



SUSANA MARTINEZ  
Governor  
JOHN A. SANCHEZ  
Lieutenant Governor

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NEW MEXICO  
ENVIRONMENT DEPARTMENT



ENTERED



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RYAN FLYNN  
Cabinet Secretary  
BUTCH TONGATE  
Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

December 29, 2014

Peter Maggiore, Assistant Manager  
Environmental Projects Office  
Los Alamos Field Office, DOE  
3747 West Jemez Rd, MS A316  
Los Alamos, NM 87544

Michael Brandt, Associate Director  
Environment, Safety, Health  
Los Alamos National Laboratory  
P.O. Box 1663, MS K491  
Los Alamos, NM 87545

**RE: SECOND EXTENSION REQUEST  
TO SUBMIT THE INVESTIGATION REPORT FOR STARMER/UPPER  
PAJARITO CANYON AGGREGATE AREA  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID#NM0890010515  
HWB-LANL-10-077**

Dear Messrs. Maggiore and Brandt:

The New Mexico Environment Department (NMED) is in receipt of the United States Department of Energy (DOE) and the Los Alamos National Security, L.L.C.'s (collectively, the Permittees) document entitled *Request for Extension to Submit the Investigation Report for Starmer/Upper Pajarito Canyon Aggregate Area* dated December 19, 2014 and referenced by ADESH-14-152. The Permittees request to change the submittal date from December 31, 2014 to January 31, 2018.

The Permittees are requesting a second extension to submit the Investigation Report for Starmer/Upper Pajarito Canyon Aggregate Area (IR). The first extension was granted on June 6, 2012 that changed the submittal date from December 31, 2012 to December 31, 2014.

NMED has granted extensions in the past based on the Permittees' need to divert resources to remove transuranic waste in accordance with the Framework Agreement. The Permittees have stated that they will not be able to meet the deadlines that they committed to in the Framework

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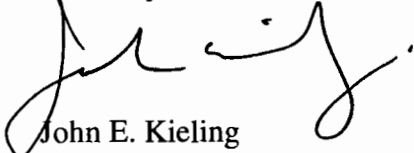


Messrs. Maggiore and Brandt  
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Agreement. This IR submittal is required under the Consent Order and is included in the fiscal year 2015 stipulated penalty list.

The extension request is hereby denied. The submittal date for the IR remains as **December 31, 2014**. Should you have any questions, please contact Neelam Dhawan of my staff at (505) 476-6042.

Sincerely,



John E. Kieling  
Chief  
Hazardous Waste Bureau

cc: D. Cobrain, NMED HWB  
N. Dhawan, NMED HWB  
S. Yanicak, NMED DOE OB  
L. King, EPA 6PD-N  
W. Woodsworth, DOE-NA-LA, MS A316  
K. Rich, EP-CAP, MS A992

File: Reading and LANL 2014 -2<sup>nd</sup> Extension Rqst for Starmer/Upper Pajarito Canyon IR