead FY25-333810-3712-CV. The attachment is a single bookmarked PDF of 117 pages containing the signed complaint followed by Exhibits A through U.

This package supplements the complaint materials I submitted to EPA Region 6 on January 12, 2026. I am sending it to your office because subsequently obtained state and local records raise material questions about the investigation, enforcement disposition, and public reporting of this matter.

The supplemental record includes:

- Documented roof-removal and debris-handling activities potentially affecting workers, customers, and merchandise or food areas;
- The absence, in the records produced to date, of documentation that the asbestos abatement recorded as scheduled was ever performed, together with photographs in which no containment enclosure, regulated-area barrier, warning signage, or wetting equipment is identifiable;
- Dated photographs and video stills documenting continued roof-removal, material-handling, and debris conditions between August 3 and August 28, 2025, after the July 28, 2025 DSHS inspection, accompanied by capture metadata and file hashes;
- Differences between the July 28, 2025 Texas DSHS inspection findings and contemporaneous City of Mount Pleasant findings and correspondence;
- Questions concerning the issuance, certified-mail service, resolution, fine payment, removal, and public reporting of the DSHS notice of violation;
- A manually reviewed transcript of my February 4, 2026 conversation with a DSHS asbestos inspector; and
- Additional DSHS and TCEQ records concerning subsequent removal activity that I reported as directed but for which I received no substantive response.

Because EPA's online violation-reporting portal does not permit the complete PDF record to be uploaded, I am transmitting the full package directly by email. Ms. Angela Hays, EPA Region 6's Asbestos NESHAP Coordinator, and Ms. Cheryl Seager, Director of the Enforcement and Compliance Assurance Division, are copied to facilitate appropriate review and routing.

I respectfully request that EPA Region 6:

1. Confirm receipt of the attached complaint and exhibit binder;
2. Associate and preserve it with my January 12, 2026 submission and any related EPA records;
3. Provide the applicable complaint, referral, or enforcement tracking number;
4. Confirm which Region 6 office or official has been assigned to review the matter;
5. Determine whether the documented circumstances warrant an independent federal review under the asbestos NESHAP; and
6. Notify me promptly if the attachment did not transmit successfully or must be divided into separate files.

The submission distinguishes documented facts, agency records, personal observations, and matters requiring agency investigation. I can provide the original photographs, videos, audio recording, native electronic files, and additional supporting records upon request.

Thank you for your attention to this matter. Please confirm receipt when practicable.

Respectfully,

Kyle Douglas Moring
[redacted]

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