

U.S. Department of Justice  
Civil Rights Division  
Coordination and Review Section

COMPLAINT FORM

FAX: 202-307-0595

Attn: FCS  
February 14, 2013

1. Name and Address

(b) (6) - Privacy

or (b) (6) - Privacy Hempstead Texas 77445

Waller, Texas 77484

(b) (6) - Privacy Home (b) (6) - Privacy Cell

2. Person discriminated against

Citizens of the city of Hempstead, TX., Waller Co TX off Hwy 290 and Hwy 6, Contact Mayor Michael Wolfe and Prairie View A&M University, Prairie View, TX. Attn: Kelvin Kirby, Waller Co TX off Hwy 290.

The city of Hempstead is a minority city with approximately 60 or 75% minorities. This part of the county is mostly farm, cattle, watermelons, and the sale of vegetables from their land. These citizens that I have become to know from helping us with our farm equipment repairs and of buying their items are hardworking and family loving people. Their children go to the schools, go to the churches and they play football at school and are in FFA and other school activities. They all seem hardworking citizens.

Prairie View University is one of the oldest Universities in Texas and is approximately 96% minorities. This school had adult classes on Pond Management, the Protein in Hay, and other studies of Cattle. These classes were for farmers of Waller Co. I was able to attend many classes.

Also while living in Houston, my Cardiologist Doctor wanted to start an urgent care center or small hospital at the University. This wonderful Doctor came to Prairie View to tell the officials his plan and how it would be run. Before this Doctor could return to his office in Houston, the Superintendent's office had called and told the Doctor he could not have an urgent care center and for him not to come back. The Governor of Texas appoints the superintendent of Prairie View School. In my opinion, the Governor had ordered this ruling against the Doctor...

There is no medical care in the county, no urgent care center, no county hospital, and no help for the county people. You have to go out of county to get medical help. The last time there was a hospital of any kind of medical help was in 1985. The Commissioners Court since 1985 have seen no reason for medical help only Landfills where, I believe, they will receive funds.

This discrimination against is the citizens in the City of Hempstead and The University of Prairie View.

The University contact Kelvin Kirby, PhD 936-261-9798 and address 689 Anne Preston St. Prairie View, TX. 77446. The City of Hempstead to contact The City Mayor Michael Wolfe PhD 979-826-2486. Hempstead, Texas 77445.

3.

Agency and department or program that discriminated:

In my opinion, discriminations are from our elected county officials, the Commissioners Court of Waller Co. Two commissioners and the County Judge. There were two commissioners that were voted out as of Jan 1, 2013. These commissioners had full knowledge of all discrimination. Also, from TCEQ Texas Commission on Environmental Quality in Austin that has the right to allow this discrimination to go on. Also, the Governor of Texas that controls TCEQ and appoints them.

The County Judge and Commissioners have allowed Georgia Green Group Holdings Propose Landfill (Permit No. 2377) to come on 740 acre land for a landfill. Also, TCEQ has not taken into consideration of Human Justice or Human Rights for this Landfill and have allowed this Landfill to proceed as planned. Also, with letters of rights to stop this Landfill to the Governor have not been answered.

The proposed site is approximately one or one or two miles from Hempstead with a large overpass from Hwy. 290 onto Hwy. 6. The proposed site is to be on Hwy. 6, which goes to Texas A&M and President Brush's Library in Bryan College Station. This overpass is right over this little city. I was told they will allow 500 to 700 trucks a day from Houston to use this landfill. Also, I was told this Landfill is going to be the largest in Texas.

The University is approximately 4 or 5 miles from the proposed site on Hwy 290. The smell, the filth and bacteria, viruses and possible even cancer from the landfill will cause the school to lose students and revenue that is so badly needed. Also, the little city will be in more danger because they are right under the overpass. They would be subject to developing certain types of cancer, seizures, eye irritation, skin rashes, abdominal pain, and respiratory symptoms and of having children with birth defects. Additional studies reported findings of excess leukemia, kidney disorders, and spontaneous abortions.

The life span of the proposed Pintail Landfill is 49 years; therefore TCEQ decision will impact this community of Minorities and their descendants into the next five decades. The Minorities that will work in the landfill have an increase exposure to potentially life threatening illnesses. The County Judge, the Commissioners, Texas Governor and TCEQ allowing this proposed landfill to these minorities will only destroy the growth, wealth and prosperity of their future.

I was not aware about the Landfill due to my heart condition and age; therefore I had to learn to fight for these people rights and to stop the corruption and collusion against innocent citizens. The only reason, I believe they had chosen this part of the county because of the minorities and the poor citizens.

To one of the Commissioner that I had called and expressed concerns regarding the Landfill could possibly cause personal injury to the citizens of this county. These citizens could acquire an attorney and fill charges for injury to a child. "He laughed and said these people could not do anything they have no money and didn't know what to do."

Also, talking to the County Judge over the phone, I told him what was he doing selling our souls to the devil? He replied, "That he was very glad for the landfill and that this County needed one and was glad to go home and tell his grandchildren." The County Judge lives in the south part of the County (approximately 95% white) and I was told Pintail Landfill had wanted that land. In my opinion, the Judge persuaded Pintail to come to Hempstead part of the County. He told others there was an airport nearby. But the location where the landfill was proposed was far from the airport. In my opinion, it was the race of people that had changed his mind. Someone has to help the people from the devil in Texas.

4a

Race Non-employment

4b

Not employment

5 Most convenient time to call.

Please call anytime on my house phone or cell phone. If I do not answer please call back.

6 If I can't be reach

My husband can be reached but he works in Houston and my daughter is a director at a hospital in Bryan, Texas. Also, my neighbors are working for the minorities and the school.

My Daughter's No. (b) (6) Privacy

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No Attorney

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Earliest date of discrimination  
Recent Date

I believe 2010  
On going

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Waiver

The Commissioners Court had secret meetings with TCEQ and to Pintail. There were talks that commissioners made trips to the Landfill home office and was planning on this without the general public knowing of it. This I don't think I could prove or the commissioners said I would be unable to prove. I feel the Judge and Commissioners had planned this landfill and this location for a long time.

I have written or called to the following for Help:

The President of the US  
Gov Perry  
Dateline NBC, 30 Rockefeller in New York  
Ron Curry, EPA  
(b) (6) Privacy  
(b) (6) Privacy  
TCEQ  
The FBI,  
Senator Glenn Hegar  
James Bradley Law Firm Houston  
Atty Marisa Perales  
Several from EPA  
State of Texas Commission on Judicial Conduct

## 10 What Happened

The County Officials have discriminated on the elderly and weak citizens. I have insurance, and I was able to have life with medical around me. These citizens of Waller County do not or rather in the little city have insurance, money for the sick, not even a Medical Care in this entire County. We are going to have a huge Landfill but no medical care when the big ball of filth comes down from Hwy 290's overpass onto Hwy 6 falls down on these Minorities. I think the students and staff at the University have medical help but being discriminated because of their race.

This is my own opinion as to what happened to this county's poor and minorities citizens. I'm calling them poor citizens because I do believe the County Judge and his commissioners worked hard to find a certain part of this county to fit into so they could do what they wanted to without the least amount of resistance from the public. It was rumored; the Governor was part of it also because the Governor controls all TCEQ and the environment. The talk was the Judge would receive \$1.50 for every ton of dump from the landfill and the Governor would receive \$1.25 for every ton of dump from the landfill. These funds, they say, goes into their slush funds to be spent however they want. This is all hear say. I believe the Judge, Commissioners, and TCEQ did not expect this much resistance from the general public. I feel certain, they were thinking we felt as they did and to mash the minorities into the ground and maybe they will just go away.

Sirs, this will not happen as long as I am alive.

One does wonder because when TCEQ came for our public meeting, TCEQ looked as if they were bored out of their minds from talking to Waller Co citizens. Also, some from TCEQ actually went to sleep and almost fell from their chairs while the citizens were trying to talk to them to stop the landfill. (We have a video). Whenever it was my turn to talk to TCEQ, the TCEQ announcer told me that I had to sit down, I told her to shut up, that my three minutes was not up. She became upset because I was questioning their duties for all citizens of Waller Co. Their environment, their health, their way of life and I believe these citizens are treated differently from me because as to who they are, the way they live, and the way they look. Please help them.

Please see attached copy of my daughter's complaint to TCEQ regarding the landfill. She has a master's degree in medical.

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No retaliation at this time but I do expect retaliation later.

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Other witnesses, fellow citizens

Group CALH Citizens Against the Landfill in Hempstead

The city of Hempstead written resolution, City of Prairie View A&M, the students of Prairie View A&M, resolution, and (b) (6) - Privacy

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Other information relevant

The commissioner (a realtor) that was voted out Jan.1, 2013, in 2012 sold land behind the Waller Co. Fairground to people that was building homes. Several families bought and build homes on these roads. The Commissioner told the home owners that the unsold land of 25 acres would always be sold as residential. He would never sell a business land behind the fairground and nowhere near their home

The next month, the commissioner sold the 25 acres to Pro Line Material, Inc. Wholesale Asphalt Co. 22010 Fairground Rd Hempstead, Tex 77445. (the fairgrounds is 22000 Fairground Rd) Later the Asphalt Co. was hauling trucks loaded with material and they had a dump site that had a large ridge around. There were calls and calls to different origination about the smell and hot oil but no answer with TCEQ beside them, they didn't have to answer.

The Asphalt Plant is approximately.. Four miles from downtown Hempstead and about six miles from the University. TCEQ approved this contamination in a residential area that a Commissioner had sold.

Again, TCEQ has approved a contaminated plant in the same area.

On January 30, 2013, The Waller Times posted Notice of Application and Preliminary Decision for an Air Quality Standard Permit of Concrete Batch Plant Registration Proposed Registration Number 105651.

Clearstream Wastwater Systems, Inc. P.O. Box 7568, Beaumont, Texas 77726-7568.

The executive director of TCEQ has completed the technical review of the application and determined that the application meets all of the requirements of a Standard Permit. The proposed facility will emit the following air contaminants: particulate matter including (but not limited to) aggregate cement, road dust, and particulate matter with diameters of 10 microns or 2.5 microns or less.

This proposed Concrete Batch Plant is located 42727 Old Houston Highway, Waller, Texas 77484 in Waller Co, Texas. This location is about 4 or 5 miles from the Asphalt Plant and about 5 to 6 miles from the large Landfill. Also, this proposed plant is across the Highways from the University with only Hwy 290 and business 290 to filter the dust and anything that is coming out of the concrete plant.

We have three air and water contamination all around us that has been all approved by TCEQ. I do believe this maybe just the beginning of others coming on in because with a Governor appointed environmental control, we will have others. With the high percentage of minorities, they are saying come on in.

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What Remedy

TO HELP THIS COUNTY WITH THE FULLEST EXTENT OF THE LAW. STOP THIS TERRIBLE LANDFILL AND OTHER CONTAMINATION OF OUR WATER AND LAND. STOP ALL THE DISCRIMINATION, MINORITY ABUSE, PREJUDICE, AND LET OUR ENTIRE CITIZENS HAVE PEACE AND A HAPPY LIFE TOGETHER FREE FROM ALL WHAT THE COUNTY JUDGE, THE TWO COMMISSIONERS, TCEQ, AND OUR GOVERNOR WOULD LIKE FOR THEM TO HAVE. I PRAY THIS WILL HAPPEN. WE NEED HELP TO STOP THIS DISCRIMINATION FROM OUR ELECTED OFFICIALS. TO STOP OFFICIALS THE POWER TO ALLOW LANDFILLS TO COME TO MINORITY CITIES OR WHERE EVER THEY CHOOSE TO THE HIGHEST BIDDER. THESE COUNTY OFFICIALS HAVE VIOLATED CITIZENS CIVIL RIGHTS.

15 Complaints to other office

No

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I will leave all complaints and matters to U.S. Department of Justice Civil Right Div.  
And I feel confident that the Justice Dept. will take charge.

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Have not filed a charge

18

Aid that the agency or others receives from the Federal Government  
Unknown

**(b) (6) - Privacy**

Signature

2/14/13

Date

Additional Sheets to Explain

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How did I learn that I could fill this complaint?

From the FBI

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None