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Lieutenant Governor

TA21

NEW MEXICO  
ENVIRONMENT DEPARTMENT

*Hazardous Waste Bureau*

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ENTERED



RON CURRY  
Secretary

SARAH COTTRELL  
Deputy Secretary

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

May 5, 2010

George J. Rael  
Environmental Operations Manager  
Los Alamos Site Office  
Department of Energy  
3747 West Jemez Road, MSA316  
Los Alamos, NM 87544

Michael Graham, Associate Director  
Environmental, Safety, Health and Quality  
Los Alamos National Security, L.L.C.  
P.O. Box 1663, MS K491  
Los Alamos, NM 87545

**RE: DENIAL  
REQUEST FOR EXTENSION OF DATE FOR SUBMITTAL OF MATERIAL  
DISPOSAL AREA T REMEDY COMPLETION REPORT  
LOS ALAMOS NATIONAL LABORATORY (LANL)  
EPA ID #NM0890010515  
LANL-09-045**

Dear Messrs. Rael and Graham:

The New Mexico Environment Department (NMED) has received the United States Department of Energy (DOE) and the Los Alamos National Security L.L.C.'s (LANS) (collectively, the Permittees) *Request for Extension for Submittal of the Material Disposal Area T Remedy Completion Report* (Request), dated April 27, 2010 and referenced by EP2010-0204.

NMED's suggestion to submit an extension request for the Remedy Completion Report for MDA T (e-mail dated March 24, 2010), does not constitute good cause for an extension of time. Although the Permittees provided a schedule for future submittals, they did not explain why an extension of time was necessary for submittal of the Remedy Completion Report.

Concerning the revised schedule, the Permittees did not provide sufficient detail justifying the time period between submittal of the TA-21 Groundwater Network Evaluation Report and submittal of the Corrective Measures Evaluation Report (CME) for MDA T. The Permittees can begin evaluating the range of remedial alternatives for MDA T and developing the CME Report concurrently with the installation and sampling of groundwater monitoring wells at TA-21. If the



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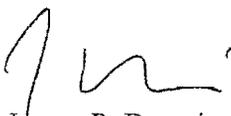
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Permittees do so, there is sufficient time to collect four quarters of groundwater samples and incorporate those results into the CME Report. Based on this scenario, the Permittees would submit the CME Report for MDA T no later than **June 12, 2012**, which would make reasonable the submittal of the Corrective Measures Implementation Plan by **June 12, 2013**.

The requested extension is therefore denied. Should the Permittees choose to resubmit a request for extension, NMED recommends that the Permittees propose a schedule which comports with NMED's suggested schedule herein.

Please contact Kathryn Roberts at (505) 476-6041 should you have any questions.

Sincerely,



James P. Bearzi  
Chief  
Hazardous Waste Bureau

cc:

J. Kieling, NMED HWB  
D. Cobrain, NMED HWB  
K. Roberts, NMED HWB  
S. Yanicak, NMED DOE OB, MS M894  
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E. Worth, DOE-LASO, MS A316  
B. Wedgeworth, EP-TA-21, MS C349  
P. Huber, EP-TA-21, MS C349  
T. George, ADEP MS M991  
K. Lynnes, ADEP MS M991  
file: Reading and LANL'10, TA-21 (SWMU 21-016(a)-99 (MDA T))