

Department of Environmental Protection

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Maura T. Healey Governor Rebecca L. Tepper Secretary

Bonnie Heiple Commissioner

Kimberley Driscoll Lieutenant Governor

January 22, 2024

In the Matter of Star Express, LLC 194 Whiting Street Docket No. 2021-026 File No. RPAN-BO-21-U-120 Facility Name: Express Petroleum Hingham, MA

FINAL DECISION

I am the Final Decision-Maker in this administrative appeal ("appeal") by special designation.

On August 31, 2021 the Massachusetts Department of Environmental Protection ("MassDEP" or "the Department") issued a \$500 Reporting Penalty Assessment Notice ("RPAN") to Star Express LLC for alleged violations of the Stage I Vapor Recovery Program at the Express Petroleum facility located at 94 Whiting Avenue in Hingham, Massachusetts. On October 15, 2023 the Department received the RPAN fee of \$500 from the petitioner Star Express. As a result of the Petitioner's payment of the penalty the petitioner has filed a voluntary withdrawal of this appeal. The petitioner's voluntary withdrawal constitutes a waiver by the petitioner to any further administrative review before the Department as well as any appeal to court, and accordingly, the appeal is dismissed as moot.

Salvatre M. Mirlandino

Salvatore M. Giorlandino Chief Presiding Officer

This information is available in alternate format. Please contact Melixza Esenyie at 617-626-1282. TTY# MassRelay Service 1-800-439-2370 MassDEP Website: www.mass.gov/dep

SERVICE LIST

IN THE MATTER OF: OADR Docket # 2021-026

STAR EXPRESS LLC Framingham

Petitioner:	Star Express LLC Asif Qadir 94 Whiting Avenue Hingham, MA 02043 email: <u>sameenazubi@yahoo.com</u>
Representative:	none listed
MassDEP:	Jeff Gifford MassDEP/Boston Bureau of Air and Waste / Stage I Vapor Recovery Program 100 Cambridge Street, 9 th Floor Boston, MA 02114 email: Jeffrey.gifford@mass.gov
Legal Representative:	Bruce Hopper, Chief Counsel MassDEP/Office of General Counsel 100 Cambridge Street, 9 th Floor Boston, MA 02114 email: <u>bruce.e.hopper@mass.gov</u> cc: Jakarta Childers, Paralegal email: <u>Jakarta.childers@mass.gov</u>