

Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

One Winter Street Boston, MA 02108 • 617-292-5500

Charles D. Baker
Governor

Karyn E. Polito
Lieutenant Governor

Kathleen A. Theoharides
Secretary

Martin Suuberg
Commissioner

June 21, 2021

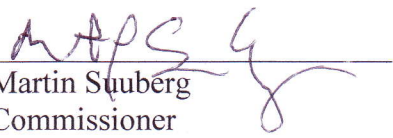
In the Matter of
NS Holdings, LLC

Docket No. 2021-001
Enforcement #00010308
Lynn, MA

FINAL DECISION

I have reviewed the attached Administrative Consent Order with Penalty and Notice of Noncompliance signed on May 17, 2021 by David Cutler, Manager of NS Holdings LLC, and on May 26, 2021 by Eric Worrall, Regional Director for the Department (ACOP #00011268).

The Department issues this Final Decision incorporating the Administrative Consent Order with Penalty. The Petitioner is ordered to pay a civil administrative penalty of forty-four thousand and five hundred dollars (\$44,500) with a suspended amount of (\$24,500) contingent upon the petitioner's compliance with the terms of the settlement agreement and in accordance with paragraphs 13 and 20 of the Administrative Consent Order. Under the terms of 310 CMR 1.01(8)(c), this proceeding is dismissed with the parties waiving whatever rights they may have to further administrative review before the Department as well as any appeal to court.


Martin Suuberg
Commissioner

This information is available in alternate format. Contact Michelle Waters-Ekanem, Director of Diversity/Civil Rights at 617-292-5751.
TTY# MassRelay Service 1-800-439-2370
MassDEP Website: www.mass.gov/dep

Printed on Recycled Paper

SERVICE LIST

In The Matter Of:

NS Holdings, LLC.

Docket No. 2021-001

**File No. 00010308
Lynn**

Representative

Party

William D. Gardiner, Esq.
Brodigan and Gardiner LLP
40 Broad Street
Boston, MA 02109
wgardiner@brodiganlaw.com

PETITIONER
NS Holdings, LLC.

Colleen McConnell, Senior Counsel
Office of General Counsel
MassDEP-NERO
205B Lowell Street
Wilmington, MA 01887
Colleen.mcconnell@mass.gov

DEPARTMENT

Cc:
Heidi Zisch, Chief Regional Counsel
MassDEP-NERO
205B Lowell Street
Wilmington, MA 01887
Heidi.zisch@mass.gov

DEPARTMENT

John MacAuley, Section Chief
Bureau of Air and Waste
MassDEP-NERO
205B Lowell Street
Wilmington, MA 01887
John.macauley@mass.gov

DEPARTMENT

Grady Dante, Environmental Analyst
Bureau of Air and Waste
MassDEP-NERO
205B Lowell Street
Wilmington, MA 01887
Grady.dante@mass.gov

DEPARTMENT

Leslie DeFilippis, Paralegal
MassDEP/Office of General Counsel
One Winter Street
Boston, MA 02108
Leslie.defilippis@mass.gov

DEPARTMENT