

Minutes of Professional Conduct Meeting—November 16, 2016



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

Minutes of Meeting on November 16, 2016

Approved on January 18, 2017

Prepared by: Beverly Coles-Roby

Meeting Location: MassDEP WERO
436 Dwight Street
Springfield, MA 01103

List of Documents Used at the Meeting:

1. Agenda
2. Draft Minutes of Meeting on October 19, 2016
3. Active Case List

1. Call to Order: Co-chairperson James N. Smith called the meeting to order at approximately 1:03 p.m. The Board members in attendance were Maria Pinaud, Robert Rein, Dr. John Guswa, David Austin, and Kathleen Campbell. Board members Debra Listernick, Farooq Siddique, and Kirk Franklin were absent. Staff members present were Beverly Coles-Roby and Lori Williamson. Board member Dr. Gail Batchelder arrived at 1:08 p.m. Wendy Rundle, Executive Director of the LSP Association (“LSPA”) arrived at 1:12 p.m. Mike Toomey, on behalf of Rick Stromberg, arrived at 1:27 p.m.

2. Previous Minutes: The draft minutes of the meeting held on October 19, 2016, were approved as written. Dr. John Guswa abstained from voting to approve the minutes.

3. Old Business:

4. Status of Complaint Review Teams and Active Case Table

At Mr. Smith’s request, the Complaint Review Teams (“CRT”) reported on progress made since the October 2016 meeting. Ms. Coles-Roby gave the reports on the status of each case as reflected in the Active Discipline Case List.

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Ms. Coles-Roby reported on 05C-07 stating that the LSP's brief was filed on October 21, 2016. She added that the case would be discussed in Quasi-Judicial Session at the conclusion of today's Board meeting.

Ms. Coles-Roby also reported she had moved to extend the time to file the Board's Post Hearing Brief in 08C-03.

She stated that the status of 10C-01 remains unchanged as set out in the Active Discipline Case List, with a date for finalization set by the Massachusetts Superior Court of April 16, 2018.

Ms. Coles-Roby informed the committee that the CRT will present its report in 11C-04 at the next Board meeting.

In the matter of 12C-01, Ms. Coles-Roby reminded the committee that this is the same LSP as in 05C-07. She said that Ms. Williamson is reviewing the documents, and the CRT will schedule a meeting in early 2017.

The CRT in 16C-01 is reviewing documents forwarded by Ms. Williamson. Ms. Coles-Roby indicated that the CRT will set a date for a conference call before the next Board meeting. Mr. Austin requested that the conference call establish a timeline for handling the case.

5. New Business:

No new business was discussed.

6. Future Meetings: January 18, 2017—The December 21, 2016 meeting was cancelled, and the location was changed from MassDEP NERO to the New Bedford Whaling Museum pending confirmation from Mr. Franklin.

7. Adjournment: The meeting was adjourned at approximately 1:15 p.m.