Panel Discussion: LSRP Roles and Responsibilities

Panelists:  Wanda Chin Monahan, Esq., Moderator
– Ken Kloo, Director, Division of Remediation Management, SRWMP
– Keith Gagnon, LSRP Consulting
– Ken Goldstein, Ransom Environmental, LSRP
– Jillian K. Mooney, Esq., Bressler Amery Ross
– Susan McCurrie, Esq., Hudson County (RP perspective)

1. General role of an LSRP

**DEP and LSRP perspectives**

- To educate, inform and advise PRCR – Ken Kloo
  - LSRP as client advocate (while meeting all the rules); not an “agent of the state.” – Ken Goldstein
    - LSRP’s role is to assist PRCR while still complying with rules – not mutually exclusive.
  - LSRP in third party role (i.e. not the remediation contractor). – Keith Gagnon
    - Different scenarios for LSRPs relationship with rest of client’s team.
- Reporting requirements of a LSRP – Ken Kloo
- LSRP retained for a site vs. LSRP conducting due diligence – Ken Kloo

**Public PRCR perspective – Susan McCurrie**

- Expectations
- Range of proposals for scope of work and costs
- Differing views of their role as retained LSRP

2. Retained LSRP – Self-Dismissal by LSRP

**DEP perspective – Ken Kloo**

- LSRP retention is key indicator but DEP will not know if PRCR is in compliance
- Withdrawal by LSRP is only notice to DEP that PRCR is out of compliance
- LSRP business concerns vs. LSRP compliance with regulations, Code of Conduct

**LSRP perspective**
• Issues with PRCR having financial limitations – Ken Goldstein
• Business concerns vs. compliance with regs, Code of Conduct – Ken Goldstein
• LSRP obligations under Licensing Board Rules – Keith Gagnon
• Notification of DEP of impending non-compliance – Keith Gagnon

**Attorney perspective - Jillian Mooney**
• Keeping PRCR in compliance
• Balancing PRCR’s needs with LSRP’s responsibilities
• Disclosures to DEP vs. LSRP’s contractual obligations to PRCR

**Public PRCR perspective - Susan McCurrie**
• Establish a trusting relationship with LSRP
• Aid of LSRP to maintain compliance within PRCR’s realities
• “Threat” of withdrawal by LSRP
• Disclosures to DEP

3. **Multiple LSRPs for single site – Jillian Mooney**
• Circumstances where multiple LSRPs for single site
• Challenges presented
• DEP administration – on-line submissions, forms