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Michael J. Mansfield
Commissioner/Chair

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**CARTER SANCTIONED FOR DECEPTIVE BUSINESS PRACTICES; COMMISSION
IMPOSES MONITOR, \$50,000 FINE AND RESTITUTION TO CUSTOMERS; COMMISSION
MANDATES CUSTOMERS FREE TO SELECT NEW CARTER**

Commissioner Michael J. Mansfield today announced the imposition of an independent monitor, a \$50,000 fine on Century Waste Services, LLC, d/b/a Inter-Regional Disposal & Recycling (“Century”), ordered Century to make customer restitution, and took steps to return former Canal Carting, Inc. and Canal Sanitation, Inc. (the “Canal companies”) customers to the open market.

Commissioner Mansfield stated, “Local Law 42 and the Commission’s rules were designed to ensure a level playing field and a competitive market in the trade waste industry in New York City. Not only were Century’s actions in violation of Local Law 42 and the Commission’s rules, they harkened back to the days when carting customers were considered to be the property of carters and when customers had little or no choice to choose their carters. The Commission will not tolerate any such uncompetitive behavior.”

A Commission investigation found that, among other things, Century engaged in deceptive trade practices and made false and misleading statements to potential customers after the Commission denied the license renewal applications of the Canal companies. The Commissioner further stated, “Century’s actions were a particularly egregious attempt to circumvent the Commission’s rules in order to stifle competition among carters for the former Canal customers.” The investigation revealed that Century:

- (1) employed many of the Canal companies’ former employees, including salesmen (and the son of an owner of Canal) without disclosing the same to the Commission, as required;

- (2) made false and misleading statements to potential customers regarding the relationship between Century and the Canal companies;
- (3) provided invoices to commercial establishments for carting services that were never performed;
- (4) utilized equipment that belonged to other carters without disclosing the same to the Commission, as required, in order to provide service to former customers of the Canal companies; and
- (5) entered into contracts that did not comply with Commission requirements.

As a result of the findings made by the Commission, among other things, Century must:

- (1) retain and pay an independent Monitor, who will be selected by the Commission and who will review and monitor Century's business operations and regularly report to the Commission;
- (2) pay a \$50,000 fine to the Commission for various violations of Local Law 42 and the Commission's rules;
- (3) make restitution to any customers who paid Century for services that Century did not provide;
- (4) terminate the employment of Nicholas Infantino, Jr. and Robert Mehr, two former salesmen for the Canal companies; and
- (5) notify all former Canal customers retained by Century that Century has engaged in improper business practices and that the customers have the right to terminate Century's service.

The Commission, in conjunction with the independent Monitor, will continue to closely assess Century's business practices and take swift and decisive enforcement action in the event any further improper practices are found.