

The documentation will be submitted annually as follows:

Covered period	Report due date
Oct. 1, 1991–Sep. 30, 1992.	Nov. 1, 1992.
Oct. 1, 1992–Sep. 30, 1993.	Nov. 1, 1993.

All support documentation and records pertinent to the violations resolved by the Conciliation Agreement and submitted to OFCCP shall be retained until the expiration of the Conciliation Agreement or consistent with regulatory requirements (41 CFR 60–3.15) whichever is later.

This Conciliation Agreement shall remain in full force and effect until such time as Kimmins is notified by OFCCP that it has met all of the terms of this Agreement or for two (2) years following its execution by the District Director, whichever comes first.

Part IV: Signatures

This Conciliation Agreement is hereby executed by and between the Office of Federal Contract Compliance Programs and Kimmins Abatement Co.
Dated: November 19, 1991.

Michael O'Brien,

*Regional Manager, Kimmins Abatement Co.,
256 3rd Street, Niagara Falls, NY 14303.*

Dated: November 20, 1991.

Mary Ellen Bentivogli,

Asst. District Director, Buffalo District Office.

Dated: November 20, 1991.

Allan Cecchini,

Compliance Officer, Buffalo District Office.

Dated: November 20, 1991.

Garland Sweeney,

District Director, Buffalo District Office.

Service Sheet

Case Name: Kimmins Abatement Corporation and Kimmins Environmental Services Corp.

Case Number: 94–OFC–20.

Title of Document: Consent Decree.

I hereby certify that on December 21, 1994 a copy of the above-entitled document was mailed to the following parties:

Laura Ann Brown,

Legal Technician.

Certified Mail

Director, Office of Administrative Appeals, U.S. Department of Labor, Room S–4309, 200 Constitution Avenue, NW, Washington, DC 20210
Robert Reich, Secretary of Labor, U.S. Department of Labor, Room S–2018, 200 Constitution Avenue, NW, Washington, DC 20210
Gretchen M. Luken, Esq., U.S. Department of Labor, Office of the

Solicitor, 200 Constitution Ave., NW, Room N–2464, Washington, DC 20210
Robert A. Doren, Esq., Flaherty Cohen Grande Randazzo Doren P.C., Suite 210, Firstmark Building, 135 Delaware Avenue, Buffalo, NY 14202
Josephine A. Greco, Esq., Offermann, Cassano, Pigott & Greco, 1776 Statler Towers, Buffalo, NY 14202–3090

Regular Mail

Office of Federal Contract Compliance Programs, U.S. Department of Labor, Room C–3325, FPB, 200 Constitution Avenue, NW, Washington, DC 20210
Associate Solicitor, Civil Rights Division, U.S. Department of Labor, Room N–2464, FPB, 200 Constitution Avenue, NW, Washington, DC 20210
Patricia M. Rodenhause, Esq., Regional Solicitor, Office of the Solicitor, U.S. Department of Labor, 201 Varick Street, Room 707, New York, NY 10014–4811

Solicitor of Labor, Office of the Solicitor, U.S. Department of Labor, Room S–2002, FPB, 200 Constitution Avenue, NW, Washington, DC 20210
Special Counsel to the Assistant Secretary of Labor, U.S. Department of Labor, Employment & Training Admin., Room N–4671, 200 Constitution Avenue, NW, Washington, DC 20210

President, Kimmins Abatement Corporation, 256 Third Street, Niagara Falls, NY 14303

Garland Sweeney, District Director, U.S. Department of Labor, Employment Standards Admin., Office of Federal Contract Compliance Programs, 6 Fountain Plaza, Suite 300, Buffalo, NY 14202

Francis Williams, Chief Executive Officer, Kimmins Environmental Services Corporation, 1501 Second Avenue, Tampa, FL 33605

Harry Anbarlian, Acting Regional Director, U.S. Department of Labor, Employment Standards Admin., Office of Federal Contract Compliance Programs, 201 Varick Street, Room 750, New York, NY 10014

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Office of Federal Contract Compliance Programs

Kimmins Industrial Service Corporation, Debarment

AGENCY: Office of Federal Contract Compliance Programs, Labor.

ACTION: Notice of Debarment, Kimmins Industrial Service Corporation.

SUMMARY: This notice advises of the debarment of Kimmins Industrial

Service Corporation (hereinafter “KISC”), as an eligible bidder on Government contracts and subcontracts and federally-assisted construction contracts and subcontracts. The debarment is effective immediately.

FOR FURTHER INFORMATION CONTACT: Annie Blackwell, Director Program Policy, Office of Federal Contract Compliance Programs, U.S. Department of Labor, 200 Constitution Ave., N.W. Room C–3325, Washington, D.C. 20210 ((202) 219–9430).

SUPPLEMENTARY INFORMATION: On December 21, 1994, pursuant to 41 CFR 60–30.31, *et seq.*, the Administrative Law Judge approved a consent decree which provides: (1) KISC is ineligible for the award of any Government contracts or subcontracts for at least 180 days, and thereafter until KISC satisfies the Deputy Assistant Secretary for Federal Contract Compliance Programs that KISC is in compliance with Executive Order 11246, as amended. A copy of the Consent Decree is attached.

Signed January 5, 1995, Washington, D.C.

Shirley J. Wilcher,

Deputy Assistant Secretary For Federal Contract Compliance Programs.

United States Department of Labor, Office of Federal Contract Compliance Programs, Plaintiff, Kimmins Abatement Corporation and Kimmins Environmental Service Corporation, Defendants; Consent Decree

[Case No. 94–OFC–20]

This Consent Decree is entered into between the Plaintiff, United States Department of Labor, Office of Federal Contract Compliance Programs (hereinafter “OFCCP”), and Defendants Kimmins Abatement Corporation (“KAC”) and Kimmins Environmental Services Corporation (“KESC”), in resolution of the Administrative Complaint filed by OFCCP pursuant to Executive Order 11246 (30 Fed. Reg. 12319), as amended by Executive Order 11375 (32 Fed. Reg. 14303) and Executive Order 12086 (43 Fed. Reg. 46501) (“Executive Order”). The Administrative Complaint alleged that Defendant violated the terms of a conciliation agreement which was executed by Defendant KAC and OFCCP and which became effective on November 20, 1991.

Part A. General Provisions

1. The record on the basis of which this consent Decree is entered shall consist of the complaint and the Consent Decree and the attachments thereto.

2. Attachment A of the Consent Decree consists of the conciliation