



# State of New Jersey

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

OFFICE OF THE COMMISSIONER

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**PHILIP D. MURPHY**

*Governor*

**SHEILA Y. OLIVER**


*Lt. Governor*

**SHAWN M. LATOURETTE**

*Acting Commissioner*

### MEMORANDUM

TO: Sean D. Moriarty, Chief Advisor for Regulatory Affairs, DEP

FROM: Shawn M. LaTourette, Acting Commissioner, DEP 

CC: Jennifer Jusino, Executive Assistant to the Commissioner, DEP; Jane Rosenblatt, Deputy Chief of Staff, DEP; Gary Brower, Director, Office of Legal Affairs, DEP; Nicholas Horiates, Ethics Liaison Officer, DEP; Mark Holmes, Executive Director, State Ethics Commission

DATE: January 25, 2021

SUBJECT: Recusal Statement (updated)

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Due to leadership and support staff changes within the DEP Commissioner's Office, this memorandum delegates my responsibilities and authority on any recused matters to you in the first instance, thereby updating my original recusal statement dated September 25, 2018.

Please be reminded that I am recusing myself from official matters before the Department in which I was engaged while an attorney in private practice as detailed on Attachment A. I am delegating to you any and all responsibility and authority I might have for handling these matters. This recusal will remain in effect until withdrawn by me and communicated to you in writing.

Please ensure that I am screened from any information or communications concerning these matters. I have copied some of our colleagues on this memorandum so that they too can help to ensure that I do not receive any communications regarding any official matters listed on Attachment A.

**ATTACHMENT A**  
Shawn M. LaTourette  
Recused Matters

MATTER	ENTITY REPRESENTED	INVOLVEMENT
Former Congoleum Corp. Kearny Manufacturing Plant (DVL, Inc. v. Congoleum Corp.)	Congoleum Corporation	Environmental litigation involving upland site at 160 Passaic Avenue in Kearny, NJ.
Repauno Port & Rail Terminal Brownfield Redevelopment (former DuPont Repauno Plant, Greenwich Township, NJ)	Delaware River Partners LLC (affiliate of Fortress Transportation and Infrastructure Investors)	Represent client before ACOE, NJDEP, DRBC and NOAA/NMFS on all remediation and permitting concerns.
Former Bell Factory Terminal, Cranford, NJ	Ecolab Inc.	Represent client with administration of liabilities for former manufacturing site in Cranford, NJ.
Former Union Dry Dock Site, Hoboken, NJ	New Jersey Transit Corp.	Represent client interests in NJDEP applications by New York Waterway for redevelopment of UDD site.
123 N. Sacramento Ave, Ventnor, NJ (CRA Construction & Home Elevations v. Villalona et al.)	Estella and Cleve Villalona	Pro bono representation of Hurricane Sandy victim whose contractor received directive from NJDEP.
Tidelands Instrument at portion of American Dream (formerly Xanadu)	New Jersey Sports and Exposition Authority	Assist NJSEA with application for Tidelands license and grant.
Rolling Knolls Superfund Site, Catham Twp., NJ	Novartis Pharmaceuticals Inc.	Represent client with administration of multi-party Superfund liabilities.
Disch Confined Disposal Facility	Weeks Marine Inc.	Represent client in responding to alleged liabilities at CDF site on Main St., Sayreville, NJ
Former Kinder Morgan Stevedore Business, Ports of Newark and Camden	Weeks Marine Inc.	Advised client on acquisition of stevedore business at Ports Newark and Camden from Kinder Morgan Terminals.
JIS Landfill Site, South Brunswick, NJ	JIS Landfill Performing Parties Group	Represent PRP Group with administration of multi-party Superfund liabilities.
March Construction Site, 910 Hamburg Tpke., Wayne, NJ	March Associates Construction	Assist client with analysis of NJDEP land use permitting obligations.
Ninette Group Site, 313 Regina Avenue, Rahway, NJ	Ninette Group LP c/o Raymond Ventrice	Assist client with management of ISRA obligations.
Berry Plastics Site, 251 Circle Dr. N. Piscataway, NJ	STAG Industrial Inc.	Assist client with management of ISRA obligations.
Universal Preserv-A-Chem Inc., Somerset, NJ facility.	Universal Preserv-A-Chem Inc.	Assist client in addressing AONOCAPA arising from DPCC violation(s).
Former FMC Corporation and ICL Site, 500 Roosevelt Ave., Carteret, NJ	Israeli Chemicals Limited	Assist client with management of ISRA obligations.
Former Akzo Nobel and Akcros Chemical Site, 501 Jersey Avenue, New Brunswick, NJ	Richard Catchpole, former shareholder of Akcros Chemicals Inc.	Assist client with management of ISRA obligations.

