

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
BUREAU OF REGULATORY SERVICES**

In re: John V. Bruce

Petition No. 2002-0110-040-001

STATEMENT OF CHARGES

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against John V. Bruce:

FIRST COUNT

1. John V. Bruce of Wallingford, CT (hereinafter "respondent") has been the holder of Connecticut asbestos consultant – inspector/management planner license number 000196. Said license was current during the time period from on or about March 1, 2001 to on or about June 1, 2001. As of the date of this Statement of Charges, the Department has not renewed and/or reinstated asbestos consultant – inspector/management planner license number 000196.
2. In or about March 2001, respondent conducted an asbestos survey at 177 Columbus Boulevard, New Britain, CT (hereinafter "the property), in connection with the demolition of a building on the property.
3. On or about March 27, 2001, in connection with the asbestos survey for the property, respondent failed to perform in compliance with generally recognized standards of practice of the asbestos consulting industry, in violation of §20-440-3(a) of the Regulations of Connecticut State Agencies, in that he:
 - a. failed to reference an earlier asbestos survey, conducted by a third party asbestos consultant, in his asbestos survey;
 - b. failed to reconcile the types and/or quantities of asbestos containing materials he identified with the types and/or quantities of asbestos containing materials previously identified by a third party asbestos consultant; and/or
 - c. failed to indicate that his survey was incomplete in that he was not able to access portions of the building on the property.
4. The above described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-440, and pursuant to §§20-440-1, 20-440-3(a) and 20-440-6 of the Regulations of Connecticut State Agencies.

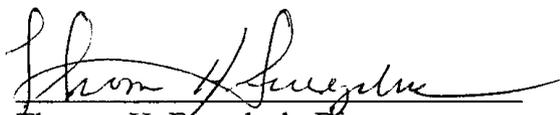
SECOND COUNT

5. Paragraph(s) 1 and 2 are incorporated herein by reference as if set forth in full.
6. On or about May 1, 2001, respondent issued a revised asbestos survey for the property (hereinafter "the revised survey").
7. In connection with the revised survey for the property, respondent failed to perform in compliance with generally recognized standards of practice of the asbestos consulting industry, in violation of §20-440-3(a) of the Regulations of Connecticut State Agencies, in that he:
 - a. failed to indicate that the revised survey was incomplete in that he was not able to access portions of the building on the property; and/or
 - b. failed to accurately identify the quantities and/or all of the types of asbestos containing materials present in the building on the property.
8. The above facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-440, and pursuant to §§20-440-1, 20-440-3(a) and 20-440-6 of the Regulations of Connecticut State Agencies.

THEREFORE, the Department prays that:

The Hearing Officer, as authorized in §§19a-14(c), 19a-14a and 19a-17 of the General Statutes of Connecticut and in §20-440-6 of the Regulations of Connecticut State Agencies, revoke or order other disciplinary action against the asbestos consultant – inspector/management planner license of John V. Bruce as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 11th day of September 2002.


 Thomas H. Furgalack, Director
 Division of Environmental Health

s:llf/bruce/SOC
 9/02