

FAX to:
Dr. Howard Frumkins, Director
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May 4, 2009
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Formal Petition To Rescind Flawed Assessments & Consultations

Dear Dr. Frumkins:

1. Pursuant to Capt. Cibulas' letter dated November 19, 2009 (www.gfxtechnology.com/CDC.pdf), I sent an email to Dr. Neurath.
2. However, given the fact that she has not acted to protect Long Islanders in harms way, I hereby petition you to rescind every Health Assessment & Consultation for Long Island's landfills for the same reason your Agency is **rescinding the 1997** Camp Lejeune Assessment. (Exhibit A)
3. Please also petition the President to declare Camp Lejeune, Long Island's landfills removed from the National Priorities List, and the Brookhaven Landfill to be declared Superfund sites so that they can be remediated using established techniques being used at Brookhaven National Laboratory; discussed @ <http://www.epa.gov/Region2/superfund/npl/0202841c.pdf>. (See flawed Assessments/Consultations linked to www.gfxtechnology.com/LLL.html & www.gfxtechnology.com/HM-Perks.html)
4. The objective must be to first protect our "**poisoned patriots**", their families & toxic, radioactive plume dwellers on Long Island that have been forced to cap their once clean and drink radioactive public water -- THEN make the polluters pay in accordance with the Superfund legislation (CERCLA).
5. Obviously, our "**poisoned patriots**" were not told about the deadly effects of drinking radioactive water, as discussed in New Hampshire's DES Fact Sheet #WD-WSEB-3-11, entitled "**Dissolved Mineral Radioactivity in Drinking Water**" @ <http://des.nh.gov/organization/commissioner/pip/factsheets/dwgb/documents/dwgb-3-11.pdf>.
6. Nor were they told how to protect their families by installing whole house water purifiers.
7. Why else would the first Comment (#76) to mention radioactivity be mine; the one in , Footnote #1, by "**EWarrior**" @ <http://www.military.com/news/article/us-cant-back-cancer-assurances-to-marines.html?ESRC=eb.nl>.
8. Clearly, **omissions and scientific inaccuracy** in the Camp's assessment included the omission of health effects of depleted uranium ("DU") shot & shells buried in Camp Lejeune, which we all knew would keep on killing if the Camp's drinking water became radioactive and fumes seeped into living spaces.
9. CDC/ATSDR scientists knew or should have known DU was used in armor-piercing shot and shell because it's no secret that "**The use of DU in munitions is controversial because of numerous unanswered questions about potential long-term health effects. Normal functioning of the kidney, brain, liver, heart, and numerous other systems can be affected by uranium exposure, because in addition to being weakly radioactive, uranium is a toxic metal.**"¹ **DU is less toxic than other heavy metals such as arsenic and mercury. It is weakly radioactive and**

¹ **Comment #76 By Ewarrior Re: "Poisoned Patriots"**

(www.military.com/news/article/us-cant-back-cancer-assurances-to-marines.html?ESRC=eb.nl)

The agency to blame is the CDC/ATSDR for issuing fraudulent Health Assessments failing to include the health effects of dissolved radioactive compounds in drinking water. For example, compare what Capt. Cibulas told our "poisoned patriots" to what he wrote in his November 2008 letter to me @ www.gfxtechnology.com/CDC.pdf -- about same subject a fraudulent CDC/ATSDR Assessment/Consultation for the Brookhaven Landfill that also excluded radioactive waste as do the assessments for Camp Lejeune and other landfills on Long Island, which are linked to <http://www.gfxtechnology.com/LLL.html> & <http://www.gfxtechnology.com/HM-Perks.html>. This video <http://www.youtube.com/watch?v=Aopcz-HTc5s> shows what toxic, radioactive plumes can do to private wells like Karen Hassan's well on Long Island and public or private wells at Camp Lejeune. Neither Karen Hassan, nor her neighbors, were warned by Capt. Cibulas, Dr. Neurath or their predecessors. The 1996 warning & CDC/ATSDR Draft @ <http://gfxtechnology.com/CDC-Fraud.pdf> never arrived. Does anyone now believe Capt. Cibulas & Dr. Neurath didn't know sick veterans were right to have doubts?

"Sick veterans, who became known as "poisoned patriots," and their advocates never believed the report's conclusions. Their families have filed claims for \$33.8 billion in damages. A study continues on whether fetuses might have been harmed. The agency, charged with protecting public health around toxic sites, said it was rescinding the 1997 assessment on health effects of water that residents of the base drank and bathed in, because of omissions and scientific inaccuracy. That study found the water contamination began in the 1950s and continued until wells were shut down in 1987."

remains so because of its long half-life.", as discussed in http://en.wikipedia.org/wiki/Depleted_uranium & http://en.wikipedia.org/wiki/Armor-piercing_shot_and_shell)

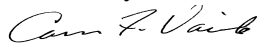
It's incredible that your Agency failed to oppose the inhumane practice described in the 2007 NIRS Press Release "***New Report Finds Nuclear Weapons Materials Released to Landfills Pathways Open for Reuse and Recycling***". (Exhibit B from <http://www.nirs.org/press/05-14-2007/1>)

An email is inserted below from a Canadian Officer stating: "***Very crappy; we had guys exposed to depleted uranium in the first Gulf war. There were a lot of guys that retired due to sickness from the early 90s in Croatia where I visited.***"

Need I say more?

Wherefore, I pray you will not allow Suffolk County politicians to murder my grandchildren like my Son was, and will immediately rescind said fraudulent health assessments and issue a Public Health Advisory warning against the human consumption of SCWA's toxic water distributed via over 5,500 miles of contaminated water mains.

Yours truly,



Dr. Carmine F. Vasile

cc: President Obama 202-456-2461 (V: 1414, 1111)

Congressman Brad Miller 336-574-0607 (F: 2909)

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US does about-face on Camp Lejeune's tap water

By RITA BEAMISH - 5 days ago

Nearly 12 years ago, a federal report told Marines and their families that adults faced little or no increased cancer risk from drinking and bathing in chemical-tainted water at North Carolina's Camp Lejeune. That report — long challenged by skeptical veterans — no longer stands.

Federal health officials said Tuesday they were withdrawing their 1997 assessment of health effects from the water contamination because of omissions and scientific inaccuracy.

"We can no longer stand behind the accuracy of the information in that document, specifically in the drinking water public health evaluation," William Cibulas, director of health assessment for the Agency for Toxic Substances and Disease Registry, said at a meeting in Atlanta. "We know too much now."

The agency, charged with protecting public health around toxic sites, said some parts of the document — dealing with lead, soil pesticides and fish contamination — remain accurate in characterizing the past environmental hazards.

But the water section, analyzing toxins that seeped into wells from a neighboring dry cleaner and from Camp Lejeune industrial activity, contained "troublesome" information, said Cibulas.

As many as 1 million people may have been exposed to water toxins over 30 years before the bad wells were closed in 1987, health officials now say. The Marines estimated the number at 500,000.

When former Marines took their stories last year to Congress, they were dubbed "poisoned patriots."

Some people have interpreted the 1997 report as, "No way, no how, would any person who drank contaminated water at Camp Lejeune be expected to suffer any adverse health effects, be they cancerous or non-cancerous," said Cibulas. "The science is just not that good for us to make that determination."

Problems in the document included omission of the cancer-causing chemical benzene, despite high levels found in a well in 1984, said Cibulas.

Additionally, the contaminating solvents the report focused on have been characterized in newer science as even more potent, he added. Levels of one solvent, called TCE, measured higher than in any known public water supply, an ATSDR scientist said.

Cibulas also noted the report underestimated the extent of the contamination in base housing areas. The mistake, due to inadequate information from the Marines, was reported by The Associated Press in a 2007 investigation of the toxic water.

The health agency did not make any new conclusions, but pulled its flawed document from the Internet to redo its analysis with new science. People who want the still valid parts of the report now have to contact the agency in Atlanta.

The health officials are continuing a separate study into whether fetuses might have been harmed by the water. Agency scientists are conducting elaborate water models to get to the bottom of the contamination.

Tuesday's unusual about-face came at a meeting of the health agency, part of the Health and Human Services Department, with its community advisory panel that works on follow-up to Camp Lejeune's past water problems.

It comes at a sensitive time, after congressional investigators last month accused the agency of obscuring or overlooking potential health hazards at toxic sites. The agency's director, Howard Frumkin, assured Congress he was working to improve on any shortcomings.

The Camp Lejeune report ambiguously stated both that adults faced no increased cancer risk from the water, and that cancer was not likely but that more study was needed.

It said children's cancer risk was unknown, but it raised concerns about fetuses exposed to the water, citing studies elsewhere on leukemia and birth defects.

Rep. Brad Miller, D-N.C., said he hoped Tuesday's development signaled "that the leadership of ATSDR is now willing to acknowledge their past mistakes and to take measures to protect the public's health in the future."

The reversal Tuesday was cold comfort for some former Marines.

Allen Menard believes his rare non-Hodgkin's lymphoma is linked to his time at Camp Lejeune in the early 1980s. "They knew about the benzene," he said. "Why didn't they tell us?"

According to the Navy's legal office, which handles claims, 1,500 former Camp Lejeune residents have filed claims for \$33.8 billion in damages. The military is waiting for conclusions from the study of fetal effects before deciding the claims.

On the Net:

- Federal health information on the water contamination: <http://www.atsdr.cdc.gov/SITES/LEJEUNE>

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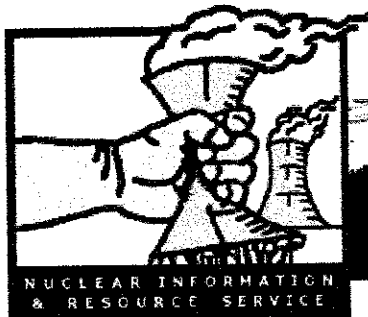
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FOR IMMEDIATE RELEASE

May 14, 2007

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New Report Finds Nuclear Weapons Materials Released to Landfills Pathways Open for Reuse and Recycling

Takoma Park, MD — Radioactive materials are being released from nuclear weapons facilities to regular landfills and could get into commercial recycling streams, finds a new report released today by Nuclear Information and Resource Service (NIRS).

The report: *Out of Control — On Purpose: DOE's Dispersal of Radioactive Waste into Landfills and Consumer Products* — was commissioned to track if and how the Department of Energy (DOE) releases some of the radioactive wastes from nuclear bomb production.

The report authors, led by Diane D'Arrigo, NIRS' Radioactive Waste Project Director, researched seven sites and the DOE national headquarters. The seven sites were: Oak Ridge TN, Rocky Flats CO, Los Alamos NM, Mound and Fernald OH, West Valley NY, and Paducah KY.

"People around regular trash landfills will be shocked to learn that radioactive contamination from nuclear weapons production is ending up there, either directly released by DOE or via brokers and processors," D'Arrigo said. "Just as ominous, the DOE allows and encourages sale and donation of some radioactively contaminated materials."

The report tracked the laws, guidance and technical justifications that DOE uses to rationalize allowing radioactive scrap, concrete, equipment, asphalt, plastic, wood, chemicals, soil, and more out to landfills, commercial businesses and recreation areas, recycling and reuse in places unprepared to handle radioactivity. Applauding DOE's ban on recycling of radioactive metal from nuclear weapons, the report cautions there are loopholes and it is again threatened.

"DOE is ignoring public opposition to unnecessary exposures and releasing radioactivity even though the U.S. Congress revoked such release policies," said Mary Olson, director of the NIRS Southeast office and a co-author of the report. "DOE is using its own internal guidance to allow radioactive weapons wastes out of control, claiming the doses to people will be 'acceptable' even though they are not enforced or tracked."

Under the current system, the DOE and other nuclear waste generators release materials directly, sell them at auction or through exchanges or send their waste to processors who can then release it from radioactive controls to landfills, to recyclers or for reuse.

The report found that the State of Tennessee is a leader in licensing processors that can release radioactive materials for the nuclear waste generators.

"Tennessee is serving as a funnel to bring in nuclear weapons and power waste from around the country to disperse into the landfills and recycling without public knowledge," D'Arrigo said.

The waste is processed by state-licensed companies and in some cases "redefined" as "special" then released to regular landfills. This free release also opens up the potential for the materials to enter the recycling stream to make everyday household and personal items or to be used to build roads, schools, and playgrounds.

"As long as DOE and other nuclear waste generators can slip their contamination out — letting it get Out of Control — On Purpose — there is really no limit to the amount of additional radiation exposure members of the public could receive," D'Arrigo concluded. "Only an informed, outraged public can force DOE and agreeable states to shift the goal from dispersal to isolation of radioactive waste."

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A copy of the full report can be found on the NIRS web site at: <http://www.nirs.org/radwaste/outofcontrol/outofcontrol.htm>

The report authors and contributors include: Diane D'Arrigo, NIRS' Radioactive Waste Project Director Mary Olson, Director, NIRS Southeast Office Cindy Folkers, NIRS, Health and Environment Project Dr. Marvin Resnikoff, Radioactive Waste Management Associates, NYC

-30-

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