



COMMONWEALTH OF MASSACHUSETTS  
**Board of Registration**  
of  
**Hazardous Waste Site Cleanup Professionals**

ONE WINTER STREET, 3rd Floor  
BOSTON, MA 02108  
PHONE: 617-556-1091 FAX: 617-292-5872

May 29, 2008

For additional information contact:  
Terry Wood  
617-292-5814  
[Terry.Wood@state.ma.us](mailto:Terry.Wood@state.ma.us)

**STATE BOARD SUSPENDS LICENSE  
OF HAZARDOUS WASTE SITE CLEANUP PROFESSIONAL**

BOSTON – John R. Davey, whose office is located in Rockland, has entered into a consent agreement with the Massachusetts Board of Registration of Hazardous Waste Site Cleanup Professionals to resolve a disciplinary complaint that was pending against him. As part of this consent agreement, Mr. Davey’s license to practice as a Hazardous Waste Site Cleanup Professional will be suspended for one year.

Hazardous Waste Site Cleanup Professionals, who are also known as “Licensed Site Professionals” or “LSPs,” are licensed by the Board to oversee the assessment and cleanup of property in Massachusetts that has become contaminated with oil, gasoline, or other hazardous materials. Property owners and others who are legally responsible for the contamination hire LSPs. In the course of doing their oversight work, LSPs and their clients must submit written reports to the Massachusetts Department of Environmental Protection (MassDEP). MassDEP and any member of the public may file a complaint with the Board alleging that an LSP did not meet state requirements or professional standards in conducting assessment and cleanup activities at contaminated sites.

Prior to the entry of the consent agreement, the Board was in the process of investigating allegations of professional misconduct contained in a disciplinary complaint filed against Mr. Davey. The complaint, filed by a former client in 2005, alleged that the LSP filed a report with MassDEP stating that no significant risk existed at a site in Jamaica Plain when available analytical data indicated that lead remained in soil at concentrations above applicable standards. The complaint included the results of a MassDEP audit that determined risk was still present at the site due to the concentrations of lead in soil. MassDEP required additional work be performed at the property.

On May 27, 2008, with the complaint still under investigation, the Board and Mr. Davey entered into an Administrative Consent Order that resolved the disciplinary matter. Pursuant to this Consent Order, while Mr. Davey has not admitted to any wrongdoing, he has agreed that his LSP license will be suspended for one year.

Debra Stake, a member of the Board, stated: “By suspending Mr. Davey’s license, the Board is protecting the public and the environment, and upholding the Board’s standards of professional conduct.”

The Board works to maintain high standards of practice by LSPs by establishing qualifications for licensure, administering a licensing exam, requiring that LSPs obtain continuing education, and investigating complaints against LSPs to ensure compliance with state laws, regulations, and the Board’s own rules of professional conduct.

Additional information about the Board, a list of LSPs, and other information about the state’s waste site cleanup program can be found at the Board’s Web site at <http://www.mass.gov/lsp> or by calling 617-556-1091.

###