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National Nuclear Security Administration
Los Alamos Site Office, MS A316
Environmental Restoration Program
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Date: October 11, 2007
Refer To: EP2007-0631

James P. Bearzi, Bureau Chief
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505-6303

**Subject: Submittal of the Investigation Work Plan for Lower Los Alamos Canyon
Aggregate Area**

Dear Mr. Bearzi:

Table XII-2 of the March 1, 2005, Compliance Order on Consent (the Consent Order) requires the U.S. Department of Energy (DOE) and Los Alamos National Security, LLC (LANS) (collectively, the Permittees) to submit an investigation work plan for Lower Los Alamos Canyon Aggregate Area to the New Mexico Environment Department (NMED) by October 31, 2007. The intent of this letter is to confirm that this work plan will not be delivered to the NMED as a result of the progress listed below that our organizations have made since the issuance of the Consent Order:

1. As indicated in the report entitled "Aggregate Areas List: Maps of Technical Areas, Solid Waste Management Units/Areas of Concern" (LA-UR-05-6234), submitted to NMED by the Permittees on August 26, 2005, Lower Los Alamos Canyon Aggregate Area physically contains two areas of concern (AOCs): 00-029(a) and 00-029(b). However, as noted on Map 7, these two AOCs were administratively assigned to the Middle Los Alamos Canyon Aggregate Area.
2. Since that assignment, AOCs 00-029(a) and 00-029(b) were granted certificates of completion without controls in your February 23, 2006, letter (refer to HWB-LANL-03-013).

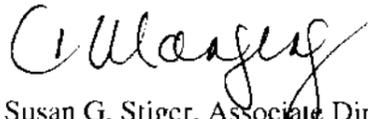
This matter was previously discussed with you during the fiscal year 2008 stipulated penalty list negotiations, resulting in the removal of that delivery from the list.

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If you have any questions, please contact Dave McInroy at (505) 667-0819 (mcinroy@lanl.gov) or David Gregory at (505) 667-5808 (dgregory@doeal.gov).

Sincerely,



Susan G. Stiger, Associate Director
Environmental Programs
Los Alamos National Laboratory

Sincerely,



George J. Rael, Assistant Manager
Environmental Operations
Los Alamos Site Office

SGS/GJR/DJM:sm

Cy: (w/o enc.)
Laurie King, EPA Region 6, Dallas, TX
Steve Yanicak, NMED-OB, White Rock, NM
Tom Skibitski, NMED-OB, Santa Fe, NM
Bonita Eichorst, DOE-LASO (date-stamped letter emailed)
Susan G. Stiger, ADEP, MS M991
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