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NEW MEXICO
ENVIRONMENT DEPARTMENT

ENTERED



Hazardous Waste Bureau

2905 Rodeo Park Drive East, Building 1

Santa Fe, New Mexico 87505-6303

Phone (505) 476-6000 Fax (505) 476-6030

www.nmenv.state.nm.us

SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

DAVE MARTIN
Secretary

BUTCH TONGATE
Deputy Secretary

JAMES H. DAVIS, Ph.D.
Director
Resource Protection Division

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

November 20, 2012

Peter Maggiore
Assistant Manager
U.S. Department of Energy
National Nuclear Security Administration
Los Alamos Site Office
3747 West Jemez Rd, MS A316
Los Alamos, NM 87544

Jeffrey D. Mousseau
Associate Director Environmental Programs
Los Alamos National Security, L.L.C.
P.O. Box 1663, MS M991
Los Alamos, NM 87545

**RE: EXTENSION REQUEST TO SUBMIT THE
RESPONSE TO THE NOTICE OF DISAPPROVAL FOR THE
INVESTIGATION REPORT FOR CAÑON DE VALLE AGGREGATE AREA
TECHNICAL AREA 14 AND [INVESTIGATION REPORT] REVISION 1
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890018
HWB-LANL-12-004**

Dear Messrs. Maggiore and Mousseau:

The New Mexico Environment Department (NMED) is in receipt of the United States Department of Energy (DOE) and Los Alamos National Security, L.L.C.'s (collectively, the Permittees) document entitled *Request for Extension to Submit the Response to the Notice of Disapproval for the Investigation Report for Cañon de Valle Aggregate Area, Technical Area 14 and [Investigation Report] Revision 1* (Response) dated November 7, 2012 and referenced by EP2012-0228.

The Permittees request the extension to submit the Response due to their re-allocation of resources to the shipment of transuranic (TRU) waste stored at Technical Area (TA) 54 to the Waste Isolation Pilot Plant, located in Eddy County, New Mexico and due to uncertainties in funding levels for the current federal fiscal year (FFY13). The submittal

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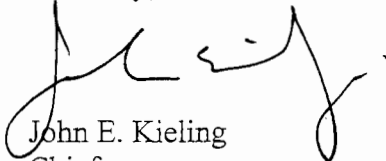


date for the Response has been changed from April 30, 2013 to **July 31, 2013**, as requested.

NMED notes that this is the second extension requested by the Permittees to submit this Response from the original due date of July 31, 2012. NMED is concerned over delays that affect the progress of corrective action; however, NMED understands the current uncertainties associated with the allocation of DOE resources to LANS to fund corrective action at the laboratory. The Permittees must notify NMED, within seven days of receipt of such information, should funds become available in the future that allow for the Response to be submitted prior to July 31, 2013. If funding becomes available, NMED may re-evaluate the deadline for completion of this project.

Please contact Dave Cobrain at (505) 476-6055 if you have questions.

Sincerely,



John E. Kieling
Chief

Hazardous Waste Bureau

cc: D. Cobrain, NMED HWB
N. Dhawan, NMED HWB
D. Comeau, NMED HWB
T. Skibitski, NMED DOE OB
S. Yanicak, NMED DOE OB, MS M894
L. King, EPA 6PD-N
J. McCann, EP-CAP, MS A992
C. Rodriguez, DOE-LASO, MS A316

File: Reading and LANL 2012 -Cañon de Valle Aggregate TA-14 Investigation Report