

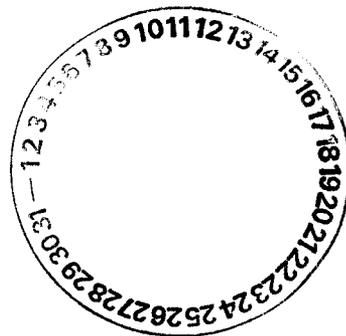


Permit

Ideas That Change the World
Solid Waste Regulatory Compliance
P.O. Box 1663, Mail Stop K490
Los Alamos, New Mexico 87545
(505) 667-0666/Fax (505) 667-5224

Date: March 8, 2004
Refer To: SWRC:04-0020

John Kieling, Program Manager
Permits Program/Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303



Dear Mr. Kieling:

SUBJECT: Recent Conference Call Concerning the Status of the LANL Hazardous Waste Permit

The purpose of this letter is to document our phone conversation of February 18, 2004, which included Steve Pullen, and Carl Will. You called to inform me that the permit requested by LANL in its Public Information Request was available.

We discussed the following issues:

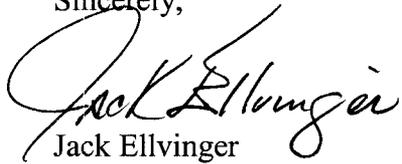
- A meeting among the Parties to determine the content of LANL's current Hazardous Waste Act (HWA) Permit. LANL initially offered to participate in this meeting but will not do so because Compliance Order 04-02, issued February 13, 2004, is based in part on the Permit at issue;
- NMED noted that the Class 1 permit modification incorporating TCLP analysis into the Permit was in effect but that the Permit had not been changed to reflect the modification;
- NMED is unsure if the Class 3 permit mod incorporating TWISP was ever finalized because it can not locate a public notice;
- NMED approved the Class 3 permit mod incorporating RANT/WCRRF into the Permit, but failed to include those changes in the document; and
- The Permit does not reflect approved closure of storage and treatment units.



I informed you that, in light of the fact that LANL is operating under a 15 year old Permit, and that NMED does not have a firm date for issuing a partial draft permit, it will be necessary for LANL to submit permit modifications to NMED to update the current Permit.

If you should have any questions concerning this letter please feel free to contact me at 667-0633.

Sincerely,



Jack Ellvinger
Deputy Group Leader, RRES/SWRC

JE:JE

Cy: Victoria George, RRES-DO, MS J591
Anthony Grieggs, RRES-SWRC, MS K490
Ellen Louderbough, LC-ESH, A187
Gene Turner, DOE-LA-LO, A316
Lisa Cummings, DOE-LA-LO, A316
Davis Christensen, FWO-SWO, J595