



Department of Energy

Washington, DC 20585

November 5, 2020

Mr. Michael H. Evans
President and Chief Executive Officer
GEM Technologies, Inc.
2033 Castaic Lane
Knoxville, Tennessee 37932

Dear Mr. Evans:

This letter serves as notification of the Office of Enterprise Assessments' Office of Enforcement's decision to conduct an investigation into the facts and circumstances associated with asbestos abatement activities at the Y-12 Biology Complex. On seven occasions from July 13 through July 16, 2020, URS | CH2M Oak Ridge, LLC industrial hygiene technicians observed asbestos workers of GEM Technologies, Inc. (GEM) subcontractor Performance Abatement Services (PAS), performing Class I asbestos abatement with their personal air sampling pumps in the "HOLD" mode. The scope of the investigation will include the monitoring events, the overall asbestos abatement program, and GEM oversight of PAS.

The Office of Enforcement will conduct this investigation pursuant to the authority set forth in 10 C.F.R. § 851.40(a), *Investigations and inspections*. The investigation will include an onsite visit and interviews with contractor personnel.

A request for documents to support this investigation will be provided separately via e-mail. Your cooperation to ensure timely submission of all documents to our office is appreciated.

Under the Major Fraud Act (MFA), as amended, 41 U.S.C. § 4310, this investigation may be a proceeding commenced by the United States that relates to a violation of, or the failure to comply with, a Federal regulation. Costs incurred in connection with such a proceeding are subject to the reimbursement restrictions of the MFA implemented at 48 C.F.R. § 31.205-47. As a result, GEM should track any costs incurred that are directly attributable to supporting Department of Energy's investigation, subsequent to receipt of this letter, and segregate them from other potentially allowable costs.

If you have any questions concerning this letter, please contact me at (301) 903-7707, or your staff may contact Robert Hailstone, Director, Office of Worker Safety and Health Enforcement, at (301) 903-0100.



Sincerely,

A handwritten signature in black ink that reads "Kevin L. Dressman". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Kevin L. Dressman
Director
Office of Enforcement
Office of Enterprise Assessments

cc: John Author Mullis, EM-90
Mark Holowczak, URS | CH2M Oak Ridge, LLC