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PETER MAGGIORE  
SECRETARY

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

March 17, 1999

H. L. "Jody" Plum  
Regulatory Permitting and Compliance Manager  
Los Alamos Area Office  
U.S. Department of Energy  
Albuquerque Operations  
Los Alamos, New Mexico 87544

Re: Request Dated February 4, 1999.  
Subject: Los Alamos National Laboratory (LANL), Federal Facility Compliance Order (FFCO), October 4, 1995, Section V.B.

Dear Mr. Plum:

This is to inform you that, based upon the information submitted in support of your request, the items identified in Report-54L-006.R0, *Request for Re-Classification of MLLW to Hazardous Waste* (Report), cannot be deleted from the STP under Section IX, *Deletion of Waste* of the FFCO until certain conditions are met.

Specifically, the written determination and certification that the items in question are "free from DOE added radioactivity" does not comply with the requirements of Section V, paragraph B. *Other Matters Covered in this Order* of the FFCO with respect to a determination that items are "...actually hazardous waste without a radioactive component."

Additionally, upon review, the it seems that the submitted Report is incomplete and inconclusive in its findings.

If you have any questions, or would like to meet to discuss this matter further, please feel free to contact me directly at (505) 827-1566 ext. 1007.

Respectfully:

  
Michael A. Taylor  
FFCO Project Manager

cc: Beverly Martin, STP Project Manager



1942

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72