

# PROFESSIONAL CONDUCT MEETING MINUTES



COMMONWEALTH OF MASSACHUSETTS  
**Board of Registration**  
of  
**Hazardous Waste Site Cleanup Professionals**  
ONE WINTER STREET, 3<sup>rd</sup> Floor  
BOSTON, MA 02108

## PROFESSIONAL CONDUCT COMMITTEE

Minutes of Meeting on September 19, 2018

Approved on October 17, 2018

**Prepared by:** Beverly Coles-Roby, Esq.

**Meeting Location:**

**MassDEP WERO  
436 Dwight Street  
Springfield, MA 01103**

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

- Agenda
- Draft Minutes of Meeting on August 15, 2018
- Active Disciplinary Cases Table
- Docket Nos.: 05C-07; 08C-03; 10C-01; 11C-04; 12C-01; and 18C-01

**2. Call to Order:** Executive Director, Beverly Coles-Roby, Esq., called the meeting to order at approximately 12:46 p.m. The Board members in attendance were, Marc J. Richards, Dr. Gail Batchelder, David Austin, Debra Listernick, Farooq Siddique, and Gregg McBride. Board members Maria Pinaud, Kirk Franklin, and James N. Smith were absent. Staff member Lori Williamson was present. Wes Stimpson of WES Associates and John Guswa of JG Environmental Inc. were also present. Board member Kathleen Campbell arrived at 12:57 p.m.

**3. Previous Minutes:** The draft minutes of the meeting held on August 15, 2018 were approved as written.

**4. Old Business: None**

**5. Status of Complaint Review Teams and Active Case List**

Ms. Coles-Roby reported on progress made since the August 15, 2018 meeting, giving reports on the status of each case as reflected in the Active Discipline Case List. She

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prefaced her comments by stating that all recent developments were catalogued in the Active Case List.

Ms. Coles-Roby reported that 05C-07, 10C-01, and 11C-04 would be discussed during Quasi-Judicial Session at the conclusion of today's Board meeting. She did however; state that an agreement for settlement had been reached in 11C-04.

Ms. Coles-Roby indicated that the Final Findings of Fact and Rulings of Law with respect to 08C-03 would be presented at the October 2018 Board meeting.

In 18C-01, Ms. Coles-Roby told the Committee that the investigation by the Complaint Review Team is ongoing and that the members are currently reviewing documents.

Mr. Stimpson asked about Ms. Coles-Roby's announcement that 12C-01 was being investigated. She responded that she misspoke; the next step in that case is drafting an Order to Show Cause. Ms. Coles-Roby clarified that the investigation in 18C-01 is ongoing.

### **6. New Business:**

Having reviewed the complaint as well as the LSP's response in 18C-02, Dr. Batchelder and Mr. Austin recommended that the Committee appoint a Complaint Review Team to investigate the matter. Dr Batchelder moved to appoint the CRT. Mr. Siddique seconded the motion, and the resulting vote was unanimous. The members assigned to the CRT were Ms. Listernick and Mr. McBride.

### **7. Future Meetings: October 17, 2018—MassDEP CERO**

**8. Adjournment:** The meeting was adjourned at approximately 12:57 p.m.