

Department of Justice

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Western District of New York

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PITTSFORD MAN PLEADS GUILTY TO VIOLATING THE CLEAN AIR ACT

ROCHESTER, N.Y.-- U.S. Attorney William J. Hochul, Jr. announced today that Kenneth J. Horan, 38, of Pittsford, N.Y., pleaded guilty to violating the Clear Air Act and National Emission Standards applicable to asbestos. The charge carries a maximum penalty of five years in prison, a \$250,000 fine, or both.

Assistant U.S. Attorney John J. Field, who is handling the case, stated that Horan supervised a renovation project in October 2009 for a commercial building located at 4366 Culver Road, in the Town of Irondequoit. Although the defendant knew that the project required him to remove materials containing friable asbestos, a hazardous substance and carcinogen, Horan failed to comply with legally-required safety measures for removing such toxic material.

“Those involved in any remediation or renovation project have an obligation to follow the federal environmental health laws,” said U.S. Attorney Hochul. “Ignoring regulations that are in place to protect the public can endanger the lives of those working on a project as well as those who work and live nearby.”

The plea is the culmination of investigative efforts by the United States Environmental Protection Agency, Criminal Investigation Division, under the direction of Special Agent-In-Charge, William V. Lometti, and the New York State Department of Environmental Conservation Police, under the direction of Captain David Bennett.

Sentencing is scheduled for February 15, 2012, at 10:00 a.m. before Judge Larimer.