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State of New Mexico
ENVIRONMENT DEPARTMENT



BILL RICHARDSON
GOVERNOR

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Telephone (505) 476-6000
Fax (505) 476-6030
www.nmenv.state.nm.us



RON CURRY
SECRETARY

CINDY PADILLA
DEPUTY SECRETARY

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

February 6, 2007

David McInroy, Deputy Project Director
Environmental Services
Los Alamos National Laboratory
P.O. Box 1663, Mail Stop M992
Los Alamos, New Mexico 87545

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

**SUBJECT: RESPONSE TO REQUEST FOR AN EXTENSION TO
THE PHASE II WORK PLAN FOR CONSOLIDATED UNIT 21-016(a)-99,
MATERIAL DISPOSAL AREA T, AT TECHNICAL AREA 21
LOS ALAMOS NATIONAL LABORATORY
EPA ID # NM0890010515
HWB-LANL-06-017**

Dear Messrs. McInroy and Gregory:

The New Mexico Environment Department (NMED) is in receipt of the United States Department of Energy and the Los Alamos National Security, LLC's (collectively, the Permittees) *Request for an Extension to the Phase II Work Plan for Consolidated Unit 21-016(a)-99, Material Disposal Area T, at Technical Area 21*, dated February 2, 2007 and referenced by EP2007-0035.

NMED has carefully considered the Permittees' request, but finds their justification unpersuasive. NMED believes the streamlined work plan format (agreed to in the Permittees' January 30, 2007 meeting with NMED) substantially reduces the Permittees' burden. Moreover, the required actions are few, and delivery of the streamlined work plan is the only required



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response at this time. Integration with other work under the Consent Order may be discussed independently at a later date if warranted.

NMED therefore denies the Permittees' request. The Permittees must submit the Phase II Work Plan no later than February 15, 2007 (30 days after the Permittees' receipt of the Approval with Direction).

If you have any questions, please contact Mark Cummings of my staff at (505) 476-6043.

Sincerely,



James P. Bearzi
Chief
Hazardous Waste Bureau

cc: M. Cummings, NMED HWB
D. Goering, NMED HWB
S. Yanicak, NMED DOE OB, MS J993
L. King, EPA 6PD-N
G. Rael, LASO, MS A316
file: Reading and LANL '07 TA 21: [SWMU 21-016(a)-99]