



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

**Minutes of Meeting on February 11, 2025**

**Approved on:** March 11, 2025

**Prepared by:** Terry Wood

**Meeting Location:** In person at 100 Cambridge Street, Boston and remotely via ZOOM

**List of Documents Used at the Meeting:**

1. Agenda
2. Draft Professional Conduct Minutes from January 21, 2025
3. Active Case List
4. Redacted Complaint 24C-02 and Redacted LSP Response

- 1. Call to Order:** Jamie Smith called the meeting to order at 12:13 p.m.  
Present remotely via ZOOM: Gail Batchelder, Kathleen Campbell, Craig Ellis, Kirk Franklin, Paul McKinlay, Deirdre Menoyo and Jamie Smith. Board members present in the room: David Austin and Diane Baxter. Board members absent: Gregg McBride.

Staff members present in the room: Christopher Borges, Matthew Lyne and Terry Wood.  
Staff members present remotely via ZOOM: Notoshia Dix.

Also present remotely via ZOOM were: Wendy Rundle, LSPA Executive Director; Kristi Lefebvre, LSPA Communications Manager; Brian Roden, MassDEP; Lori McCarthy; Christopher Gill, and Lars Andersen.

- 2. Announcements:** There were no announcements.

**3. Review of Draft Minutes from January 21, 2025 Committee Meeting Minutes**

The draft meeting minutes from the January 21, 2025 meeting were approved without changes by all members in attendance via roll-call vote.

**4. Old Business**

**A. Status of Complaint Review Teams (CRTs)**

The active case list was reviewed, and the status of each case was discussed.

**5. New Business**

**A. Complaint 24C-02**

Mr. Lyne stated that MassDEP submitted this complaint in December and a written response from the LSP was received January 31, 2025. He presented an overview of the main site that is the subject of the complaint and stated that the complaint alleges:

- 1) LSP committed multiple violations of 310 CMR 40.0000, including making false and misleading statements;
- 2) LSP failed to identify an Imminent Hazard; and
- 3) LSP failed to hold paramount public health.

He added that the LSP raised the following defenses in his/her written response:

- 1) LSP was not responsible for many of the MCP violations because the PRP did not want to pay and the PRP did not authorize the work;
- 2) Some of the MCP violations were only administrative errors;
- 3) LSP had minimal experience with sites in Remedy Operation Status and sites with Active Exposure Pathway Mitigation Measures;
- 4) LSP performed adequate due diligence to determine that an Imminent Hazard did not exist; and
- 5) Environmental Justice activities are not required by regulation.

A motion was made and seconded to accept the complaint for investigation and appoint a Complaint Review Team. The motion passed unanimously by roll-call vote with the exception of Ms. Baxter who recused herself from the complaint and did not vote. Mr. Austin and Mr. Franklin volunteered to serve on the CRT along with Ms. Wood.

**6. Future Meeting – March 11, 2025.**

**7. Adjournment:** The meeting was adjourned at 12:23 p.m.