

Permit

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau

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BILL RICHARDSON
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RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

February 28, 2006

David Gregory
Federal Project Director
Los Alamos Site Office
Department of Energy
528 35th Street, Mail Stop A316
Los Alamos, NM 87544

David McInroy
Remediation Services Deputy Program Director
Los Alamos National Laboratory
P.O. Box 1663, Mail Stop A100
Los Alamos, NM 87545

**RE: REVISED LIST OF DOCUMENTS SUBJECT TO STIPULATED PENALTIES
UNDER THE MARCH 1, 2005 CONSENT ORDER FOR FEDERAL FISCAL
YEAR 2006**

Dear Messrs. Gregory and McInroy:

On June 28, 2005, the New Mexico Environment Department (NMED), the U.S. Department of Energy, and the University of California conferred, as required under section III.G.1 of the March 1, 2005 Consent Order (Order), to determine which of the submittals required by the Order that are due to NMED during federal fiscal year (FFY) 06 shall be subject to stipulated penalties. In accordance with the aforementioned section of the Order, NMED transmitted the finalized list of documents subject to stipulated penalties for FFY2006 to the Permittees on July 13, 2005.

Subsequent to that transmittal, the Permittees requested an extension to deliver the MDA B Investigation Report to a date that has not yet been determined. NMED has conferred with the Permittees and will replace that document with the solid waste management unit (SWMU) 73-002 Investigation Report as a document subject to stipulated penalties in FFY06.

NMED has also corrected an error in the July 13, 2005 list. The submittal date for SWMU 33-013 Remedy Completion Report has been changed on the table to reflect the date agreed upon.



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Messrs. Gregory and McInroy

February 28, 2006

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This agreement is documented in NMED's Administrative Record for LANL.

Both changes are reflected in the following table. Should you have any questions, please feel free to contact me at (505) 428-2512.

Sincerely,



James P. Bearzi

Chief

Hazardous Waste Bureau

JPB:dxg

cc: J. Kieling, NMED HWB
J. Young, NMED HWB
S. Yanicak, NMED DOE OB, MS J993
C. deSaillan, NMED OGC
L. King, EPA 6PD-N
J. Ordaz, DOE OLASO, MS A316
K Hargis, LANL RRES/DO, MS M591
N. Quintana, LANL E/ER, MS M992
file: Reading and ~~LANL~~ General Consent Order

Consent Order Stipulated Penalty Documents for Federal Fiscal Year 2006

	Sites or Action Addressed	Deliverable Document	Consent Order Submittal Date
1	MDA Material Disposal Area T	Investigation Report	9/18/06
2	Middle Los Alamos Aggregate Area	Investigation Work Plan	12/31/05
3	Material Disposal Area U	Investigation Report	2/6/06
4	SWMU 16-003(o)	Investigation Report	1/31/06
5	MDA-B SWMU 73-002	Investigation Report	3/26/06 9/12/06
6	MDA G	CME Work Plan	6/5/06
7	MDA V	Investigation Report	5/23/06
8	Upper Los Alamos Canyon Aggregate Area	Investigation Work Plan	4/30/06
9	Cañon de Valle Aggregate Area	Investigation Work Plan	9/30/06
10	Water Canyon/ Cañon de Valle	Investigation Work Plan (includes Ancho, Chaquehui, Indio, Fence, Potrillo)	9/30/06
11	Accelerated Corrective Action SWMU 33-013	Remedy Completion Report	3/13/06 3/3/06
12	SWMUs 16-021(c) and 16-003(k)	Investigation Report for Intermediate and Regional Groundwater	8/31/06
13	First Periodic Monitoring Report		Due date dependent on sampling schedule in approved IGMP
14	Well Completion Report – First regional aquifer well completion report due in FFY06		Within 120 days after well installation is complete
15	Well Completion Report – Third regional aquifer well completion report due in FFY06		Within 120 days after well installation is complete