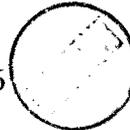


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NEW MEXICO  
ENVIRONMENTAL LAW CENTER

January 25, 2006



The Honorable Ron Curry, Secretary  
New Mexico Environment Department  
1190 St. Francis Drive  
Santa Fe, New Mexico

Hand delivered

Re: New Mexico Environment Department air quality permits 2195J and 2195K

Dear Secretary Curry:

I write for Concerned Citizens for Nuclear Safety, Tewa Women United, and the Embudo Valley Environmental Monitoring Group (the Appellants), the organizations that appealed the Environment Department's issuance of air quality permits 2195J and 2195K to the Los Alamos National Laboratory.

Although air quality permits 2195J and 2195K have been cancelled at the request of Los Alamos National Laboratory, the Appellants remain concerned about the status of the open burn sites that were the subject of those permits. Those sites are within Technical Areas 11, 16, and 36.

As you are aware, section IV.A.5.b of the Environment Department Compliance Order on Consent provides that the Department may request that the Department of Energy (DOE) determine whether Testing Hazard Zones are "reasonably likely to be reactivated." The Appellants hereby request that the Environment Department promptly request that the DOE make this determination with respect to the open burning sites that were the subject of air quality permits 2195J and 2195K. We also request that we be provided with a copy of the Environment Department's request to the DOE. In addition, since the Compliance Order on Consent provides that the DOE shall make its determination within 60 days of receipt of the Environment Department's request, we ask that you provide us with a copy of the DOE's response as well as any other correspondence relating to the Environment Department's request.

Please do not hesitate to contact me if you have any questions about this. Thank you for your cooperation.

Yours truly,

Douglas Meiklejohn  
Attorney for the Appellants

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The Honorable Ron Curry  
January 25, 2006  
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