

Resler, Kevin (FHWA)

From: Resler, Kevin (FHWA)
Sent: Thursday, November 01, 2018 1:51 PM
To: (b) (6)
Cc: (b) (6)
Subject: RE: 2018-0259 (b) (6) v. Colorado Dept of Transportation

(b) (6) :

Thank you very much for this update. We will dismiss this complaint with no further action. If you have any questions, please let me know.

Regards,
Kevin

From: (b) (6)
Sent: Thursday, November 01, 2018 12:36 PM
To: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Cc: (b) (6)
Subject: Re: 2018-0259 (b) (6) v. Colorado Dept of Transportation

Kevin -

Our company has made tremendous progress in improving our relationship with one particular person at CDOT. Plus, we have been told informally that the other contractor is under investigation for undisclosed reasons. Therefore, at this point in time, I do not intend to file a complaint. Thank you very much for all of your help and for following up with this sensitive matter.

(b) (6)

From: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Sent: Thursday, November 1, 2018 11:05 AM
To: (b) (6)
Subject: 2018-0259 (b) (6) v. Colorado Dept of Transportation

(b) (6) :

When last we spoke over the phone, you said that you would like to make changes or additions to your complaint. I don't believe we received an update; do you still intend to make changes?

Regards,
Kevin



Kevin L. Resler
National Title VI Program Coordinator
Office of Civil Rights, HCR-20, Room E81-320
1200 New Jersey Avenue, SE
202-366-2925
Kevin.Resler@dot.gov

From: Resler, Kevin (FHWA)
Sent: Monday, July 30, 2018 2:20 PM
To: (b) (6)
Subject: RE: Fw: Soil Sample Results and Figures

(b) (6) :

Yes, 3:00 pm Eastern Time works for me. You can reach me at: 202-366-2925.

Regards,
Kevin

From: (b) (6)
Sent: Monday, July 30, 2018 2:16 PM
To: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Subject: Re: Fw: Soil Sample Results and Figures

yes, does 3:00 pm EST work well for your schedule?

From: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Sent: Monday, July 30, 2018 2:02 PM
To: (b) (6)
Subject: RE: Fw: Soil Sample Results and Figures

(b) (6) :

Will you be calling me today? If so, please let me know what time you would like to talk.

Regards,
Kevin

From: Resler, Kevin (FHWA)
Sent: Friday, July 27, 2018 1:09 PM
To: (b) (6)
Subject: RE: Fw: Soil Sample Results and Figures

(b) (6) :

I am available between 2:00 pm and 4:00 pm Eastern Time on Monday. Let me know what time works for you. To initiate the call, you can contact me at my desk number: 202-366-2925.

Regards,
Kevin



U.S. Department
of Transportation
**Federal Highway
Administration**

Kevin L. Resler
National Title VI Program Coordinator
Office of Civil Rights, HCR-20, Room E81-320
1200 New Jersey Avenue, SE
202-366-2925
Kevin.Resler@dot.gov

From: (b) (6)
Sent: Thursday, July 26, 2018 6:46 PM
To: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Cc: (b) (6)
Subject: Re: Fw: Soil Sample Results and Figures

Kevin -

Thank you for your prompt response below and clarifying many important questions that (b) (6) and I had about the complaint process. Please let (b) (6) and I know what time works best for you on Monday afternoon to have a conference call.

Regards,
(b) (6)

From: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Sent: Thursday, July 26, 2018 4:33 PM
To: (b) (6)
Cc: (b) (6)
Subject: RE: Fw: Soil Sample Results and Figures

Mr. (b) (6):

Thank you for the clarification. You can find general information about [FHWA's complaint procedures here](#). FHWA/USDOT regulations ([49 C.F.R. § 21.11\(b\)](#)) provide that a complaint must be filed no later than 180 days after the date of the last instance of alleged discrimination, unless the time for filing is extended by FHWA. To assess the timeliness of your complaint, I will need to talk with you about the facts of your case.

Regarding paperwork, I did receive some information from CDOT about your complaint in the form of April, 2018 email exchanges between your firm and the state. If you would like, you can fill out CDOT's Title VI form—[which can be found here](#)—and send it to me (email or postal mail) with the information requested there.

In terms of process, once we gather additional facts about your case, FHWA will determine whether we have jurisdiction over the entity and the subject matter for Title VI. We will then decide whether to accept, dismiss, or transfer the complaint. You can find more in the Q & A document linked above.

Let me know how you would like to proceed. If you have any additional questions, please let me know.

Regards,
Kevin

From: (b) (6)
Sent: Thursday, July 26, 2018 2:27 PM
To: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Cc: (b) (6)
Subject: Re: Fw: Soil Sample Results and Figures

Kevin -

Prior to a conference call, I wanted to understand the FHWA complaint process a little more to have a better conference call with you and our managers early next week. Please realize that you did not hear from me on Monday July 16h, 2018 as that week was one of the busiest weeks we have had all summer & I had many senior managers on vacation and out for training.

Please also realize that my email below was meant to share information with you prior to our call; and most importantly, see if your department has an expiration date on complaints similar to the 180 day expiration date that CDOT enforces. Finally, if there is any paperwork that I need to fill out then I would like to receive that paperwork this week as we are approaching a 180 day expiration date based on the timeline I highlighted below.

Thank you for your help,

(b) (6)

From: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Sent: Thursday, July 26, 2018 2:04 PM
To: (b) (6)
Subject: RE: Fw: Soil Sample Results and Figures

(b) (6) :

I would be happy to arrange a time to talk. We had exchanged emails earlier this month about a time to talk, but I did not hear back from you.

Let me know what dates and times work for your schedule and I can set up a teleconference. Also, let me know if you anticipate having more than one party on the line; I can give you a conference number.

Thank you,
Kevin



Kevin L. Resler
National Title VI Program Coordinator
Office of Civil Rights, HCR-20, Room E81-320
1200 New Jersey Avenue, SE
202-366-2925
Kevin.Resler@dot.gov

From: (b) (6)
Sent: Wednesday, July 25, 2018 3:48 PM
To: Resler, Kevin (FHWA) <kevin.resler@dot.gov>
Cc: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>; (b) (6)
Subject: Fw: Fw: Soil Sample Results and Figures

Kevin -

Good afternoon, I left you a voicemail message earlier today. Below is the email chain correspondence that I had with Eboni Younger back in April, 2018 --- I cc'd Eboni on this email along with my wife, (b) (6), who is the other co-owner of (b) (6). I wanted to check to see if there is a term limit to filing a complaint against CDOT as I believe that Eboni said that CDOT has a limit of 180 days which is quickly approaching. Please confirm receipt of this email and please send any paperwork that Theresa and I need to fill out in order to file a complaint.

Thank you for your help in this sensitive matter,

(b) (6)
[Redacted signature block]

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>
Sent: Thursday, April 12, 2018 12:14 AM
To: (b) (6)
Cc: (b) (6)
Subject: Fwd: Fw: Soil Sample Results and Figures

Hi (b) (6),

My name is Eboni Younger-Riehl and I am the Title VI Specialist here at CDOT. I am attaching our discrimination complaint form and complaint procedures for your review. Please feel free to fill out the complaint form if you feel as if you have been excluded from participation in, been denied the benefits of, or have been subjected to discrimination under any program or activity of CDOT. If you have any questions please feel free to contact me.

Eboni Younger-Riehl
Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison
Civil Rights & Business Resource Center



P [303-757-9072](tel:303-757-9072) | E eboni.riehl@state.co.us
4201 E. Arkansas Ave., Suite 150, Denver, CO 80222
www.codot.gov | www.cotrip.org

As of April 27, 2018, my office and CDOT's new Headquarters will be located at 2829 W. Howard Pl. 1st FL, Denver CO, 80204

On Tue, Apr 10, 2018 at 5:32 PM, Arcilla - CDOT, Jun <jun.arcilla@state.co.us> wrote:

(b) (6) :

I am confirming receipt of your email. I have forwarded your information to Eboni Younger-Riehl, who is the Title VI Specialist in our unit. Eboni may reach out to you directly for any additional information requests.

Regards,
Jun

On Tue, Apr 10, 2018 at 10:07 AM, (b) (6) > wrote:

Jun -

Hello, my name is (b) (6) and I am a co-owner of (b) (6) along with my wife, (b) (6), who I cc'd on this email correspondence. (b) (6) was founded & incorporated in the State of Colorado on May 18th, 2004. (b) (6) is a small certified Minority Business Enterprise (MBE) with the following ownership structure:

(b) (6) Ownership Structure:

70% African American (b) (6))
30% Female (b) (6))

Since 2014, (b) (6) has been a Minority Business Enterprise (MBE) certified by the Mountain Plains Minority Supplier Development Council (please see attachments #4 and #5 - MP # 01168). Our designation as an MBE means that (b) (6) has met the criteria for being a minority-owned and managed business in good standing.

On Friday, April 6th, 2018, (b) (6) was informed through email that we had been removed from an environmental spill project located on highway I70 mile marker 119. (b) (6) & I believe that (b) (6) was unjustly fired as we can show lab results & a site map (please see attachments #1, #2, & #3) highlighting that our company successfully removed contaminated soil & had a well defined scope of work to finish the project. More specifically, on Friday March 2nd, 2018, we received the email below from an independent

third party company, Walter Environmental, verifying that we were making good progress. Further, we reached out to John Mechling at CTL Thompson to review our environmental spill strategy which he approved and he provided us with valuable input over the phone & through email (please see below screenshot):

Re: Assessment of work to be done at mm119 I-70 Glenwood Canyon



Mechling, John <Jmechling@CTLThompson.com>

Wed 3/7, 5:00 PM

(b) (6)

Reply

My belief is this clean up effort should be performed subsequent to the ground thaw. I do not have an issue with using a Hydrovac other than you may need to use a mini hoe to remove large. Might as well plan on mini joe and be done with it.

Sent from my iPhone

(b) (6) believes that CDOT hired CG Environmental (CG) to finish the environmental spill project at mile marker 119. On their website, CG posted a blog claiming to be..."the first state-wide ER contractor for cleaning roads and adjacent surfaces for the Colorado Department of Transportation (CDOT)."

CG Environmental is proud to announce the opening of our new location in Denver, Colorado. We were the first and only company in Dallas, TX garnering national and international media attention and preventing a devastating spread of the disease. With our exclusive, patented and proprietary cleaning technology, we can clean any hard surface in a fraction of the time of traditional methods with much higher recovery rates. We offer Emergency Response Services 24/7/365, a large breadth of scheduled services, hazardous and non-hazardous material disposal. We are the first state-wide ER contractor for cleaning roads and adjacent surfaces for the Colorado Department of Transportation (CDOT).

- Posted on 01/09/2018 at 10:16 am

(b) (6) did not receive a fair opportunity to submit a proposal for this work and is unaware of how CDOT awarded CG this business without a fair award process. Further, (b) (6) has been discriminated against for the following reasons:

1. CDOT is actively sending confidential emails from (b) (6) to a competitor, CG, giving them an unfair advantage relative to our company
2. CDOT is giving CG confidential customer information enabling them to pursue our business & call our customer's insurance carrier to get a signed contract
3. CDOT is giving CG access to remote spill sites being actively worked on by (b) (6)

4. CDOT is giving CG the ability to be our judge and executioner as (b) (6) was fired without just cause. (b) (6) did not receive a fair hearing despite the fact that (b) (6) has lab results & site map that show we successfully removed contaminated soil & developed a well defined scope of work/strategy.
5. On March 1st, 2018, CDOT employee Theresa Santangelo Dreiling wrote..."Additionally the use of an independent third party, only muddles the process and indicates a lack of capabilities and knowledge on behalf of your firm." (b) (6) is a small MBE that uses subcontractors to compete against larger companies.

Please confirm receipt of this email and we look forward to having you review this sensitive matter.

Thank you,

(b) (6)
[Redacted signature block]

From: (b) (6)
Sent: Monday, April 9, 2018 2:18 PM
To: (b) (6)
Subject: FW: Soil Sample Results and Figures

From: Scott Carmichael [mailto:scott@thewaltergroup.com]
Sent: Friday, March 2, 2018 12:17 PM
To: (b) (6)
Cc: (b) (6)
'Ken Walter' <ken@thewaltergroup.com>; 'Karen Dean' <karen@thewaltergroup.com>
Subject: Soil Sample Results and Figures

(b) (6)

Attached is a table (Table 1) with the soil sample results. There are a number of soil exceedences detected in the soil samples. However, the results show that the diesel impacts have been successfully removed at Excavation #1 (see attached Figure 2). As anticipated there are remaining diesel impacts at Excavation #2 (see attached Figure 2). There are also soil impacts around the third deck drain (DD#3) (see attached Figures 1 and 2) from the spill location that will also need to be addressed. No additional soil impacts were detected at the fourth or fifth deck drains from the spill location (see attached Figures 1 and 2).

We estimate that an additional 25 to 50 cubic yards of diesel impacted soil still needs to be removed. The range is due to the variation in depth of what may need to be removed. Also, the depth will likely vary along the length of the spill due to the soil type present.

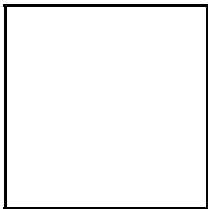
As long as the material can be mechanically removed without damaging the I-70 foundation/retaining wall, this is the preferred option. I recommend that we contact the structural engineer Ken mentioned to get an evaluation. Two methods to mechanically remove the material is by dry/wet vacuum (also utilizing hand equipment to loosen the soil and remove rocks) or by hand digging (that is a lot of material to hand dig). However, a hoist system could be utilized at the top of I-70 to load the material into a dump truck if digging by hand. Anyway, the first step is to have a structural engineer look at the foundation/retaining wall to ensure the disturbance will not affect the structure.

I am out for the rest of the day. I will be back in the office on Monday morning. Let me know what questions you have.

Thanks,
Scott

Scott Carmichael, P.G.
Walter Environmental Group, Inc.
P.O. Box 3967
Grand Junction, CO 81502
p: 970-261-7641
c: (b) (6)

--
Jun Arcilla
DBE Program Manager | CDOT CRBRC
4201 E. Arkansas Ave., Room 150, Denver, CO 80222
jun.arcilla@state.co.us | (303) 512-4141



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Ebony Younger-Riehl
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Cc: Younger-Riehl - CDOT, Eboni; (b) (6)
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Follow Up Flag: Follow up
Flag Status: Completed

Kevin -

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Regards,
Jun

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Jun -

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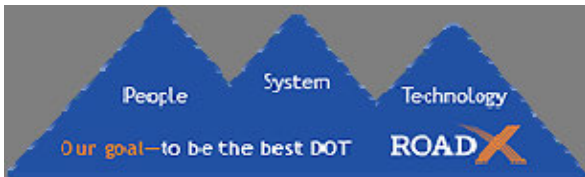
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Thanks,
Scott

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Walter Environmental Group, Inc.
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Jun Arcilla
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U.S. Department
of Transportation
**Federal Highway
Administration**

1200 New Jersey Avenue, SE.
Washington, DC 20590

NOV 5 2018

In Reply Refer To: HCR-20
DOT# 2018-0259

(b) (6)

Subject: Withdrawal and Dismissal of Complaint DOT #2018-0259

Dear (b) (6)

This letter is to inform you that the Federal Highway Administration (FHWA) Office of Civil Rights has determined that it will dismiss the above complaint, which alleged violations that may be related to Title VI of the Civil Rights Act of 1964 (Title VI) and USDOT's implementation regulations at 49 C.F.R. Part 21 and/or 23 C.F.R. Part 200. On November 1st, 2018, you informed FHWA via email of your desire to withdraw your complaint. As such, will dismiss this complaint with no further action.

If you have any questions, please contact Nichole McWhorter at (202) 366-1396.

Sincerely,

Nichole McWhorter
Title VI Team Leader
Office of Civil Rights

Cc: John Cater, Division Administrator, FHWA CO Division Office
Vershun Tolliver, Assistant Division Administrator, FHWA CO Division Office
Nicole Bumpers, Civil Rights Specialist, FHWA CO Division Office
Jim Esselman, Senior Attorney-Advisor, FHWA Office of Chief Counsel
Yvette Rivera, Associate Director, Equal Employment Opportunity Programs Division,
Departmental Office of Civil Rights

STATE OF
COLORADO

Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Re: Fw: Soil Sample Results and Figures

1 message

Arcilla - CDOT, Jun <jun.arcilla@state.co.us>

Fri, Apr 13, 2018 at 7:57 AM

To: "Younger-Riehl - CDOT, Eboni" <eboni.riehl@state.co.us>

Awesome thanks!

On Fri, Apr 13, 2018 at 7:34 AM, Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us> wrote:

Hi Jun,

Just an Fyi... I have followed up with (b) (6) Thank you for being this complaint to my attention.

Eboni Younger-Riehl
Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison
Civil Rights & Business Resource Center



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On Tue, Apr 10, 2018 at 5:29 PM, Arcilla - CDOT, Jun <jun.arcilla@state.co.us> wrote:

Hey Eboni,

Here's what I received from that guy filing a complaint.

Jun

----- Forwarded message -----

From: (b) (6)
Date: Tue, Apr 10, 2018 at 10:07 AM
Subject: Fw: Soil Sample Results and Figures
To: "jun.arcilla@state.co.us" <jun.arcilla@state.co.us>
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Jun -

Hello, my name is (b) (6) along with my wife, (b) (6) who I cc'd on this email correspondence. (b) (6) was founded & incorporated in the State of Colorado on May 18th, 2004. (b) (6) is a small certified Minority Business Enterprise (MBE) with the following ownership structure:

(b) (6) Ownership Structure:

70% African American ((b) (6)

30% Female (b) (6)

Since 2014, (b) (6) has been a Minority Business Enterprise (MBE) certified by the Mountain Plains Minority Supplier Development Council (please see attachments #4 and #5 - MP # 01168). Our designation as an MBE means that (b) (6) has met the criteria for being a minority-owned and managed business in good standing.

On Friday, April 6th, 2018, (b) (6) was informed through email that we had been removed from an environmental spill project located on highway 170 mile marker 119. (b) (6) & I believe that (b) (6) was unjustly fired as we can show lab results & a site map (please see attachments #1, #2, & #3) highlighting that our company successfully removed contaminated soil & had a well defined scope of work to finish the project. More specifically, on Friday March 2nd, 2018, we received the email below from an independent third party company, Walter Environmental, verifying that we were making good progress. Further, we reached out to John Mechling at CTL Thompson to review our environmental spill strategy which he approved and he provided us with valuable input over the phone & through email (please see below screenshot):

Re: Assessment of work to be done at mm119 I-70 Glenwood Canyon



Mechling, John <Jmechling@CTLThompson.com>

Wed 3/7, 5:00 PM

(b) (6) ↕

📧 Reply all | ▼

My belief is this clean up effort should be performed subsequent to the ground thaw.
I do not have an issue with using a Hydrovac other than you may need to use a mini hoe to remove larger rock.
Might as well plan on mini joe and be done with it.

Sent from my iPhone

(b) (6) believes that CDOT hired CG Environmental (CG) to finish the environmental spill project at mile marker 119. On their website, CG posted a blog claiming to be... "the first state-wide ER contractor for cleaning roads and adjacent surfaces for the Colorado Department of Transportation (CDOT)."

CG Environmental is proud to announce the opening of our new location in Denver, Colorado. We were the first and only company in Dallas, TX garnering national and international media attention and preventing a devastating spread of the disease. With our exclusive, patented and proprietary cleaning technology, we can clean any hard surface in a fraction of the time of traditional methods with much higher recovery rates. We offer Emergency Response Services 24/7/365, a large breadth of scheduled services, hazardous and non-hazardous material disposal. We are the first state-wide ER contractor for cleaning roads and adjacent surfaces for the Colorado Department of Transportation (CDOT).

- Posted on 01/09/2018 at 10:16 am

(b) (6) did not receive a fair opportunity to submit a proposal for this work and is unaware of how CDOT awarded CG this business without a fair award process. Further, (b) (6) has been discriminated against for the following reasons:

1. CDOT is actively sending confidential emails from (b) (6) to a competitor, CG, giving them an unfair advantage relative to our company
2. CDOT is giving CG confidential customer information enabling them to pursue our business & call our customer's insurance carrier to get a signed contract
3. CDOT is giving CG access to remote spill sites being actively worked on by (b) (6)

4. CDOT is giving CG the ability to be our judge and executioner as ECOS was fired without just cause. (b) (6) did not receive a fair hearing despite the fact that (b) (6) has lab results & site map that show we successfully removed contaminated soil & developed a well defined scope of work/strategy.
5. On March 1st, 2018, CDOT employee Theresa Santangelo Dreiling wrote..."Additionally the use of an independent third party, only muddles the process and indicates a lack of capabilities and knowledge on behalf of your firm." (b) (6) is a small MBE that uses subcontractors to compete against larger companies.

Please confirm receipt of this email and we look forward to having you review this sensitive matter.

Thank you,

(b) (6)

From: (b) (6)
Sent: Monday, April 9, 2018 2:18 PM
To: (b) (6)
Subject: FW: Soil Sample Results and Figures

From: Scott Carmichael [mailto:scott@thewaltergroup.com]
Sent: Friday, March 2, 2018 12:17 PM
To: (b) (6)
Cc: (b) (6); 'Ken Walter' <ken@thewaltergroup.com>; 'Karen Dean' <karen@thewaltergroup.com>
Subject: Soil Sample Results and Figures

(b) (6)

Attached is a table (Table 1) with the soil sample results. There are a number of soil exceedences detected in the soil samples. However, the results show that the diesel impacts have been successfully removed at Excavation #1 (see attached Figure 2). As anticipated there are remaining diesel impacts at Excavation #2 (see attached Figure 2). There are also soil impacts around the third deck drain (DD#3) (see attached Figures 1 and 2) from the spill location that will also need to be addressed. No additional soil impacts were detected at the fourth or fifth deck drains from the spill location (see attached Figures 1 and 2).

We estimate that an additional 25 to 50 cubic yards of diesel impacted soil still needs to be removed. The range is due to the variation in depth of what may need to be removed. Also, the depth will likely vary along the length of the spill due to the soil type present.

As long as the material can be mechanically removed without damaging the I-70 foundation/retaining wall, this is the preferred option. I recommend that we contact the structural engineer Ken mentioned to get an evaluation. Two methods to mechanically remove the material is by dry/wet vacuum (also utilizing hand equipment to loosen the soil and remove rocks) or by hand digging (that is a lot of material to hand dig). However, a hoist system could be utilized at the top of I-70 to load the material into a dump truck if digging by hand. Anyway, the first step is to have a structural engineer look at the foundation/retaining wall to ensure the disturbance will not affect the structure.

I am out for the rest of the day. I will be back in the office on Monday morning. Let me know what questions you have.

Thanks,

Scott

Scott Carmichael, P.G.

Walter Environmental Group, Inc.

P.O. Box 3967

Grand Junction, CO 81502

p: 970-261-7641

(b) (6)

--
Jun Arcilla

DBE Program Manager | CDOT CRBRC
4201 E. Arkansas Ave., Room 150, Denver, CO 80222
jun.arcilla@state.co.us | (303) 512-4141



--
Eboni Younger-Riehl

Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison
Civil Rights & Business Resource Center



P 303-757-9072 | E eboni.riehl@state.co.us
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Jun Arcilla

DBE Program Manager | CDOT CRBRC
4201 E. Arkansas Ave., Room 150, Denver, CO 80222

5/2/2018

State.co.us Executive Branch Mail - Re: Fw: Soil Sample Results and Figures

jun.arcilla@state.co.us | (303) 512-4141



COLORADO
Department of Transportation
Office of the Chief Engineer





STATE OF
COLORADO

Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Re: Fw: Morning check up

2 messages

James Lowry <JLowry@ecosenvironmental.com>

Wed, Apr 25, 2018 at 4:42 PM

To: "Younger-Riehl - CDOT, Eboni" <eboni.riehl@state.co.us>

Cc: (b) (6)

Eboni -
Thank you for the update below. What does the acronym "FHWA" stand for? Would that change the process and paperwork that I am currently completing on my end. Thanks again,

(b) (6)

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Sent: Wednesday, April 25, 2018 2:43 PM

To: (b) (6)

Cc: (b) (6)

Subject: Re: Fw: Morning check up

Hi (b) (6)

We are in the process of determining who has jurisdiction over your complaint. Since the complaint is against CDOT, FHWA may choose to investigate it. I will keep you updated on what FHWA decides. If they choose to investigate it, they will be the contacts for this complaint. Thank you again for speaking with me.

Eboni Younger-Riehl

Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison

Civil Rights & Business Resource Center



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As of May 2, 2018, my office and CDOT's new Headquarters will be located at 2829 W. Howard Pl. 1st FL, Denver CO, 80204

On Tue, Apr 17, 2018 at 2:58 PM, Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us> wrote:

Thanks (b) (6)

Eboni Younger-Riehl

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On Mon, Apr 16, 2018 at 2:30 PM, (b) (6) wrote:

Eboni -

We were fired from the environmental cleanup for this customer below, named Fay Michael.

Thank you,

(b) (6)

From: Fay Michael [mailto:fmichael@petrochemrecovery.com]

Sent: Friday, February 16, 2018 7:25 AM

To: (b) (6)

Subject: Morning check up

Hey (b) (6)

Hope you guys had a calm evening. Just checking to see if you have received the hard copy of the stop work order for the Site. I know when we talked last night you just had verbal. Also If possible can you put a list of things you think are left to be done at the site. This is for my info. Only. Let me know.. Thanks again for your help!

Fay Michael

PetroChem Recovery Services

fmichael@petrochemrecovery.com

(757) 627-8791 voice

(757) 640-1261 fax



Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Draft To: (b) (6)

Cc: (b) (6)

Wed, Apr 25, 2018 at 4:47 PM

Not at all. FHWA stands for Federal Highway Administration.

[Quoted text hidden]

STATE OF
COLORADO

Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Fw: Morning check up

1 message

James Lowry <(b) (6)>
To: "Younger-Riehl - CDOT, Eboni" <eboni.riehl@state.co.us>
Cc: (b) (6)

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5/2/2018

State.co.us Executive Branch Mail - Fw: Morning check up

(757) 640-1261 fax



STATE OF
COLORADO

Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Re: Fw: Soil Sample Results and Figures

1 message

(b) (6)

Mon, Apr 16, 2018 at 12:59 PM

To: "Younger-Riehl - CDOT, Eboni" <eboni.riehl@state.co.us>

Cc: (b) (6)

Please call me on (b) (6) Thank you,

(b) (6)

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>**Sent:** Monday, April 16, 2018 2:05 PM**To:** (b) (6)**Cc:** (b) (6)**Subject:** Re: Fw: Soil Sample Results and Figures

1pm would work. What number can I contact you at?

On Monday, April 16, 2018, James Lowry <JLowry@ecosenvironmental.com> wrote:

Can you do a 1 pm phone call today? Thank you,

(b) (6)

Get Outlook for iOS

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>**Sent:** Monday, April 16, 2018 11:13:36 AM**To:** (b) (6)**Cc:** (b) (6)**Subject:** Fwd: Fw: Soil Sample Results and Figures

Hello,

I have a meeting from 11-noon. Any time after that would work. Thanks.

On Monday, April 16, 2018, (b) (6) wrote:

Eboni -

Do you have time to speak over the phone later today around 11:30 am MST?

Thank you,

(b) (6)

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>

Sent: Monday, April 16, 2018 9:52 AM

To: (b) (6)

Cc: (b) (6)

Subject: Re: Fw: Soil Sample Results and Figures

Hi (b) (6)

I wanted to follow-up with you both about the email you recently submitted. Would it be possible for you two to either have a follow-up meeting with me in person or by phone? If so, What day and time this week or next week would work best? Thanks.

Eboni Younger-Riehl

Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison
Civil Rights & Business Resource Center



P 303-757-9072 | E eboni.riehl@state.co.us
4201 E. Arkansas Ave., Suite 150, Denver, CO 80222
www.codot.gov | www.cotrip.org

As of April 27, 2018, my office and CDOT's new Headquarters will be located at 2829 W. Howard Pl. 1st FL, Denver CO, 80204

On Thu, Apr 12, 2018 at 2:10 PM, Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us> wrote:

Hi (b) (6)

Unfortunately, I will be out of the office tomorrow. Do you have any availability next Tuesday or Monday?

On Thursday, April 12, 2018, (b) (6) wrote:

What time works tomorrow morning to have a conversation?

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>
Sent: Thursday, April 12, 2018 1:14 PM
To: (b) (6)
Cc: Theresa Lowry
Subject: Re: Fw: Soil Sample Results and Figures

Hi (b) (6)

I am in an all-day training today, but we have a break at 12:45. How can I reach you at that time (if it works)? Thanks.

Eboni Younger-Riehl
Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison
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On Thu, Apr 12, 2018 at 10:36 AM, (b) (6) wrote:

Thank you for this paperwork. Would you have time today to speak with me about this matter? If so, then can we schedule a time today that works for your schedule and I will give you a phone call. Thanks again,

(b) (6)

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>
Sent: Thursday, April 12, 2018 10:50 AM
To: (b) (6)
Cc: (b) (6)
Subject: Re: Fw: Soil Sample Results and Figures

Sorry about that (b) (6). Attached to this email you will find the complaint procedures and form for your review. Please submit the form to me once it is completed. Thank you.

Eboni Younger-Riehl

Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison
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On Thu, Apr 12, 2018 at 7:42 AM, (b) (6) wrote:

I greatly appreciate you reaching out to us, but unfortunately we did not receive any attachments on your email below. Thank you for your help in this sensitive matter,

(b) (6)

From: Younger-Riehl - CDOT, Eboni <eboni.riehl@state.co.us>
Sent: Thursday, April 12, 2018 12:14 AM
To: (b) (6)
Cc: (b) (6)
Subject: Fwd: Fw: Soil Sample Results and Figures

Hi (b) (6)

My name is Eboni Younger-Riehl and I am the Title VI Specialist here at CDOT. I am attaching our discrimination complaint form and complaint procedures for your review. Please feel free to fill out the complaint form if you feel as if you have been excluded from participation in, been denied the benefits of, or have been subjected to discrimination under any program or activity of CDOT. If you have any questions please feel free to contact me.

Eboni Younger-Riehl
Civil Rights Specialist, Title VI and Division of Transit & Rail Liaison
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On Tue, Apr 10, 2018 at 5:32 PM, Arcilla - CDOT, Jun <jun.arcilla@state.co.us> wrote:

(b) (6)

I am confirming receipt of your email. I have forwarded your information to Eboni Younger-Riehl, who is the Title VI Specialist in our unit. Eboni may reach out to you directly for any additional information requests.

Regards,
Jun

On Tue, Apr 10, 2018 at 10:07 AM, James Lowry <JLowry@ecosenvironmental.com> wrote:

Jun -

Hello, my name is (b) (6) and I am a co-owner of (b) (6) along with my wife (b) (6) who I cc'd on this email correspondence. (b) (6) was founded & incorporated in the State of Colorado on May 18th, 2004. (b) (6) is a small certified Minority Business Enterprise (MBE) with the following ownership structure:

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removed contaminated soil & had a well defined scope of work to finish the project. More specifically, on Friday March 2nd, 2018 , we received the email below from an independent third party company, Walter Environmental, verifying that we were making good progress. Further, we reached out to John Mechling at CTL Thompson to review our environmental spill strategy which he approved and he provided us with valuable input over the phone & through email (please see below screenshot):

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Mechling, John <Jmechling@CTLThompson.com>

Wed 3/7, 5:00 PM

(b) (6) v

Reply all v

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Cc: (b) (6); 'Ken

Walter' <ken@thewaltergroup.com>; 'Karen Dean' <karen@thewaltergroup.com>

Subject: Soil Sample Results and Figures

(b) (6)

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Thanks,

Scott

Scott Carmichael, P.G.

Walter Environmental Group, Inc.

P.O. Box 3967

Grand Junction, CO 81502

p: 970-261-7641

c: (b) (6)

--

Jun Arcilla

DBE Program Manager | CDOT CRBRC

4201 E. Arkansas Ave., Room 150, Denver, CO 80222

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5/2/2018

State.co.us Executive Branch Mail - Re: Fw: Soil Sample Results and Figures

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