

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CIVIL DIVISION**

DISTRICT OF COLUMBIA,

Plaintiff,

v.

76 M INC., *et al.*

Defendants.

2020 CA 001080 B

FILED AND DOCKETED

FEB 27 2020

THE OFFICE OF
JUDGE-IN-CHAMBERS

CONSENT TEMPORARY RESTRAINING ORDER

This matter came before the Court on February 27, 2020 for a hearing on the District of Columbia's (the "District") Motion for Temporary Restraining Order to require Defendants 76 M Inc. and Peter Odagbodo (collectively, "Defendants") to eliminate lead-based paint hazards at 6145, 6147, and 6149 Kansas Avenue NE, Washington, D.C. 20011 (the "Property"). The Superior Court, upon the agreement and consent of the District and the Defendants (collectively, the "Parties"), hereby adopts this Consent Temporary Restraining Order ("Consent Order"), which outlines initial terms and conditions for elimination and/or abatement of lead-based paint hazards at the Property. The Parties understand that this TRO may need to be modified based on new information that becomes available.

1. On or before March 13, 2020, Defendants shall come into compliance with all outstanding Administrative Orders, Enforcement Notices, and Notices of Infraction issued by the Department of Energy and Environment ("DOEE") for 6145, 6147, and 6149 Kansas Avenue NE, Washington, DC 20011.

attached hereto,

cvk *If defendant Peter Odagbodo commences the necessary work by March 5, 2020 and pursues it with reasonable diligence, he may move the Court for a short extension of the March 13, 2020 deadline, or plaintiff may agree to such extension.*

2. In eliminating all lead-based paint hazards at the Property, Defendants shall follow the requirements of 20 DCMR § 3318.6 to use interim controls to repair any deteriorating paint identified as a lead-based paint hazard and repaint the surface, making sure that the paint is in intact condition. Defendants shall also eliminate any dust and/or soil hazards from the Property. All work must be performed by someone trained in lead-safe work practices pursuant to 20 DCMR § 3302.
3. On or before March 20, 2020, Defendants shall obtain clearance reports that meet the requirements of 20 DCMR § 3318.7 from a District of Columbia certified lead risk assessor, who must verify that all lead-based paint hazards identified were eliminated, along with any identified underlying conditions contributing to paint failure, and who must also specifically confirm that no lead-contaminated dust remains in any work area. If the risk assessor is working on behalf of a firm or business entity, the firm or business entity must also be certified in accordance with 20 DCMR § 3311. Defendants shall submit the clearance report to DOEE at lead.clearance@dc.gov within seven (7) business days of its issuance.
4. Defendants shall consult with DOEE in writing on whether the elimination of lead-based paint hazards will require temporary relocation of all or some occupants during remediation. In the event relocation is required, the owner shall pay all reasonable temporary relocation expenses that may be required until the dwelling unit has passed a clearance examination and a reasonable amount of time has passed to allow the tenant to return to the dwelling unit. Defendants shall seek the District's approval in identifying a ^{accommodation} comparable unit for relocation. *The accommodation must be reasonably habitable and may be agreed upon by the tenant.*


crk


5. Defendants shall bear the costs associated with all activities intended to eliminate lead-based paint hazards pursuant to this Consent Order.
6. This Order shall be in effect until a hearing on the District's Motion to Appoint a Receiver.

Consented to for the District of Columbia

KARL A. RACINE
Attorney General for the District of Columbia

KATHLEEN KONOPKA
Deputy Attorney General, Public Advocacy Division


/s/ Jennifer Berger 
JENNIFER BERGER (Bar #490809)
Chief, Social Justice Section

/s/ Stephon D. Woods 
STEPHON D. WOODS (Bar #1025232)
MATTHEW MEYER (Bar #1045084)
Assistant Attorneys General
441 4th Street, N.W., Suite 630 South
Washington, D.C. 20001
(202) 724-5319


Dated: 2/27/2020

A TRUE COPY
TEST:

Clerk, Superior Court of
the District of Columbia

By 
Deputy Clerk

Consented to by 76 M Inc.


76 M INC.

Dated: 2/27/20

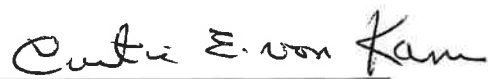
Consented to by Peter Odagbodo


PETER ODAGBODO

Dated: 2/27/20

SO ORDERED.

Dated: 2/27/2020


Associate Judge
Superior Court of the District of Columbia

GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Energy and Environment

Lead-Safe and Healthy Housing Division



08-23-2019

ADMINISTRATIVE ORDER
AO No. DOEE-19-L-50001862

Issued To:	
Name & Mailing Address 76 M Incorporated 3104 Bruce Place SE #102 Washington, DC 20020 Telephone:	Name & Mailing Address Telephone:
Business License/Permit Type:	Business License/Permit No.:

The Department of Energy and Environment is issuing this Order pursuant to D.C. Code § 8-231.03(c) and 20 DCMR § 3320. The interior and exterior of dwelling units and child-occupied facilities are presumed to contain lead-based paint if constructed prior to 1978, and any paint that is deteriorated, chipping, peeling, or otherwise not intact is considered to be a lead-based paint hazard and is prohibited (20 DCMR § 3301.1).

Department Facts/Findings: Conducted complaint investigation at the Property on August 15, 2019. Lead-based paint hazards identified via x-ray fluorescence confirmation and laboratory analysis. Ordering interim controls.

Lead-based paint hazards were identified at 6147 Kansas Avenue NE #1 in the following areas:	
ROOM	COMPONENT
<ul style="list-style-type: none"> • Outside Front • Outside Front • Outside Front • Outside Front • Outside Front • Bedroom Floor 	<ul style="list-style-type: none"> • Door (a) • Door Case (a) • Columns (a) • Rails (a) • Fascia - Upper and Lower (presumed - a) • Dust-Hazard

76 M Incorporated is hereby ORDERED to complete the following actions at 6147 Kansas Avenue NE #1:

Authority	Required Action(s)	Complete by Date
20 DCMR § 3318.6	Following the requirements of 20 DCMR § 3318.6, USE INTERIM CONTROLS to repair any deteriorating paint identified as a lead-based paint hazard in this Order, and re-paint the surface, making sure	9/22/2019



Petitioner's Exhibit 100

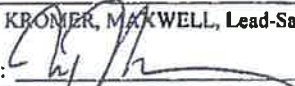
1083

Administrative Order AO No. DOEE-19-L-50001862

Authority	Required Action(s)	Complete by Date
	that the paint is now in intact condition. You must also repair any underlying condition contributing to paint failure and must eliminate any dust and/or soil hazards. All work MUST BE PERFORMED BY SOMEONE TRAINED IN LEAD-SAFE WORK PRACTICES pursuant to 20 DCMR § 3302.	
20 DCMR §§ 3315.4, 3315.5, and 3315.8.	OBTAIN A CLEARANCE REPORT that meets the requirements of 20 DCMR § 3318.7 <u>from a DC-certified lead risk assessor</u> , who must verify that all lead-based paint hazards identified were eliminated, along with any identified underlying conditions contributing to paint failure, and who must also specifically confirm that no lead-contaminated dust remains in any work area. If the risk assessor is working on behalf of a firm or business entity, the firm or business entity must also be certified in accordance with 20 DCMR § 3311. Submit the clearance report to DOEE at lead.clearance@dc.gov within 7 business days of its issuance.	9/22/2019
20 DCMR §§ 3315.4(a) and 3315.8.	Have an additional clearance examination conducted thirty-six (36) months, after completion of the interim control activities, and submit the clearance report to DOEE within 7 days of issuance.	See the required action(s) for the complete by timeframes.

If checked, see attachment.

Important: Failure of any order recipient to comply with this Order may result in an enforcement action, including but not limited to permit or certification revocation and a fine of up to \$25,000 per day.

Issued by KRONER, MAXWELL, Lead-Safe and Healthy Housing Division.
 Signature:  Date/Time: 8/23/2019

To discuss this Order or to request an extension, contact the Lead-Safe and Healthy Housing Division at (202)578-5878.



Language Assistance

Si necesita ayuda en Español, por favor llame al (202) 442-9094 para proporcionarle un intérprete de manera gratuita.
Nếu quý vị cần giúp đỡ về tiếng Việt, xin gọi (202) 442-9094 để chúng tôi thu xếp có thông dịch viên đến giúp quý vị miễn phí.

Si vous avez besoin d'aide en Français appelez-le (202) 442-9094 et l'assistance d'un interprète vous sera fournie gratuitement.

በአማርኛ ቋንቋ ለርዕዮተኛነት ለ (202) 442-9094 ድድረ ስልጠና የሚሰጠው የሚያስተርጓሚ የሆኑ ሰራተኞች በጥሬ ናቸው።

한국어로 언어 지원이 필요하신 경우 (202) 442-9094 로 연락을 주시면 무료로 통역이 제공됩니다.

如果您需要 (中文) 接受幫助，請電洽 (202) 442-9094，將免費向您提供口譯員服務。

You may request a 30-day extension of the deadline(s) in this Order, but it will be granted only if submitted prior to the deadline(s) and if you demonstrate that you are proceeding in good faith. A request for an extension must be submitted in writing to DOEE's Lead-Safe and Healthy Housing Division at 1200 First Street, NE, 5th Floor, Washington, D.C. 20002 or by e-mail to lead.extension@dc.gov. Please address the extension request to the person who issued this Order.

You have the right to appeal this Order by requesting a hearing at the District of Columbia Office of Administrative Hearings. You may file your case using an online form at oah.dc.gov or by mailing or delivering a written request for a hearing to the Office of Administrative Hearings • Attn: Court Clerk • 441 Fourth Street NE, Suite 450N • Washington, DC 20001 • Tel. (202) 442-9094. You have a right to a lawyer at your own expense.

You must request a hearing within 15 days of the date of this Order (20 days if you received the Order by mail) or the Order will become final.



GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment
ENFORCEMENT NOTICE



Lead-Safe and Healthy Housing Division

Date of Service December 5, 2019

You are violating or have violated the District of Columbia laws or regulations stated below. Answer and sign this Notice within twenty calendar days of the Date of Service. Before you answer this Notice, please review the "Instructions for Answering this Notice" on the second page.

DOEE-19-L500799

LOCATION OF VIOLATION Address 6147 Kansas Avenue NE #1 Washington, DC 20011 Ward: 4	NAME & MAILING ADDRESS 76 M Incorporated 3104 Bruce Place SE #102 Washington, DC 20020	NAME & MAILING ADDRESS
Location Type: Occupied apartment	Charge as Respondent: <input checked="" type="checkbox"/>	Charge as Respondent: <input type="checkbox"/>
Business License/Permit Type: _____ Business License/Permit No.: _____		



DATE	LEGAL REQUIREMENT	DESCRIPTION OF VIOLATION	FINE	Write ANSWER Here
09-30-2019	20 DCMR § 3318.6(a)	Failure to comply with a DOEE order to apply interim controls, in conformance with D.C. Official Code § 8-231.15(a).	\$1,000	
09-30-2019	D.C. Official Code § 8-231.03(d)(1)(E)	Failure to pay the invoice for reimbursement of risk assessment costs	\$100	
*“D.C. Code” means the District of Columbia Official Code *“DCMR” means the D.C. Municipal Regulations				TOTAL AMOUNT: \$1,100

INSPECTOR'S CERTIFICATION: I declare under penalty of perjury that I observed and/or determined that the above violation(s) have been committed.

Inspector's Printed Name KROMER, MAXWELL	Inspector's Signature <i>(Signature)</i>	Badge No. 102	Date 12/3/19
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Comments:

DEADLINE AND WARNING: If you fail to answer this Notice within twenty calendar days of the Date of Service, the Department of Energy and Environment (DOEE) may refer this matter to an administrative court, the District of Columbia Office of Administrative Hearings. DOEE is offering you an opportunity to resolve the violation(s) before referral. For more information, visit doee.dc.gov/oej or contact DOEE at 202-741-2139 or DOEE.Enforcement@dc.gov.

FOR INFORMATION, CALL; Para obtener información llame al; Pour de plus amples renseignements, veuillez appeler le; 002-3 2071 470 220-3; 자세한 정보는 (202) 741-2139로 문의하십시오. ; Để biết thêm thông tin, vui lòng gọi: 詳情請致電 (202) 741-2139.

RESPONDENT'S DECLARATION: I declare under penalty of perjury that I have filled out this form to the best of my knowledge.

Check one of the following boxes if answering ADMIT or AWE: I have CORRECTED or NOT CORRECTED (check only one) all violation(s) listed in this Notice.

Respondent's Name (print): _____ Respondent's Signature: _____ Date: _____

Street Address: _____ City: _____ State: _____ Zip: _____

Phone: _____ E-Mail: _____

INSTRUCTIONS FOR ANSWERING THIS NOTICE

Answer each violation with a plea of ADMIT, ADMIT WITH EXPLANATION (AWE), or DENY.

- 1. To Admit and Pay the Fine.** If you wish to admit liability for a violation, you must pay the fine at the same time. Write the word "ADMIT" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. Return this Notice to the address below, with a check or money order for the amount of the fine, payable to the "D.C. Treasurer." We cannot accept cash payments. Write the Notice number on your check or money order.
- 2. To Admit with Explanation.** If you wish to admit liability for a violation, but want to submit an explanation that you would like DOEE to consider in deciding whether the fine should be reduced or suspended, write the letters "AWE" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. Submit any written explanation or other evidence explaining the circumstances surrounding the violation that you believe justify a fine reduction. DOEE will determine whether you have submitted sufficient relevant evidence to support a fine reduction or suspension. Return this Notice, along with your written explanation and any supporting documents, photographs, or other materials, to the address below. Write the Notice number on the front of any document you submit.
- 3. To Deny the Violation(s).** If you wish to deny liability for a violation, write the word "DENY" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. At your option, submit a written explanation of the basis for your denial and any evidence supporting the explanation. Return this Notice, along with any optional written explanation, to the address below. Write the Notice number on the front of any document you submit.

DOEE will attempt to resolve with you any violation that you mark as "AWE" or "DENY," when an explanation is provided. If the violation cannot be satisfactorily resolved, you will receive a Notice of Infraction directing you to file your response with the District of Columbia Office of Administrative Hearings. IMPORTANT: Keep a copy of everything that you send to the Department of Energy and Environment.

SEND THIS COMPLETED AND SIGNED NOTICE AND YOUR CHECK OR MONEY ORDER, PAYABLE TO "D.C. TREASURER," TO:

Department of Energy and Environment
Office of Enforcement and Environmental Justice
1200 First Street, NE, 5th Floor
Washington, DC 20002

Completed and signed Notices, but not payments, may also be sent via fax to 202-535-2881 or e-mail (in PDF format) to DOEE.Enforcement@dc.gov.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Energy and Environment



Lead-Safe and Healthy Housing Division

04-26-2019

**ADMINISTRATIVE ORDER
AO No. DOEE-19-L-50001775**

Issued To:	
Name & Mailing Address 76 M INC 3104 Bruce Place SE, Apartment 102 Washington, DC 20020-2951 Telephone:	Name & Mailing Address Telephone:
Business License/Permit Type:	Business License/Permit No:

The Department of Energy and Environment is issuing this Order pursuant to D.C. Code § 8-231.03(c) and 20 DCMR § 3320. The interior and exterior of dwelling units and child-occupied facilities are presumed to contain lead-based paint if constructed prior to 1978, and any paint that is deteriorated, chipping, peeling, or otherwise not intact is considered to be a lead-based paint hazard and is prohibited (20 DCMR § 3301.1).

Department Facts/Findings: Lead-based paint hazards were identified at the property during a complaint investigation on April 18, 2019.

Lead-based paint hazards were identified at 6149 Kansas Avenue NE in the following areas:	
ROOM	COMPONENT
<ul style="list-style-type: none"> • OUTSIDE • OUTSIDE • OUTSIDE 	<ul style="list-style-type: none"> • DOOR (B) • DOOR LINTEL (B) • DOOR JAMB (B)

76 M INC is hereby ORDERED to complete the following actions at 6149 Kansas Avenue NE :

Authority	Required Action(s)	Complete by Date
20 DCMR § 3318.6	Following the requirements of 20 DCMR § 3318.6, USE INTERIM CONTROLS to repair any deteriorating paint identified as a lead-based paint hazard in this Order, and re-paint the surface, making sure that the paint is now in intact condition. You must also repair any underlying condition contributing to paint failure and must eliminate any dust and/or soil hazards. All work MUST BE PERFORMED BY	5/26/2019



Administrative Order AO No. DOEE-19-L-50001775

Authority	Required Action(s)	Complete by Date
	SOMEONE TRAINED IN LEAD-SAFE WORK PRACTICES pursuant to 20 DCMR § 3302.	
20 DCMR §§ 3315.4, 3315.5, and 3315.8.	OBTAIN A CLEARANCE REPORT that meets the requirements of 20 DCMR § 3318.7 <u>from a DC-certified lead risk assessor</u> , who must verify that all lead-based paint hazards identified were eliminated, along with any identified underlying conditions contributing to paint failure, and who must also specifically confirm that no lead-contaminated dust remains in any work area. If the risk assessor is working on behalf of a firm or business entity, the firm or business entity must also be certified in accordance with 20 DCMR § 3311. Submit the clearance report to DOEE at lead.clearance@dc.gov within 7 business days of its issuance.	5/26/2019
20 DCMR §§ 3315.4(a) and 3315.8.	Have an additional clearance examination conducted thirty-six (36) months, after completion of the interim control activities, and submit the clearance report to DOEE within 7 days of issuance.	See the required action(s) for the complete by timeframes.

If checked, see attachment.

Important: Failure of any order recipient to comply with this Order may result in an enforcement action, including but not limited to permit or certification revocation and a fine of up to \$25,000 per day.

Issued by KOLA, MOUHAMAN, Lead-Safe and Healthy Housing Division.

Signature: _____



Date/Time: 4/26/2019

To discuss this Order or to request an extension, contact the Lead-Safe and Healthy Housing Division at (202) 578-5858.



Language Assistance

Si necesita ayuda en Español, por favor llame al (202) 442-9094 para proporcionarle un intérprete de manera gratuita.
 Nếu quý vị cần giúp đỡ về tiếng Việt, xin gọi (202) 442-9094 để chúng tôi thu xếp có thông dịch viên đến giúp quý vị miễn phí.
 Si vous avez besoin d'aide en Français appelez-le (202) 442-9094 et l'assistance d'un interprète vous sera fournie gratuitement.

한국어로 언어 지원이 필요하신 경우 (202) 442-9094 로 연락을 주시면 무료로 통역이 제공됩니다.

Administrative Order AO No. DOEE-19-L-50001775

如果您需要用 (中文)接受幫助, 請電洽(202) 442-9094, 將免費向您提供口譯員服務。

You may request a 30-day extension of the deadline(s) in this Order, but it will be granted only if submitted prior to the deadline(s) and if you demonstrate that you are proceeding in good faith. A request for an extension must be submitted in writing to DOEE's Lead-Safe and Healthy Housing Division at 1200 First Street, NE, 5th Floor, Washington, D.C. 20002 or by e-mail to lead.extension@dc.gov. Please address the extension request to the person who issued this Order.

You have the right to appeal this Order by requesting a hearing at the District of Columbia Office of Administrative Hearings. You may file your case using an online form at oah.dc.gov or by mailing or delivering a written request for a hearing to the Office of Administrative Hearings • Attn: Court Clerk • 441 Fourth Street NE, Suite 450N • Washington, DC 20001 • Tel. (202) 442-9094. You have a right to a lawyer at your own expense.

You must request a hearing within 15 days of the date of this Order (20 days if you received the Order by mail) or the Order will become final.



GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment

ENFORCEMENT NOTICE


DOEE-19-L500765



Lead-Safe and Healthy Housing Division

Date of Service: August 8, 2019

You are violating or have violated the District of Columbia laws or regulations stated below. Answer and sign this Notice within twenty calendar days of the Date of Service. Before you answer this Notice, please review the "Instructions for Answering this Notice" on the second page.

LOCATION OF VIOLATION Address 6149 Kansas Avenue NE Washington, DC 20011 Ward: 4	NAME & MAILING ADDRESS 76 M Incorporated 3104 Bruce Place SE Apartment 102 Washington, DC 20020-2951	NAME & MAILING ADDRESS 
Location Type: Occupied apartment Business License/Permit Type:	Charge as Respondent: <input checked="" type="checkbox"/>	Charge as Respondent: <input type="checkbox"/>
Business License/Permit No.:		

DATE	LEGAL REQUIREMENT	DESCRIPTION OF VIOLATION	FINE	Write ANSWER Here
07-12-2019	20 DCMR § 3313.9	Failure to maintain and make available copies of all lead-related reports for a property	\$500	
**"D.C. Code" means the District of Columbia Official Code		TOTAL AMOUNT: \$500		
**"DCMR" means the D.C. Municipal Regulations				

INSPECTOR'S CERTIFICATION: I declare under penalty of perjury that I observed and/or determined that the above violation(s) have been committed.

Inspector's Printed Name KOLA, MOUHAMAN	Inspector's Signature 	Badge No. 127	Date 8/8/2019
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Comments: The 20 DCMR §3313.9 is for failure to maintain and make available copies of all lead-related reports for a property.

DEADLINE AND WARNING: If you fail to answer this Notice within twenty calendar days of the Date of Service, the Department of Energy and Environment (DOEE) may refer this matter to an administrative court, the District of Columbia Office of Administrative Hearings. DOEE is offering you an opportunity to resolve the violation(s) before referral. For more information, visit doee.dc.gov/oeej or contact DOEE at 202-741-2139 or DOEE.Enforcement@dc.gov.

FOR INFORMATION, CALL; Para obtener información llame al; Pour de plus amples renseignements, veuillez appeler le; Αποζητήστε πληροφορίες στο; 자세한 정보는 (202) 741-2139로 문의하십시오; Де біт інформації, vui lòng gọi; 詳情請致電 (202) 741-2139.

RESPONDENT'S DECLARATION: I declare under penalty of perjury that I have filled out this form to the best of my knowledge. Check one of the following boxes if answering ADMIT or AWE: I have CORRECTED or NOT CORRECTED (check only one) all violation(s) listed in this Notice.

Respondent's Name (print): _____ Respondent's Signature: _____ Date: _____

Street Address: _____ City: _____ State: _____ Zip: _____

Phone: _____ E-Mail: _____

INSTRUCTIONS FOR ANSWERING THIS NOTICE

Answer each violation with a plea of ADMIT, ADMIT WITH EXPLANATION (AWE), or DENY.

1. **To Admit and Pay the Fine.** If you wish to admit liability for a violation, you must pay the fine at the same time. Write the word "ADMIT" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. Return this Notice to the address below, with a check or money order for the amount of the fine, payable to the "D.C. Treasurer." We cannot accept cash payments. Write the Notice number on your check or money order.
2. **To Admit with Explanation.** If you wish to admit liability for a violation, but want to submit an explanation that you would like DOEE to consider in deciding whether the fine should be reduced or suspended, write the letters "AWE" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. Submit any written explanation or other evidence explaining the circumstances surrounding the violation that you believe justify a fine reduction. DOEE will determine whether you have submitted sufficient relevant evidence to support a fine reduction or suspension. Return this Notice, along with your written explanation and any supporting documents, photographs, or other materials, to the address below. Write the Notice number on the front of any document you submit.
3. **To Deny the Violation(s).** If you wish to deny liability for a violation, write the word "DENY" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. At your option, submit a written explanation of the basis for your denial and any evidence supporting the explanation. Return this Notice, along with any optional written explanation, to the address below. Write the Notice number on the front of any document you submit.

DOEE will attempt to resolve with you any violation that you mark as "AWE" or "DENY," when an explanation is provided. If the violation cannot be satisfactorily resolved, you will receive a Notice of Infraction directing you to file your response with the District of Columbia Office of Administrative Hearings. **IMPORTANT: Keep a copy of everything that you send to the Department of Energy and Environment.**

SEND THIS COMPLETED AND SIGNED NOTICE AND YOUR CHECK OR MONEY ORDER, PAYABLE TO "D.C. TREASURER," TO:

Department of Energy and Environment
Office of Enforcement and Environmental Justice
1200 First Street, NE, 5th Floor
Washington, DC 20002

Completed and signed Notices, but not payments, may also be sent via fax to 202-535-2881 or e-mail (in PDF format) to DOEE.Enforcement@dc.gov.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment



Office of Enforcement and Environmental Justice

October 9, 2019

76 M Incorporated
3104 Bruce Place SE Apartment 102
Washington, DC 20020-2951

Re: Issuance of Notice of Infraction DE-I-19-L500213

Dear Respondent:

On August 8, 2019, the Department of Energy and Environment issued Enforcement Notice DOEE-19-L500765 notifying you that you are violating or have violated District of Columbia laws or regulations. This notice offered you the opportunity to resolve the violation(s) with the Department prior to referral to an administrative court, the District of Columbia Office of Administrative Hearings.

Because you have not paid the fine, provided a sufficient explanation, or resolved the Enforcement Notice, the Department has taken the next step: issuance of the enclosed Notice of Infraction, which gives you 20 days to respond.

Your case number is DE-I-19-L500213. You must send your plea and explanation and evidence or your payment to:

**Clerk, Office of Administrative Hearings
One Judiciary Square, 441 4th Street, NW
Suite 450 North
Washington, DC 20001-2714**

Telephone (202) 442-9094 • Email: oah.filing@dc.gov

If you have any questions, please visit DOEE's website: <https://doee.dc.gov/service/frequently-asked-questions-about-fines>, send an email to DOEE.Enforcement@dc.gov or call (202) 741-2139.

Sincerely,

Beth Mullin
Deputy General Counsel

Enclosure





Notice of Infraction
NOI No. DE-I-19-L500213

Date of Service: 10-09-2019

Infraction Address 6149 Kansas Avenue NE Washington, DC Ward: 4	Name & Mailing Address 76 M Incorporated 3104 Bruce Place SE Apartment 102 Washington, DC 20020-2951 Telephone: Charge as Respondent: <input checked="" type="checkbox"/>	Name & Mailing Address Telephone: Charge as Respondent: <input type="checkbox"/>
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Business License/Permit Type: Business License/Permit No.:
Type of Location: Occupied apartment

You are charged with violating the District of Columbia laws or regulations stated below. You **MUST SIGN and SEND IN** this form within 15 calendar days of the date of service if served by hand, or 20 calendar days if served by mail. You must write your **ANSWER** next to each infraction to indicate whether you **ADMIT** (*you must pay the fine*), **Admit With Explanation (AWE)** (*you must submit a written explanation*), or **DENY**. If you **DENY** one or more of the infractions, you must appear for a hearing. You will receive a separate order from the Office of Administrative Hearings (OAH) advising you where and when to appear for your hearing. **ADDITIONAL INSTRUCTIONS ATTACHED.**

Infraction Details

Date	Citation*	Nature of Infraction	Prior*	Actual Fine	Write ANSWER Here
07-12-2019	20 DCMR § 3313.9 / 16 DCMR § 4003.4	Failure to maintain and make available copies of all lead-related reports for a property		\$500	

- * "D.C. Code" is the District of Columbia Official Code
- * "DCMR" is the District of Columbia Municipal Regulations
- * "Prior" means prior violations

TOTAL AMOUNT DUE: \$500

Inspector Comments: The 20 DCMR §3313.9 is for failure to maintain and make available copies of all lead-related reports for a property.

I hereby declare under penalty of perjury that I have **CORRECTED** or **NOT CORRECTED** (check only one) all of the infractions(s) listed on the Notice that were **ADMITTED** or **ADMITTED WITH EXPLANATION**.

Name (print): _____ Telephone: _____ Email: _____

Street Address: _____ City: _____ State: _____ ZIP: _____

RESPONDENT'S SIGNATURE: _____

DATE: _____

WARNING: If you fail to answer each infraction on this Notice on time by signing and returning this form, you will be subject to a penalty up to twice the amount of the fine, plus the original fine. You also may be subject to other penalties and actions allowed by law including suspension or non-renewal of your license or permit, the sealing of your business, placement of a lien on your property, and attachment of your equipment.

FOR INFORMATION, CALL; Para obtener información llame al; Pour de plus amples renseignements, veuillez appeler le; ለጠረጴ ይህንን ቁጥር ይደውሉ; 자세한 정보는(202) 442-9094로 문의하십시오.; Để biết thêm thông tin, vui lòng gọi; 詳情請致電 (202) 442-9094.

I personally declare under penalty of perjury that I observed and/or determined that the infraction(s) charged have been committed.

Inspector's Printed Name	Inspector's Signature	Badge No.	Program	Date
KOLA, MOUHAMAN		127	LHHD (Lead)	10/09/2019

Receipt for Hand Delivery:

I sign my name below to acknowledge receipt of this Notice of Infraction and not as an admission of guilt or liability to the charge(s) listed.

Respondent's Printed Name	Respondent's Signature	Date

INSTRUCTIONS FOR ANSWERING THIS NOTICE OF INFRACTION

DEADLINE and WARNING: You are charged with violating the District of Columbia laws or regulations stated in this Notice. You must answer this Notice within 15 calendar days of the date of service listed on the top of the first page of this Notice (20 calendar days if you received this Notice by mail). If you do not answer on time, you will be subject to an order finding you in default and assessing both the fine stated at the end of the Infraction Details section, and an additional penalty equal to two times the amount of that fine. You also may be subject to other penalties and actions allowed by law, including suspension or non-renewal of any District of Columbia license or permit that you hold, the sealing of your business, and the placement of a lien on property that you own.

WHERE TO ANSWER: Your answer must be received by the Office of Administrative Hearings by the deadline stated above. The Office of Administrative Hearings is an independent agency of the District of Columbia Government, and is separate from the agency that sent this Notice to you. You may answer by bringing or mailing your documents and check or money order to the following address:

**Clerk, Office of Administrative Hearings
Suite 450 North
One Judiciary Square, 441 4th Street, NW
Washington, DC 20001-2714**

Telephone (202) 442-9094 • Fax (202) 442-4789

You may email your documents to oah.filing@dc.gov, along with the OAH cover sheet found at <http://oah.dc.gov/node/148662>, or fax the documents to (202) 442-4789. Payments must be made in person or by mail.

HOW TO ANSWER: You must answer each charge with a plea of **ADMIT**, **ADMIT WITH EXPLANATION (AWE)**, or **DENY**. The instructions below give information about how to answer with each of these pleas.

1. To Admit and Pay the Fine. If you wish to admit liability for a violation, you also must pay the fine at the same time. Write the word "**ADMIT**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice to the address above, with a check or money order for the amount of the fine, payable to the "D.C. Treasurer." Write the Notice number on your check or money order. The Office of Administrative Hearings cannot accept cash payments.

2. To Admit With Explanation and Request a Hearing By Mail. If you wish to admit liability for a violation, but want to submit an explanation that you would like an independent Administrative Law Judge to consider in deciding whether the fine should be reduced or suspended, write the letters "**AWE**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice, along with your written explanation and any supporting documents, photographs, or other materials, to the address above.

3. To Deny and Request an In-Person Hearing. If you wish to deny liability for a violation, write the word "**DENY**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice to the address above. A hearing will be scheduled at which you and the inspector must appear. At the hearing, both you and the inspector can explain your positions to an independent Administrative Law Judge who will decide whether you committed the violation and whether you must pay a fine. You will receive a notice from the Office of Administrative Hearings with information about your hearing date.

IMPORTANT: Keep a copy of everything that you send to the Office of Administrative Hearings.

**DISTRICT OF COLUMBIA
DEPARTMENT OF ENERGY AND ENVIRONMENT**

Petitioner,

v.

76 M INC.

Respondent

Case No: DE-I-19-L500213

PETITIONER'S DOCUMENT AND WITNESS LIST

Petitioner may offer any or all of the following documents at a hearing on this matter:

NUMBER	DESCRIPTION	DATE
100	ADMINISTRATIVE ORDER	04-26-2019
101	INVOCIE FOR REIMBURSEMENT OF COMPLIANT INVESTIGATION COSSTS	04-26-2019
102	CERTIFICATE OF SERVICE	04-26-2019
103	OFFICE OF TAX & REVENUE PROPERTY DETAIL	06-07-2019
104	DCRA BUSINESS ENTITY	06-26-2019
105		

In addition, Petitioner may call any or all of the following witnesses:

NAME	TITLE	CONTACT INFORMATION
Mouhaman Kola	Environmental Protection Specialist	1200 First Street, NE, 5th Floor Washington, DC 20002

Respectfully submitted,

Mouhaman Kola
Printed Name

127
Badge Number

10/09/2019
Date


Signature

OAH RESPONDENT INSPECTOR ATTORNEY ENFORCEMENT

GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Energy and Environment

Lead-Safe and Healthy Housing Division



04-26-2019

**ADMINISTRATIVE ORDER
AO No. DOEE-19-L-50001775**

Issued To:	
Name & Mailing Address 76 M INC 3104 Bruce Place SE, Apartment 102 Washington, DC 20020-2951 Telephone:	Name & Mailing Address Telephone:
Business License/Permit Type:	Business License/Permit No:

The Department of Energy and Environment is issuing this Order pursuant to D.C. Code § 8-231.03(c) and 20 DCMR § 3320. The interior and exterior of dwelling units and child-occupied facilities are presumed to contain lead-based paint if constructed prior to 1978, and any paint that is deteriorated, chipping, peeling, or otherwise not intact is considered to be a lead-based paint hazard and is prohibited (20 DCMR § 3301.1).

Department Facts/Findings: Lead-based paint hazards were identified at the property during a complaint investigation on April 18, 2019.

Lead-based paint hazards were identified at 6149 Kansas Avenue NE in the following areas:	
ROOM	COMPONENT
<ul style="list-style-type: none"> • OUTSIDE • OUTSIDE • OUTSIDE 	<ul style="list-style-type: none"> • DOOR (B) • DOOR LINTEL (B) • DOOR JAMB (B)

76 M INC is hereby ORDERED to complete the following actions at 6149 Kansas Avenue NE :

Authority	Required Action(s)	Complete by Date
20 DCMR § 3318.6	Following the requirements of 20 DCMR § 3318.6, USE INTERIM CONTROLS to repair any deteriorating paint identified as a lead-based paint hazard in this Order, and re-paint the surface, making sure that the paint is now in intact condition. You must also repair any underlying condition contributing to paint failure and must eliminate any dust and/or soil hazards. All work MUST BE PERFORMED BY	5/26/2019

Administrative Order AO No. DOEE-19-L-50001775

Authority	Required Action(s)	Complete by Date
	SOMEONE TRAINED IN LEAD-SAFE WORK PRACTICES pursuant to 20 DCMR § 3302.	
20 DCMR §§ 3315.4, 3315.5, and 3315.8.	OBTAIN A CLEARANCE REPORT that meets the requirements of 20 DCMR § 3318.7 <u>from a DC-certified lead risk assessor</u> , who must verify that all lead-based paint hazards identified were eliminated, along with any identified underlying conditions contributing to paint failure, and who must also specifically confirm that no lead-contaminated dust remains in any work area. If the risk assessor is working on behalf of a firm or business entity, the firm or business entity must also be certified in accordance with 20 DCMR § 3311. Submit the clearance report to DOEE at lead.clearance@dc.gov within 7 business days of its issuance.	5/26/2019
20 DCMR §§ 3315.4(a) and 3315.8.	Have an additional clearance examination conducted thirty-six (36) months, after completion of the interim control activities, and submit the clearance report to DOEE within 7 days of issuance.	See the required action(s) for the complete by timeframes.

If checked, see attachment.

Important: Failure of any order recipient to comply with this Order may result in an enforcement action, including but not limited to permit or certification revocation and a fine of up to \$25,000 per day.

Issued by KOLA, MOUHAMAN, Lead-Safe and Healthy Housing Division.

Signature:  Date/Time: 4/26/2019

To discuss this Order or to request an extension, contact the Lead-Safe and Healthy Housing Division at (202) 578-5858.



Language Assistance

Si necesita ayuda en Español, por favor llame al (202) 442-9094 para proporcionarle un intérprete de manera gratuita.
 Nếu quý vị cần giúp đỡ về tiếng Việt, xin gọi (202) 442-9094 để chúng tôi thu xếp có thông dịch viên đến giúp quý vị miễn phí.

Si vous avez besoin d'aide en Français appelez-le (202) 442-9094 et l'assistance d'un interprète vous sera fournie gratuitement.

한국어 지원이 필요하신 경우 (202) 442-9094 로 연락을 주시면 무료로 통역이 제공됩니다.

한국어로 언어 지원이 필요하신 경우 (202) 442-9094 로 연락을 주시면 무료로 통역이 제공됩니다.

Administrative Order AO No. DOEE-19-L-50001775

如果您需要 (中文) 接受幫助, 請電洽 (202) 442-9094, 將免費向您提供口譯服務。

You may request a 30-day extension of the deadline(s) in this Order, but it will be granted only if submitted prior to the deadline(s) and if you demonstrate that you are proceeding in good faith. A request for an extension must be submitted in writing to DOEE's Lead-Safe and Healthy Housing Division at 1200 First Street, NE, 5th Floor, Washington, D.C. 20002 or by e-mail to lead.extension@dc.gov. Please address the extension request to the person who issued this Order.

You have the right to appeal this Order by requesting a hearing at the District of Columbia Office of Administrative Hearings. You may file your case using an online form at oah.dc.gov or by mailing or delivering a written request for a hearing to the Office of Administrative Hearings • Attn: Court Clerk • 441 Fourth Street NE, Suite 450N • Washington, DC 20001 • Tel. (202) 442-9094. You have a right to a lawyer at your own expense.

You must request a hearing within 15 days of the date of this Order (20 days if you received the Order by mail) or the Order will become final.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment

Lead-Safe and Healthy Housing Division
Lead Compliance & Enforcement Branch

April 26, 2019

To:
76 M INC
3104 Bruce Place SE Apartment 102
Washington, DC 20020-2951

Invoice for Reimbursement of Complaint Investigation Costs

A Department of Energy and Environment (DOEE) risk assessor conducted a risk assessment for lead-based paint hazards at the property located at **6149 Kansas Avenue NE Washington, DC 20011**, on **April 18, 2019**. As a result of this risk assessment, lead-based paint hazards were identified, and an Administrative Order to Eliminate Lead-Based Paint Hazards was issued to the property owner on **April 26, 2019**.

Pursuant to 20 DCMR §3320.3(d), property owners are required by law to reimburse the District for costs associated with the lead-based paint hazard evaluation that resulted in the identification of lead-based paint hazards. The costs associated with this risk assessment total **\$500**.

Accordingly, please send a check or money order payable to "DC Treasurer" in the amount of **\$500** to this office, at the address below, within 30 days of the issue date of this invoice. Include on the check or money order the property address where the DOEE risk assessment occurred.

Notice: If you do not pay this invoice within the indicated timeframe, additional fines, fees, or penalties may be imposed.

Payments are to be mailed to the following address:

Department of Energy and Environment
1200 First Street, NE / 5th Floor
Washington, DC 20002
Attn: Lead-Safe and Healthy Housing Division

Itemized Expenses for Risk Assessment Reimbursement

Risk Assessment	175
XRF Usage	75
Travel	25
Lab Samples	175
Report	50
Total Costs to be Reimbursed	500

Call 202-535-1934 with any questions.


Amber A. Sturdivant
Branch Chief, Lead Compliance and Enforcement Branch



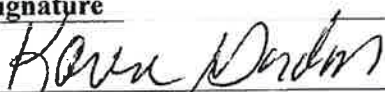
1200 First St. NE, 5th Floor, Washington, DC 20002 | tel: 202.535.2600 | web: DOEE.dc.gov



CERTIFICATE OF SERVICE

Property Address 6149 Kansas Ave., NE #1 WDC 20011

The undersigned declares that he or she is over 18 years of age and has served or caused to be served a true copy of this **Administrative Order** on: **April 29, 2019**

<u>Respondent 1</u>	<u>Respondent 1's Agent</u>	<u>Respondent 2</u>	<u>Respondent 2's Agent</u>
<p>Respondent's address 76 M INC 3104 Bruce Place, SE #102 Washington, DC 20020-2951</p>			
<p align="center"><u>ADDRESSEE</u></p> <p>Person served is the: <input checked="" type="checkbox"/> Respondent</p> <p align="center"><u>ATTACHMENTS</u> <u>(circle/check box)</u></p> <p><input checked="" type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p align="center"><u>SERVICE METHOD</u></p> <p><input checked="" type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premise <input type="checkbox"/> Other-</p> <p align="center"><u>ADDRESS SOURCE</u></p> <p><input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input checked="" type="checkbox"/> Other-Tax & Revenue</p> <p>I certify, under penalty of perjury that: I am unable to determine whether the respondent is in the military service of the United States</p>	<p align="center"><u>ADDRESSEE</u></p> <p>Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-</p> <p align="center"><u>ATTACHMENTS</u> <u>(circle/check box)</u></p> <p><input type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p align="center"><u>SERVICE METHOD</u></p> <p><input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -</p> <p align="center"><u>ADDRESS SOURCE</u></p> <p><input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-</p>	<p align="center"><u>ADDRESSEE</u></p> <p>Person served is the: <input type="checkbox"/> Respondent</p> <p align="center"><u>ATTACHMENTS</u> <u>(circle/check box)</u></p> <p><input type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p align="center"><u>SERVICE METHOD</u></p> <p><input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -</p> <p align="center"><u>ADDRESS SOURCE</u></p> <p><input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE Records <input type="checkbox"/> Other -</p>	<p align="center"><u>ADDRESSEE</u></p> <p>Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-</p> <p align="center"><u>ATTACHMENTS</u> <u>(circle/check box)</u></p> <p><input type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p align="center"><u>SERVICE METHOD</u></p> <p><input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -</p> <p align="center"><u>ADDRESS SOURCE</u></p> <p><input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-</p>
Printed Name SERVER NAME Karen Gordon	Signature 	Date of Service April 29, 2019	



Office of Tax and Revenue



Property Detail

Address: 6149 KANSAS AVE.NE**SSL:** 3720W 0038

Record Details

Neighborhood:	TAKOMA	Sub-Neighborhood:	
Use Code:	23 - Residential Flats- Less than 5	Class 3 Exception:	No
Tax Type:	TX - Taxable	Tax Class:	001 - Residential
Homestead Status:	** Not receiving the Homestead Deduction		
Assessor:	REGINALD JACKSON		
Gross Building Area:		Ward:	4
Land Area:	4,424	Triennial Group:	3

Owner and Sales Information

Owner Name(s):	76 M INC
Care Of:	
Mailing Address:	3104 BRUCE PL SE APT 102, WASHINGTON DC 20020-2951
Sale Price:	\$276,000
Recordation Date:	06/18/2012
Instrument No.:	65513
Sales Code:	M1 MULTI-VERIFIED SALE
Sales Type:	I - IMPROVED

Tax Year 2020 Preliminary Assessment Roll

	Current Value (2019)	Proposed New Value (2020)
Land:	\$336,930	\$361,180
Improvements:	\$168,700	\$183,000
Total Value:	\$505,630	\$544,180
Taxable Assessment: *	\$505,630	\$544,180

* Taxable Assessment after Tax Assessment Credit and after \$74,850 Homestead Credit, if applicable. ([Click here for more information](#)).

** If you believe you should be receiving tax relief through the Homestead deduction program and if you are domiciled in the District and this property is your principal place of residence, you can access the link below, complete the form, and return it per the instructions. For additional information regarding the Homestead program, call (202)727-4TAX. [Click here to download the Homestead Deduction and Senior Citizen Tax Relief application](#) *

If the real property does not appear on the map below, please either search the map manually or email questions or feedback to maps.title@dc.gov. If emailing, please provide the Square Suffix Lot and property address (if applicable).

Pay Here

[View Tax Information](#) | [View Property Features](#) | [View Payments](#) | [View Current Tax Bill](#)

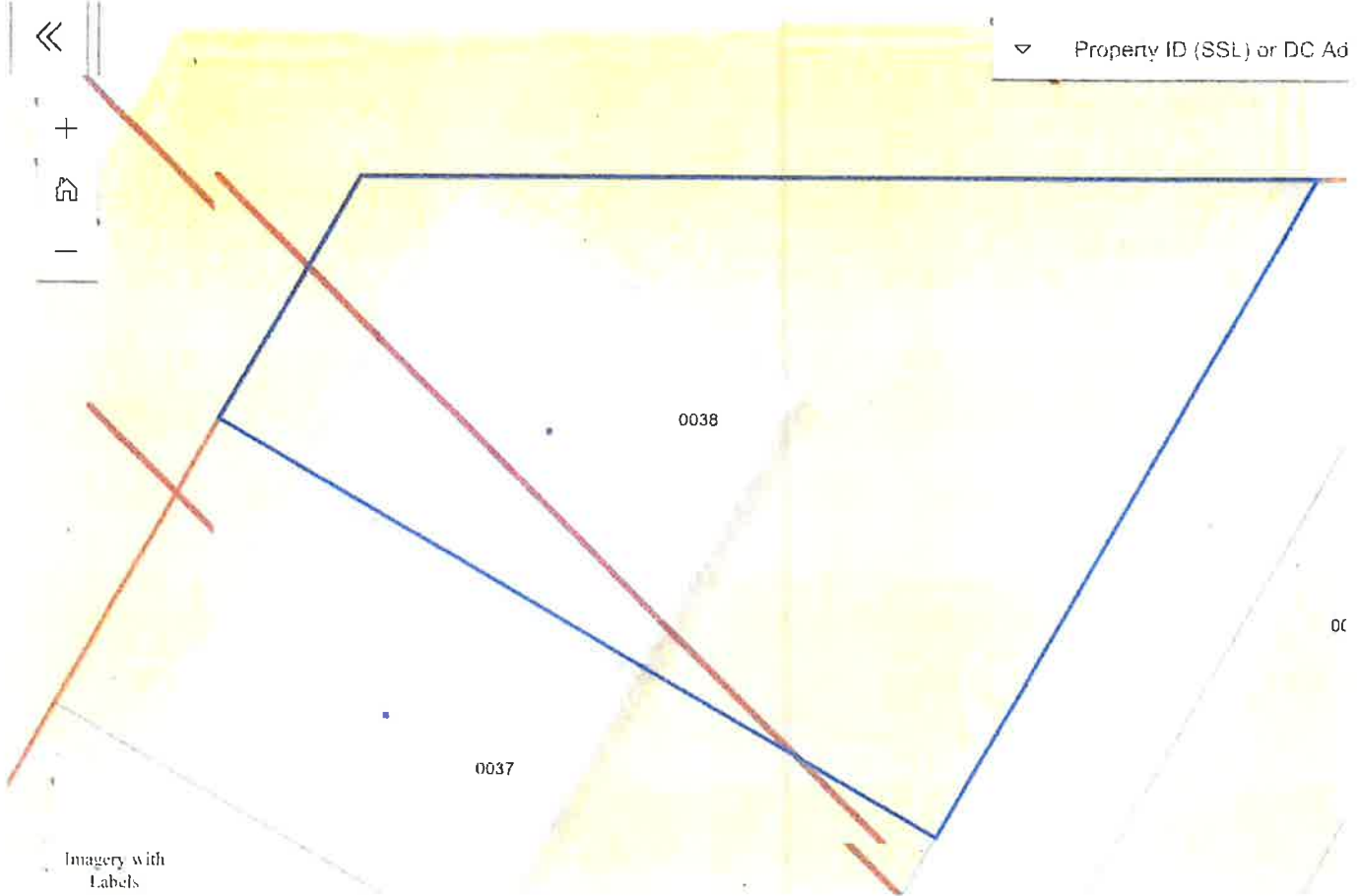
DOEE76M 0021

Petitioner's Exhibit 103

6/7/2019

District of Columbia: Property Detail

▼ Property ID (SSL) or DC Ad



Imagery with Labels

DOEE76M 0022

Petitioner's Exhibit 103

Handwritten signature or initials



Department of Consumer and Regulatory Affairs

[Home](#)

[Edit Account](#) | [Log Out](#)

76 M INC. - Initial File Number: 962641

[Main](#) [Reports](#) [Trade Names](#) [Governors](#)


Entity Info				
Business Name			76 M	
Suffix			INC.	
Registration / Effective Date			8/14/1996	
Commencement Date			8/14/1996	
Entity Status			Active	
Foreign Name	NA			
Date of Organization			8/14/1996	
State	District of Columbia			
Country	USA			
Business Address				
Line1	3104 BRUCE PL S.E			
Line2	#201			
City	WASHINGTON DC	State	District of Columbia	Zip 20020
Agent				
Is non-commercial Registered Agent?			Yes	
Name			PETER ODAGBODO	
Address				
Line1	3104 BRUCE PLACE S.E. #102			
Line2	#201			
City	Washington	State	District of Columbia	Zip 20020
Email	Podagbodo@aol.com			

[Return to Home](#)

CERTIFICATE OF SERVICE

Case Number DOEE-19-L500765

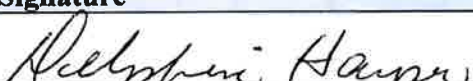
The undersigned declares that he or she is over 18 years of age and has served or caused to be served a true copy of this Enforcement Notice on:

<u>Respondent 1</u>	<u>Respondent 1's Agent</u>	<u>Respondent 2</u>	<u>Respondent 2's Agent</u>
76 M Incorporated 3104 Bruce Place SE Apartment 102 Washington, DC 20020-2951			
<u>ADDRESSEE</u> Person served is the: <input checked="" type="checkbox"/> Respondent	<u>ADDRESSEE</u> Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-	<u>ADDRESSEE</u> Person served is the: <input type="checkbox"/> Respondent	<u>ADDRESSEE</u> Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-
<u>ATTACHMENTS</u> <input checked="" type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<u>ATTACHMENTS</u> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<u>ATTACHMENTS</u> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<u>ATTACHMENTS</u> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-
<u>SERVICE METHOD</u> <input checked="" type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premise <input type="checkbox"/> Other-	<u>SERVICE METHOD</u> <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other-	<u>SERVICE METHOD</u> <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -	<u>SERVICE METHOD</u> <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -
<u>ADDRESS SOURCE</u> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input checked="" type="checkbox"/> Other- Office of Tax and Revenue	<u>ADDRESS SOURCE</u> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-	<u>ADDRESS SOURCE</u> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE Records <input type="checkbox"/> Other -	<u>ADDRESS SOURCE</u> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-
I certify, under penalty of perjury that: I am unable to determine whether the respondent is in the military service of the United States			
Printed Name	Signature	Date of Service	
Diane Johnson		8/8/19	

CERTIFICATE OF SERVICE

Case Number DE-I-19-L500213

The undersigned declares that he or she is over 18 years of age and has served or caused to be served a true copy of this Notice of Infraction on:

<i>Respondent 1</i>	<i>Respondent 1's Agent</i>	<i>Respondent 2</i>	<i>Respondent 2's Agent</i>
76 M Incorporated 3104 Bruce Place SE Apartment 102 Washington, DC 20020-2951			
<p align="center"><u>ADDRESSEE</u></p> Person served is the: <input checked="" type="checkbox"/> Respondent	<p align="center"><u>ADDRESSEE</u></p> Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-	<p align="center"><u>ADDRESSEE</u></p> Person served is the: <input type="checkbox"/> Respondent	<p align="center"><u>ADDRESSEE</u></p> Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-
<p align="center"><u>ATTACHMENTS</u></p> <input checked="" type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<p align="center"><u>ATTACHMENTS</u></p> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<p align="center"><u>ATTACHMENTS</u></p> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<p align="center"><u>ATTACHMENTS</u></p> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-
<p align="center"><u>SERVICE METHOD</u></p> <input checked="" type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premise <input type="checkbox"/> Other-	<p align="center"><u>SERVICE METHOD</u></p> <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other-	<p align="center"><u>SERVICE METHOD</u></p> <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -	<p align="center"><u>SERVICE METHOD</u></p> <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -
<p align="center"><u>ADDRESS SOURCE</u></p> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input checked="" type="checkbox"/> Other- Office of Tax and Revenue	<p align="center"><u>ADDRESS SOURCE</u></p> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-	<p align="center"><u>ADDRESS SOURCE</u></p> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE Records <input type="checkbox"/> Other -	<p align="center"><u>ADDRESS SOURCE</u></p> <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-
<p>I certify, under penalty of perjury that: I am unable to determine whether the respondent is in the military service of the United States</p>			
Printed Name	Signature	Date of Service	
Delphine Harper		10/9/2019	

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment



Office of Enforcement and Environmental Justice

January 14, 2020

76 M Incorporated
3104 Bruce Place SE #201
Washington, DC 20020

Re: Issuance of Notice of Infraction DE-I-20-L500237

Dear Respondent:

On October 29, 2019, the Department of Energy and Environment issued Enforcement Notice DOEE-19-L500792 notifying you that you are violating or have violated District of Columbia laws or regulations. This notice offered you the opportunity to resolve the violation(s) with the Department prior to referral to an administrative court, the District of Columbia Office of Administrative Hearings.

Because you have not paid the fine, provided a sufficient explanation, or resolved the Enforcement Notice, the Department has taken the next step: issuance of the enclosed Notice of Infraction, which gives you 20 days to respond.

Your case number is DE-I-20-L500237. You must send your plea and explanation and evidence or your payment to:

**Clerk, Office of Administrative Hearings
One Judiciary Square, 441 4th Street, NW
Suite 450 North
Washington, DC 20001-2714**

Telephone (202) 442-9094 • Email: oah.filing@dc.gov

If you have any questions, please visit DOEE's website: <https://doee.dc.gov/service/frequently-asked-questions-about-fines>, send an email to DOEE.Enforcement@dc.gov or call (202) 741-2139.

Sincerely,

Beth Mullin
Deputy General Counsel

Enclosure





Notice of Infraction
NOI No. DE-I-20-L500237

Date of Service: 01-14-2020

Infraction Address 6145 Kansas Avenue NW #1 Washington, DC Ward: 4	Name & Mailing Address 76 M Incorporated 3104 Bruce Place SE #201 Washington, DC 20020 Telephone: Charge as Respondent: <input checked="" type="checkbox"/>	Name & Mailing Address Telephone: Charge as Respondent: <input type="checkbox"/>
---	---	---

Business License/Permit Type: Business License/Permit No.:
Type of Location: Occupied residence

You are charged with violating the District of Columbia laws or regulations stated below. You MUST SIGN and SEND IN this form within 15 calendar days of the date of service if served by hand, or 20 calendar days if served by mail. You must write your ANSWER next to each infraction to indicate whether you ADMIT (you must pay the fine), Admit With Explanation (AWE) (you must submit a written explanation), or DENY. If you DENY one or more of the infractions, you must appear for a hearing. You will receive a separate order from the Office of Administrative Hearings (OAH) advising you where and when to appear for your hearing. ADDITIONAL INSTRUCTIONS ATTACHED.

Infraction Details

Date	Citation*	Nature of Infraction	Prior*	Actual Fine	Write ANSWER Here
07-11-2019	D.C. Official Code § 8-231.03(d)(1)(E) / 16 DCMR § 4003.9	Failure to pay the invoice for reimbursement of risk assessment costs		\$100	
07-11-2019	20 DCMR § 3318.6(a) / 16 DCMR § 4003.2(q)	Failure to comply with a DOEE order to apply interim controls, in conformance with D.C. Official Code § 8-231.15(a).		\$1,000	

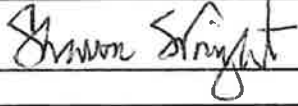
* "D.C. Code" is the District of Columbia Official Code
* "DCMR" is the District of Columbia Municipal Regulations
REGULATIONS MEANS prior violations

TOTAL AMOUNT DUE: \$1,100

Inspector Comments:

I hereby declare under penalty of perjury that I have CORRECTED or NOT CORRECTED (check only one) all of the infractions(s) listed on the Notice that were ADMITTED or ADMITTED WITH EXPLANATION.

Name (print): _____ Telephone: _____ Email: _____
Street Address: _____ City: _____ State: _____ ZIP: _____

RESPONDENT'S SIGNATURE: _____		DATE: _____		
WARNING: If you fail to answer each infraction on this Notice on time by signing and returning this form, you will be subject to a penalty up to twice the amount of the fine, plus the original fine. You also may be subject to other penalties and actions allowed by law including suspension or non-renewal of your license or permit, the sealing of your business, placement of a lien on your property, and attachment of your equipment.				
FOR INFORMATION, CALL; <i>Para obtener información llame al:</i> <i>Pour de plus amples renseignements, veuillez appeler le:</i> 1-800-452-9094 ; 자세한 정보는 (202) 442-9094로 문의하십시오. ; Để biết thêm thông tin, vui lòng gọi: 詳情請致電 (202) 442-9094.				
<i>I personally declare under penalty of perjury that I observed and/or determined that the infraction(s) charged have been committed.</i>				
Inspector's Printed Name	Inspector's Signature	Badge No.	Program	Date
WRIGHT, SHAWN		58	LHHD (Lead)	1/14/2020
Receipt for Hand Delivery:				
I sign my name below to acknowledge receipt of this Notice of Infraction and not as an admission of guilt or liability to the charge(s) listed.				
Respondent's Printed Name	Respondent's Signature		Date	

INSTRUCTIONS FOR ANSWERING THIS NOTICE OF INFRACTION

DEADLINE and WARNING: You are charged with violating the District of Columbia laws or regulations stated in this Notice. You must answer this Notice within 15 calendar days of the date of service listed on the top of the first page of this Notice (20 calendar days if you received this Notice by mail). If you do not answer on time, you will be subject to an order finding you in default and assessing both the fine stated at the end of the Infraction Details section, and an additional penalty equal to two times the amount of that fine. You also may be subject to other penalties and actions allowed by law, including suspension or non-renewal of any District of Columbia license or permit that you hold, the sealing of your business, and the placement of a lien on property that you own.

WHERE TO ANSWER: Your answer must be received by the Office of Administrative Hearings by the deadline stated above. The Office of Administrative Hearings is an independent agency of the District of Columbia Government, and is separate from the agency that sent this Notice to you. You may answer by bringing or mailing your documents and check or money order to the following address:

Clerk, Office of Administrative Hearings
Suite 450 North
One Judiciary Square, 441 4th Street, NW
Washington, DC 20001-2714

Telephone (202) 442-9094 • Fax (202) 442-4789

You may email your documents to oah.filing@dc.gov, along with the OAH cover sheet found at <http://oah.dc.gov/node/148662>, or fax the documents to (202) 442-4789. Payments must be made in person or by mail.

HOW TO ANSWER: You must answer each charge with a plea of **ADMIT**, **ADMIT WITH EXPLANATION (AWE)**, or **DENY**. The instructions below give information about how to answer with each of these pleas.

1. To Admit and Pay the Fine. If you wish to admit liability for a violation, you also must pay the fine at the same time. Write the word "**ADMIT**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice to the address above, with a check or money order for the amount of the fine, payable to the "D.C. Treasurer." Write the Notice number on your check or money order. The Office of Administrative Hearings cannot accept cash payments.

2. To Admit With Explanation and Request a Hearing By Mail. If you wish to admit liability for a violation, but want to submit an explanation that you would like an independent Administrative Law Judge to consider in deciding whether the fine should be reduced or suspended, write the letters "**AWE**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice, along with your written explanation and any supporting documents, photographs, or other materials, to the address above.

3. To Deny and Request an In-Person Hearing. If you wish to deny liability for a violation, write the word "**DENY**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice to the address above. A hearing will be scheduled at which you and the inspector must appear. At the hearing, both you and the inspector can explain your positions to an independent Administrative Law Judge who will decide whether you committed the violation and whether you must pay a fine. You will receive a notice from the Office of Administrative Hearings with information about your hearing date.

IMPORTANT: Keep a copy of everything that you send to the Office of Administrative Hearings.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment



Office of Enforcement and Environmental Justice

January 23, 2020

76 M Incorporated
3104 Bruce Place SE #102
Washington, DC 20020

Re: Issuance of Notice of Infraction DE-I-20-L500241

Dear Respondent:

On December 5, 2019, the Department of Energy and Environment issued Enforcement Notice DOEE-19-L500799 notifying you that you are violating or have violated District of Columbia laws or regulations. This notice offered you the opportunity to resolve the violation(s) with the Department prior to referral to an administrative court, the District of Columbia Office of Administrative Hearings.

Because you have not paid the fine, provided a sufficient explanation, or resolved the Enforcement Notice, the Department has taken the next step: issuance of the enclosed Notice of Infraction, which gives you 20 days to respond.

Your case number is DE-I-20-L500241. You must send your plea and explanation and evidence or your payment to:

**Clerk, Office of Administrative Hearings
One Judiciary Square, 441 4th Street, NW
Suite 450 North
Washington, DC 20001-2714**

Telephone (202) 442-9094 • Email: oah.filing@dc.gov

If you have any questions, please visit DOEE's website: <https://doee.dc.gov/service/frequently-asked-questions-about-fines>, send an email to DOEE.Enforcement@dc.gov or call (202) 741-2139.

Sincerely,

Beth Mullin
Deputy General Counsel

Enclosure





Notice of Infraction
NOI No. DE-I-20-L500241

Date of Service: 01-23-2020

Infraction Address 6147 Kansas Avenue NE #1 Washington, DC Ward: 4	Name & Mailing Address 76 M Incorporated 3104 Bruce Place SE #102 Washington, DC 20020 Telephone: Charge as Respondent: <input checked="" type="checkbox"/>	Name & Mailing Address Telephone: Charge as Respondent: <input type="checkbox"/>
---	---	---

Business License/Permit Type: Business License/Permit No.:
Type of Location: Occupied apartment

You are charged with violating the District of Columbia laws or regulations stated below. You MUST SIGN and SEND IN this form within 15 calendar days of the date of service if served by hand, or 20 calendar days if served by mail. You must write your ANSWER next to each infraction to indicate whether you ADMIT (you must pay the fine), Admit With Explanation (AWE) (you must submit a written explanation), or DENY. If you DENY one or more of the infractions, you must appear for a hearing. You will receive a separate order from the Office of Administrative Hearings (OAH) advising you where and when to appear for your hearing. ADDITIONAL INSTRUCTIONS ATTACHED.

Infraction Details

Date	Citation*	Nature of Infraction	Prior*	Actual Fine	Write ANSWER Here
09-30-2019	20 DCMR § 3318.6(a) / 16 DCMR § 4003.2(q)	Failure to comply with a DOEE order to apply interim controls, in conformance with D.C. Official Code § 8-231.15(a).		\$1,000	
09-30-2019	D.C. Official Code § 8-231.03(d)(1)(E) / 16 DCMR § 4003.9	Failure to pay the invoice for reimbursement of risk assessment costs	0	\$100	

* "D.C. Code" is the District of Columbia Official Code
* "DCMR" is the District of Columbia Municipal Regulations
* "Prior" means prior violations

TOTAL AMOUNT DUE: \$1,100

Inspector Comments:

I hereby declare under penalty of perjury that I have **CORRECTED** or **NOT CORRECTED** (check only one) all of the infractions(s) listed on the Notice that were **ADMITTED** or **ADMITTED WITH EXPLANATION**.

Name (print): _____ Telephone: _____ Email: _____

Street Address: _____ City: _____ State: _____ ZIP: _____

RESPONDENT'S SIGNATURE: _____		DATE: _____		
WARNING: If you fail to answer each infraction on this Notice on time by signing and returning this form, you will be subject to a penalty up to twice the amount of the fine, plus the original fine. You also may be subject to other penalties and actions allowed by law including suspension or non-renewal of your license or permit, the sealing of your business, placement of a lien on your property, and attachment of your equipment.				
FOR INFORMATION, CALL; <i>Para obtener información llame al;</i> <i>Pour de plus amples renseignements, veuillez appeler le;</i> <i>ለመረጃ ይህንን ቁጥር ይደውሉ;</i> 자세한 정보는(202) 442-9094로 문의하십시오.; Để biết thêm thông tin, vui lòng gọi; 詳情請致電 (202) 442-9094.				
<i>I personally declare under penalty of perjury that I observed and/or determined that the infraction(s) charged have been committed.</i>				
Inspector's Printed Name	Inspector's Signature	Badge No.	Program	Date
KROMER, MAXWELL		102	LHHD (Lead)	1/23/20
Receipt for Hand Delivery:				
I sign my name below to acknowledge receipt of this Notice of Infraction and not as an admission of guilt or liability to the charge(s) listed.				
Respondent's Printed Name	Respondent's Signature		Date	

INSTRUCTIONS FOR ANSWERING THIS NOTICE OF INFRACTION

DEADLINE and WARNING: You are charged with violating the District of Columbia laws or regulations stated in this Notice. You must answer this Notice within 15 calendar days of the date of service listed on the top of the first page of this Notice (20 calendar days if you received this Notice by mail). If you do not answer on time, you will be subject to an order finding you in default and assessing both the fine stated at the end of the Infraction Details section, and an additional penalty equal to two times the amount of that fine. You also may be subject to other penalties and actions allowed by law, including suspension or non-renewal of any District of Columbia license or permit that you hold, the sealing of your business, and the placement of a lien on property that you own.

WHERE TO ANSWER: Your answer must be received by the Office of Administrative Hearings by the deadline stated above. The Office of Administrative Hearings is an independent agency of the District of Columbia Government, and is separate from the agency that sent this Notice to you. You may answer by bringing or mailing your documents and check or money order to the following address:

Clerk, Office of Administrative Hearings
Suite 450 North
One Judiciary Square, 441 4th Street, NW
Washington, DC 20001-2714

Telephone (202) 442-9094 • Fax (202) 442-4789

You may email your documents to oah.filing@dc.gov, along with the OAH cover sheet found at <http://oah.dc.gov/node/148662>, or fax the documents to (202) 442-4789. Payments must be made in person or by mail.

HOW TO ANSWER: You must answer each charge with a plea of **ADMIT**, **ADMIT WITH EXPLANATION (AWE)**, or **DENY**. The instructions below give information about how to answer with each of these pleas.

1. To Admit and Pay the Fine. If you wish to admit liability for a violation, you also must pay the fine at the same time. Write the word "**ADMIT**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice to the address above, with a check or money order for the amount of the fine, payable to the "D.C. Treasurer." Write the Notice number on your check or money order. The Office of Administrative Hearings cannot accept cash payments.

2. To Admit With Explanation and Request a Hearing By Mail. If you wish to admit liability for a violation, but want to submit an explanation that you would like an independent Administrative Law Judge to consider in deciding whether the fine should be reduced or suspended, write the letters "**AWE**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice, along with your written explanation and any supporting documents, photographs, or other materials, to the address above.

3. To Deny and Request an In-Person Hearing. If you wish to deny liability for a violation, write the word "**DENY**" in the *Write ANSWER Here* column and sign the Notice. Mail or bring this Notice to the address above. A hearing will be scheduled at which you and the inspector must appear. At the hearing, both you and the inspector can explain your positions to an independent Administrative Law Judge who will decide whether you committed the violation and whether you must pay a fine. You will receive a notice from the Office of Administrative Hearings with information about your hearing date.

IMPORTANT: Keep a copy of everything that you send to the Office of Administrative Hearings.



GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment
ENFORCEMENT NOTICE
DOEE-19-L500791



Lead-Safe and Healthy Housing Division

Date of Service: October 17, 2019

You are violating or have violated the District of Columbia laws or regulations stated below. Answer and sign this Notice within twenty calendar days of the Date of Service. Before you answer this Notice, please review the "Instructions for Answering this Notice" on the second page.

LOCATION OF VIOLATION	NAME & MAILING ADDRESS	NAME & MAILING ADDRESS
Address 6149 Kansas Avenue NE Washington, DC 20011 Ward: 4	76 M Incorporated 3104 Bruce Place SE Apartment 201 Washington, DC 20020-2951	
Location Type: Occupied apartment	Charge as Respondent: <input checked="" type="checkbox"/>	Charge as Respondent: <input type="checkbox"/>
Business License/Permit Type:	Business License/Permit No.:	

DATE	LEGAL REQUIREMENT	DESCRIPTION OF VIOLATION	FINE	Write ANSWER Here
10-02-2019	20 DCMR § 3318.6(a)	Failure to comply with a DOEE order to apply interim controls, in conformance with D.C. Official Code § 8-231.15(a).	\$1,000	
10-02-2019	D.C. Official Code § 8-231.03(d)(1)(E)	Failure to pay the invoice for reimbursement of risk assessment costs	\$100	
D.C. Code means the District of Columbia Official Code		TOTAL AMOUNT: \$1,100		
DCMR means the D.C. Municipal Regulations				

INSPECTOR'S CERTIFICATION: I declare under penalty of perjury that I observed and/or determined that the above violation(s) have been committed.

Inspector's Printed Name	Inspector's Signature	Badge No.	Date
KOLA, MOUHAMAN		127	10/17/2017

Comments:



DEADLINE AND WARNING: If you fail to answer this Notice within twenty calendar days of the Date of Service, the Department of Energy and Environment (DOEE) may refer this matter to an administrative court, the District of Columbia Office of Administrative Hearings. DOEE is offering you an opportunity to resolve the violation(s) before referral. For more information, visit doee.dc.gov/oej or contact DOEE at 202-741-2139 or DOEE.Enforcement@dc.gov.

FOR INFORMATION, CALL; *Para obtener información llame al;* *Pour de plus amples renseignements, veuillez appeler le;* 1-800-452-9000; 자세한 정보는 (202) 741-2139로 문의하십시오.; *Dé biét thém thông tin, vui lòng gọi;* 詳情請致電 (202) 741-2139.

RESPONDENT'S DECLARATION: I declare under penalty of perjury that I have filled out this form to the best of my knowledge.
Check one of the following boxes if answering ADMIT or AWE: I have CORRECTED or NOT CORRECTED (check only one) all violation(s) listed in this Notice.

Respondent's Name (print): _____ Respondent's Signature: _____ Date: _____
Street Address: _____ City: _____ State: _____ Zip: _____
Phone: _____ E-Mail: _____

INSTRUCTIONS FOR ANSWERING THIS NOTICE

Answer each violation with a plea of ADMIT, ADMIT WITH EXPLANATION (AWE), or DENY.

- To Admit and Pay the Fine.** If you wish to admit liability for a violation, you must pay the fine at the same time. Write the word "ADMIT" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. Return this Notice to the address below, with a check or money order for the amount of the fine, payable to the "D.C. Treasurer." We cannot accept cash payments. Write the Notice number on your check or money order.
 - To Admit with Explanation.** If you wish to admit liability for a violation, but want to submit an explanation that you would like DOEE to consider in deciding whether the fine should be reduced or suspended, write the letters "AWE" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. Submit any written explanation or other evidence explaining the circumstances surrounding the violation that you believe justify a fine reduction. DOEE will determine whether you have submitted sufficient relevant evidence to support a fine reduction or suspension. Return this Notice, along with your written explanation and any supporting documents, photographs, or other materials, to the address below. Write the Notice number on the front of any document you submit.
 - To Deny the Violation(s).** If you wish to deny liability for a violation, write the word "DENY" in the *Write ANSWER Here* column and complete the *RESPONDENT'S DECLARATION*. At your option, submit a written explanation of the basis for your denial and any evidence supporting the explanation. Return this Notice, along with any optional written explanation, to the address below. Write the Notice number on the front of any document you submit.
- DOEE will attempt to resolve with you any violation that you mark as "AWE" or "DENY," when an explanation is provided. If the violation cannot be satisfactorily resolved, you will receive a Notice of Infraction directing you to file your response with the District of Columbia Office of Administrative Hearings. IMPORTANT: Keep a copy of everything that you send to the Department of Energy and Environment.**

SEND THIS COMPLETED AND SIGNED NOTICE AND YOUR CHECK OR MONEY ORDER, PAYABLE TO "D.C. TREASURER," TO:

**Department of Energy and Environment
Office of Enforcement and Environmental Justice
1200 First Street, NE, 5th Floor
Washington, DC 20002**

Completed and signed Notices, but not payments, may also be sent via fax to 202-535-2881 or e-mail (in PDF format) to DOEE.Enforcement@dc.gov.

DISTRICT OF COLUMBIA
DEPARTMENT OF ENERGY AND ENVIRONMENT
Petitioner,

v.

76 M INCORPORATED
Respondent

Case No: DOEE-19-L500791

PETITIONER'S DOCUMENT AND WITNESS LIST

Petitioner may offer any or all of the following documents at a hearing on this matter:

NUMBER	DESCRIPTION	DATE
100	ADMINISTRATIVE ORDER	04-26-2019
101	INVOICE FOR REIMBURSEMENT OF COMPLAINT INVESTIGATION COSTS	04-26-2019
102	CERTIFICATE OF SERVICE	04-29-2019
103	OFFICE OF TAX & REVENUE	10-08-2019
104	DCRA BUSINESS ENTITY	10-08-2019

In addition, Petitioner may call any or all of the following witnesses:

NAME	TITLE	CONTACT INFORMATION
Mouhaman Kola	Environmental Protection Specialist	1200 First Street, NE 5 th Floor Washington, DC 20002 202-578-5858

Respectfully submitted,

Mouhaman Kola
Printed Name

127
Badge Number

10/19/2019
Date


Signature

GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Energy and Environment



Lead-Safe and Healthy Housing Division

04-26-2019

**ADMINISTRATIVE ORDER
AO No. DOEE-19-L-50001775**

Issued To:	
Name & Mailing Address 76 M INC 3104 Bruce Place SE, Apartment 102 Washington, DC 20020-2951 Telephone:	Name & Mailing Address Telephone:
Business License/Permit Type:	Business License/Permit No:

The Department of Energy and Environment is issuing this Order pursuant to D.C. Code § 8-231.03(c) and 20 DCMR § 3320. The interior and exterior of dwelling units and child-occupied facilities are presumed to contain lead-based paint if constructed prior to 1978, and any paint that is deteriorated, chipping, peeling, or otherwise not intact is considered to be a lead-based paint hazard and is prohibited (20 DCMR § 3301.1).

Department Facts/Findings: Lead-based paint hazards were identified at the property during a complaint investigation on April 18, 2019.

~~Lead-based paint hazards were identified at 6149 Kansas Avenue NE in the following areas:~~

ROOM	COMPONENT
<ul style="list-style-type: none"> • OUTSIDE • OUTSIDE • OUTSIDE 	<ul style="list-style-type: none"> • DOOR (B) • DOOR LINTEL (B) • DOOR JAMB (B)

76 M INC is hereby ORDERED to complete the following actions at 6149 Kansas Avenue NE :

Authority	Required Action(s)	Complete by Date
20 DCMR § 3318.6	Following the requirements of 20 DCMR § 3318.6, USE INTERIM CONTROLS to repair any deteriorating paint identified as a lead-based paint hazard in this Order, and re-paint the surface, making sure that the paint is now in intact condition. You must also repair any underlying condition contributing to paint failure and must eliminate any dust and/or soil hazards. All work MUST BE PERFORMED BY	5/26/2019

Administrative Order AO No. DOEE-19-L-50001775

Authority	Required Action(s)	Complete by Date
	SOMEONE TRAINED IN LEAD-SAFE WORK PRACTICES pursuant to 20 DCMR § 3302.	
20 DCMR §§ 3315.4, 3315.5, and 3315.8.	OBTAIN A CLEARANCE REPORT that meets the requirements of 20 DCMR § 3318.7 <u>from a DC-certified lead risk assessor</u> , who must verify that all lead-based paint hazards identified were eliminated, along with any identified underlying conditions contributing to paint failure, and who must also specifically confirm that no lead-contaminated dust remains in any work area. If the risk assessor is working on behalf of a firm or business entity, the firm or business entity must also be certified in accordance with 20 DCMR § 3311. Submit the clearance report to DOEE at lead.clearance@dc.gov within 7 business days of its issuance.	5/26/2019
20 DCMR §§ 3315.4(a) and 3315.8.	Have an additional clearance examination conducted thirty-six (36) months, after completion of the interim control activities, and submit the clearance report to DOEE within 7 days of issuance.	See the required action(s) for the complete by timeframes.

If checked, see attachment.

Important: Failure of any order recipient to comply with this Order may result in an enforcement action, including but not limited to permit or certification revocation and a fine of up to \$25,000 per day.

Issued by KOLA, MOUHAMAN, Lead-Safe and Healthy Housing Division.

Signature: _____



Date/Time: 4/26/2019

To discuss this Order or to request an extension, contact the Lead-Safe and Healthy Housing Division at (202) 578-5858.



Si necesita ayuda en Español, por favor llame al (202) 442-9094 para proporcionarle un intérprete de manera gratuita.
 Nếu quý vị cần giúp đỡ về tiếng Việt, xin gọi (202) 442-9094 để chúng tôi thu xếp có thông dịch viên đến giúp quý vị miễn phí.
 Si vous avez besoin d'aide en Français appelez-le (202) 442-9094 et l'assistance d'un interprète vous sera fournie gratuitement.
 한국어로 언어 지원이 필요하신 경우 (202) 442-9094 로 연락을 주시면 무료로 통역이 제공됩니다.

Administrative Order AO No. DOEE-19-L-50001775

如果您需要用 (中文)接受幫助, 請電洽(202) 442-9094, 將免費向您提供口譯員服務。

You may request a 30-day extension of the deadline(s) in this Order, but it will be granted only if submitted prior to the deadline(s) and if you demonstrate that you are proceeding in good faith. A request for an extension must be submitted in writing to DOEE's Lead-Safe and Healthy Housing Division at 1200 First Street, NE, 5th Floor, Washington, D.C. 20002 or by e-mail to lead.extension@dc.gov. Please address the extension request to the person who issued this Order.

You have the right to appeal this Order by requesting a hearing at the District of Columbia Office of Administrative Hearings. You may file your case using an online form at oah.dc.gov or by mailing or delivering a written request for a hearing to the Office of Administrative Hearings • Attn: Court Clerk • 441 Fourth Street NE, Suite 450N • Washington, DC 20001 • Tel. (202) 442-9094. You have a right to a lawyer at your own expense.

You must request a hearing within 15 days of the date of this Order (20 days if you received the Order by mail) or the Order will become final.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Department of Energy and Environment

Lead-Safe and Healthy Housing Division
Lead Compliance & Enforcement Branch

April 26, 2019

To:
76 M INC
3104 Bruce Place SE Apartment 102
Washington, DC 20020-2951

Invoice for Reimbursement of Complaint Investigation Costs

A Department of Energy and Environment (DOEE) risk assessor conducted a risk assessment for lead-based paint hazards at the property located at **6149 Kansas Avenue NE Washington, DC 20011**, on **April 18, 2019**. As a result of this risk assessment, lead-based paint hazards were identified, and an Administrative Order to Eliminate Lead-Based Paint Hazards was issued to the property owner on **April 26, 2019**.

Pursuant to 20 DCMR §3320.3(d), property owners are required by law to reimburse the District for costs associated with the lead-based paint hazard evaluation that resulted in the identification of lead-based paint hazards. The costs associated with this risk assessment total **\$500**.

Accordingly, please send a check or money order payable to "DC Treasurer" in the amount of **\$500** to this office, at the address below, within 30 days of the issue date of this invoice. Include on the check or money order the property address where the DOEE risk assessment occurred.

Notice: If you do not pay this invoice within the indicated timeframe, additional fines, fees, or penalties may be imposed.

Payments are to be mailed to the following address:

Department of Energy and Environment
1200 First Street, NE / 5th Floor
Washington, DC 20002
Attn: Lead-Safe and Healthy Housing Division

Itemized Expenses for Risk Assessment Reimbursement

Risk Assessment	175
XRF Usage	75
Travel	25
Lab Samples	175
Report	50
Total Costs to be Reimbursed	500

Call 202-535-1934 with any questions.


Amber A. Sturdivant
Branch Chief, Lead Compliance and Enforcement Branch



1200 First St. NE, 5th Floor, Washington, DC 20002 | tel: 202.535.2600 | web: DOEE.dc.gov

Petitioner's Exhibit 101

DOEE76M 0041



CERTIFICATE OF SERVICE

Property Address 6149 Kansas Ave., NE #1 WDC 20011

The undersigned declares that he or she is over 18 years of age and has served or caused to be served a true copy of this **Administrative Order** on: **April 29, 2019**

<i>Respondent 1</i>	<i>Respondent 1's Agent</i>	<i>Respondent 2</i>	<i>Respondent 2's Agent</i>
<p>Respondent's address 76 M INC 3104 Bruce Place, SE #102 Washington, DC 20020-2951</p>			
<p>ADDRESSEE Person served is the: <input checked="" type="checkbox"/> Respondent</p> <p>ATTACHMENTS (circle/check box) <input checked="" type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p>SERVICE METHOD <input checked="" type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premise <input type="checkbox"/> Other-</p> <p>ADDRESS SOURCE <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input checked="" type="checkbox"/> Other-Tax & Revenue</p> <p>I certify, under penalty of perjury that: I am unable to determine whether the respondent is in the military service of the United States</p>	<p>ADDRESSEE Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-</p> <p>ATTACHMENTS (circle/check box) <input type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p>SERVICE METHOD <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other-</p> <p>ADDRESS SOURCE <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-</p>	<p>ADDRESSEE Person served is the: <input type="checkbox"/> Respondent</p> <p>ATTACHMENTS (circle/check box) <input type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p>SERVICE METHOD <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -</p> <p>ADDRESS SOURCE <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE Records <input type="checkbox"/> Other -</p>	<p>ADDRESSEE Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-</p> <p>ATTACHMENTS (circle/check box) <input type="checkbox"/> Order, Notice, Report, DHCD Single Family Rehab, Contractor lists <input type="checkbox"/> Letter</p> <p>SERVICE METHOD <input type="checkbox"/> U.S. Mail First-Class Postage Prepaid <input type="checkbox"/> Certified Mail, RRR <input type="checkbox"/> Conspicuous Posting on the Premises <input type="checkbox"/> Other -</p> <p>ADDRESS SOURCE <input type="checkbox"/> Recorder of Deeds <input type="checkbox"/> DCRA records <input type="checkbox"/> DOEE records <input type="checkbox"/> Other-</p>
Printed Name SERVER NAME Karen Gordon	Signature <i>Karen Gordon</i>	Date of Service <i>April 29, 2019</i>	



Office of Tax and Revenue



Property Detail

Address: 6149 KANSAS AVE NE

SSL: 3720W 0038

Record Details

Neighborhood:	TAKOMA	Sub-Neighborhood:	
Use Code:	23 - Residential Flats-Less than 5	Class 3 Exception:	No
Tax Type:	TX - Taxable	Tax Class:	001 - Residential
Homestead Status:	** Not receiving the Homestead Deduction		
Assessor:	REGINALD JACKSON		
Gross Building Area:		Ward:	4
Land Area:	4,424	Triennial Group:	3

Owner and Sales Information

Owner Name(s):	76 M INC
Care Of:	
Mailing Address:	3104 BRUCE PL SE APT 102, WASHINGTON DC 20020-2951
Sale Price:	\$276,000
Recordation Date:	06/18/2012
Instrument No.:	65513
Sales Code:	M1 MULTI-VERIFIED SALE
Sales Type:	I - IMPROVED

Tax Year 2020 Preliminary Assessment Roll

	Current Value (2019)	Proposed New Value (2020)
Land:	\$336,930	\$361,180
Improvements:	\$168,700	\$183,000
Total Value:	\$505,630	\$544,180
Taxable Assessment: *	\$505,630	\$544,180

* Taxable Assessment after Tax Assessment Credit and after \$74,850 Homestead Credit, if applicable. [\(Click here for more information\).](#)

** If you believe you should be receiving tax relief through the Homestead deduction program and if you are domiciled in the District and this property is your principal place of residence, you can access the link below, complete the form, and return it per the instructions. For additional information regarding the Homestead program, call (202)727-4TAX. [Click here to download the Homestead Deduction and Senior Citizen Tax Relief application *](#)

If the real property does not appear on the map below, please either search the map manually or email questions or feedback to maps.title@dc.gov. If emailing, please provide the Square Suffix Lot and property address (if applicable).

Pay Here

[View Tax Information](#) | [View Property Features](#) | [View Payments](#) | [View Current Tax Bill](#)



Department of Consumer and Regulatory Affairs

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76 M INC. - Initial File Number: 962641

[Main](#) [Reports](#) [Trade Names](#) [Governors](#)

Entity Info

Business Name	76 M
Suffix	INC.
Registration / Effective Date	8/14/1996
Commencement Date	8/14/1996
Entity Status	Active
Foreign Name	NA
Date of Organization	8/14/1996
State	District of Columbia
Country	USA

Business Address

Line1	3104 BRUCE PL S.E
Line2	#201
City	WASHINGTON DC
State	District of Columbia
Zip	20020

Agent

Is non-commercial Registered Agent?	Yes
Name	PETER ODAGBODO

Address

Line1	3104 BRUCE PLACE S.E. #102
Line2	#201
City	Washington
State	District of Columbia
Zip	20020
Email	Podagbodo@aol.com

[Return to Home](#)

CERTIFICATE OF SERVICE

Case Number DOEE-19-L500791

The undersigned declares that he or she is over 18 years of age and has served or caused to be served a true copy of this Enforcement Notice on:

<u>Respondent 1</u>	<u>Respondent 1's Agent</u>	<u>Respondent 2</u>	<u>Respondent 2's Agent</u>
76 M Incorporated 3104 Bruce Place SE # 201 Washington, DC 20020-2951	Peter Odagbodo 3104 Bruce Place SE #201 Washington, DC 20020		
<u>ADDRESSEE</u> Person served is the: <input checked="" type="checkbox"/> Respondent	<u>ADDRESSEE</u> Person served is the: <input checked="" type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-	<u>ADDRESSEE</u> Person served is the: <input type="checkbox"/> Respondent	<u>ADDRESSEE</u> Person served is the: <input type="checkbox"/> Registered Agent <input type="checkbox"/> Respondent's Counsel <input type="checkbox"/> Other-
<u>ATTACHMENTS</u> <input checked="" type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<u>ATTACHMENTS</u> <input checked="" type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<u>ATTACHMENTS</u> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-	<u>ATTACHMENTS</u> <input type="checkbox"/> Lists and Exhibits <input type="checkbox"/> Other-
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<p>I certify, under penalty of perjury that: I am unable to determine whether the respondent is in the military service of the United States</p>			
Printed Name	Signature	Date of Service	
Diane Johnson	<i>Diane Johnson</i>	10/17/19	