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Law Enforcement Sensitive

NOT ATTACHED:

Retained in the files of the Department of the Army Inspector General (DAIG), Washington, DC.

59. DAIG Hotline Completion Report, 8 Dec 05.

Numerous documents are not attached to this copy of the USACIDC report due to the Federal Rules of Criminal Procedure, Rule 6e.

The originals of Exhibits 2, 4-9, 14-17, 20-22, 24, 25, 36-52, and 54-58 are forwarded with the USACRC copy of this report. The originals of Exhibits 1, 3, 18, 19, 23, 35, and 53 are maintained in the files of the US Environmental Protection Agency - Criminal Investigative Division, Louisville, KY. The originals of Exhibits 10-13 are maintained in the files of the Kentucky Office Inspector General, Frankfort, KY. The originals of Exhibits 26-34 are maintained in the files of the Kentucky Department of Environmental Protection, Frankfort, KY.

This is a Final Report. On 25 Mar 09, this office was notified by the Department of Justice - Environmental Crimes Section (DOJ-ECS) Attorney [REDACTED] Washington, DC of his decision to decline this case for prosecution. DOJ [REDACTED] stated that although BGCA Employees were committing administrative violations when they did not follow existing Regulations and SOPs, however those administrative violations did not reveal any criminal intent.

CID reports of investigation may be subject to a Quality Assurance Review by CID higher headquarters.