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New Jersey Site Remediation Professional Licensing Board

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February 4, 2025

Letter of Admonition

By Email

Edward B. Keffer, III
Handex Consulting & Remediation, LLC
92 N. Main Street,
Building #20 Unit C
Windsor, NJ 08561

RE: In the Matter of Edward B. Keffer, III, LSRP # 627887
SRPL Board Complaint 004-2024

Dear Mr. Keffer:

This letter is to advise you that the New Jersey Site Remediation Professional Licensing Board ("Board") has reviewed information concerning your conduct in connection with Complaint 004-2024, initiated by the New Jersey Department of Environmental Protection based on the remediation work you conducted at PI 1029162.

Board Determination

The Board has determined that you violated the following provision of the New Jersey Site Remediation Professional Licensing Board Rules.

1. N.J.A.C. 7:26I-2.3(c)2

(c) Except as provided at subsection d. of section 30 at P.L. 2009, c. 60 (N.J.S.A. 58:10B1.3), an LSRP shall not: ... 2. Manage, supervise, perform, engage, or participate in remediation, unless: i. The LSRP has been retained by a person responsible for conducting the remediation, and the Department has been notified of the retention...

The Board's finding of violation is based on the fact that you conducted remediation at the site without being retained as the LSRP on the site in violation of N.J.A.C. 7:26I-2.3(c)2. Retention was required as soon as contamination was identified; specifically, after the results of the August 16, 2023 sub slab sampling indicated that there had been a discharge on the site. You violated the provision by conducting remediation after obtaining the sub slab sampling results by installing a sub slab depressurization system, sending sampling results to the Department and collecting additional indoor air samples. Additionally, you submitted an IEC 14-day report and a Notice of Failure to Meet a Mandatory Timeframe for the IEC 120-day report both signed as the LSRP for the site even though you were not retained. By retaining, you would have put the Department on notice that the site was undergoing remediation. As a result of your not submitting notification of retention or dismissal, the sub slab depressurization system was turned off without the Department knowing until several months later.

Penalties

The Board has decided not to assess a penalty in consideration of mitigating circumstances. The Board recognizes that you intended to protect the health and safety of the residents of the building on the site by acting quickly to install a sub slab depressurization system. In addition, you conducted the work on the site in a technically correct matter, and you communicated to the person responsible for conducting remediation that they should retain you to conduct further remediation work which was necessary to identify the source of the contamination. According to your statements to the Board, the person responsible for conducting remediation would not agree to retain you, and Department records indicate that no other LSRP has been retained for the site.

Therefore, the Board issues this letter as an acknowledgement that there was a violation of the SRPL Board Rules.

Should you have any questions concerning this Letter of Admonition, you may contact Executive Director Dana Haymes at 609-984-3424 or SRPLBoardContact@dep.nj.gov or seek the advice of your legal counsel. Please note that this Letter of Admonition is a public document.

Sincerely,



Paul Hauge, Chairperson

New Jersey Site Remediation Professional Licensing Board