



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

ORDER TO SEVER

**NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION,**
Petitioner,

v.

RADIATION DATA,
Respondent.

OAL DKT. NOs. ECE 9903-10, ECE 9904-10, ECE 9905-10, ECE 9908-10, EER 8829-11, EER 8833-11, EER 1216-13, EER 9455-13, EER 15876-14 and EER 798-15
AGENCY DKT. NOs. PEA 100002-439481, PEA100002-332995, PEA 100005-332995, PEA 100011-332995, PEA 090002-439481, PEA 090002-332995, PEA 110001-439481, PEA 080001-11912, PEA120002-332995 and PEA 140001-332995
(CONSOLIDATED)

RECORD SEALED

Ray Lamboy, Deputy Attorney General, and **Andrew Reese**, Deputy Attorney General, for petitioner (Christopher S. Porrino, Attorney General of New Jersey, attorney)

David Singer, Esq., and **Lisa Leili**, Esq., for respondent (Vella, Singer and Associates, attorneys)

BEFORE LISA JAMES-BEAVERS, ALJ:

Respondent Radiation Data appeals Administrative Orders and Notice of Civil Penalty Assessments (AONOCPA) for violations of various certification and reporting requirements under the Radiation Protection Act, N.J.S.A. 26:2D-1 et seq., and the regulations promulgated thereto, N.J.A.C. 7:28-27.1 to 27.35, regarding certification of radon testers and mitigation businesses.

These matters were transmitted to the Office of Administrative Law (OAL) during the time period of September 14, 2010 to January 13, 2015, as contested cases. By Order of January 28, 2015, the undersigned consolidated the matters because the facts and legal issues affecting each case were similar and involved common questions of law and fact.

The matter under OAL Docket No. **EER 9455-13** has been resolved by the Office of Quality Assurance withdrawing the April 7, 2008 Administrative Consent Order that is the subject of this matter because Radiation Data has achieved compliance with this Administrative Order.

I hereby **ORDER**, therefore, that this matter be **SEVERED**.

This order may be reviewed by the **COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION** either upon interlocutory review pursuant to N.J.A.C. 1:1-14.10 or at the end of the contested case, pursuant to N.J.A.C. 1:1-18.6.

June 28, 2017

DATE


LISA JAMES-BEAVERS, ALJ

cmo