



Charles D. Baker, Governor
Karyn E. Polito, Lieutenant Governor
Stephanie Pollack, MassDOT Secretary & CEO



**MASSACHUSETTS UNIFIED CERTIFICATION PROGRAM
ADJUDICATORY BOARD**

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In the Matter of New England Specialty Services (MUCP #2016-0002)

MEMORANDUM

By letter dated August 17, 2016, New England Specialty Services (NESS) requested a hearing before the Adjudicatory Board of the Massachusetts Unified Certification Program in response to a determination of the Supplier Diversity Office (SDO), dated August 4, 2016, denying its application for expanded certification as a Disadvantaged Business Enterprise (DBE).

Pursuant to the Massachusetts Unified Certification Program, this Board is authorized to hear appeals from SDO's determination to decertify or remove a DBE's eligibility pursuant to 49 CFR §26.87. The Board does not have jurisdiction to hear appeals of SDO's denial of an expansion of services under an existing DBE certification.

ORDER

This matter is remanded to SDO for further proceedings in accordance with the requirements of 49 CFR Part 26, Subpart D.

Dated: October 6, 2016

The Adjudicatory Board

Albert A. Caldarelli
Miguel G. Fernandes
Kenrick W. Clifton
Albert B. Dalton

On behalf of the Board: _____