



**COMPANY, INC.**

6133 EDITH BOULEVARD NE  
ALBUQUERQUE, NM 87107  
PHONE (505) 345-3655

*File  
Rinchem  
90*

October 8, 1990

Dr. Elizabeth Gordon  
Hazardous and Radioactive Waste Bureau  
Environmental Improvement Division  
1190 St. Francis Dr.  
Santa Fe, NM 87503



Dear Dr. Gordon:

This letter is in response to your formal warning letter dated October 1, 1990.

The biannual report form, page 2, states in part: " You are required to file the 1989 Hazardous Waste Report if this site met the definition of a RCRA large quantity generator during 1989 or the site treated, stored or disposed of RCRA hazardous waste on site in units subject to RCRA permitting requirements during 1989." It further states: " You are not required to file the 1989 Hazardous Waste Report if during 1989 this site was NOT a RCRA large quantity generator and did NOT treat, store or dispose of RCRA hazardous Waste on site in unit subject to the RCRA permitting requirements. However, you are requested to return the postcard found at the end of this booklet, indicating that you are exempt from the report requirement."

Rinchem is registered as a small quantity generator and during 1989 did not meet any of the criteria to be a large quantity generator. Also during 1989, Rinchem did not treat, store or dispose of RCRA hazardous waste on site in units subject to RCRA permitting requirements. All hazardous waste was received with Rinchem listed as a transporter only. No hazardous waste was manifested to Rinchem as a TSDF.

We did send the postcard in February, 1990. On the postcard we used the terminology that our Part B has not been "activated". That terminology is unacceptable to EID. We understand and agree that it is improper. Accurately stated, we have not allowed hazardous waste to be manifested to the Rinchem facility as TSDF.

**WE DO IT WELL**

**BECAUSE WE CARE**

In early July, Mr. Tim Kimball discussed this terminology with Dr. Elizabeth Gordon of EID. Dr. Gordon asked him to confirm their conversation with a letter. I am not able to find a copy of that letter and Dr. Gordon informed me on October 4, 1990 that she has not yet received it. This letter will confirm that conversation and our understanding of the hazardous waste report and instructions.

We believe that Rinchem is exempt from the requirement to file 1989 hazardous waste report. We further believe that we have met the requirements by submitting the postcard. But more importantly, we are determined to comply and cooperate with the New Mexico Environmental Improvement Division.

If there is any more we can do to clarify this matter or comply with your wishes or regulations, please do not hesitate to call me at (505) 345-3655.

We Care,

A handwritten signature in cursive script that reads "Deke Moore".

Deke Moore  
Customer Service Center Manager

cc: Kathleen M. Sisneros