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MAY 2011



*National Nuclear Security Administration*  
 Los Alamos Site Office, MS A316  
 Environmental Restoration Program  
 Los Alamos, New Mexico 87544  
 (505) 667-4255/FAX (505) 606-2132

Date: **MAY 26 2011**  
 Refer To: EP2011-0194

John Kieling, Acting Bureau Chief  
 Hazardous Waste Bureau  
 New Mexico Environment Department  
 2905 Rodeo Park Drive East, Building 1  
 Santa Fe, NM 87505-6303

**Subject: Submittal of the Response to the New Mexico Environment Department's Notice of Agreement Regarding the Force Majeure at Material Disposal Area B**

Dear Mr. Kieling:

The U.S. Department of Energy (DOE) and Los Alamos National Security (LANS), LLC (the Permittees) received the New Mexico Environment Department's (NMED's) response to the force majeure caused by the power outage at Material Disposal Area B, dated May 2, 2011, on May 3, 2011. In the notice of agreement, NMED agreed that a delay in the submittal of the report may ultimately be attributed to this power outage event. The investigation report, due August 31, 2011, may be extended by the actual days of delay resulting from the force majeure event (9 days), to September 9, 2011. Furthermore, the notice of agreement states that once work resumes, the Permittees must notify NMED of the delay resulting from the event so the actual number of days of the extension can be calculated.

Repairs of damaged equipment and full resumption of operations took 8 days, with operations resuming on April 20, 2011. Therefore, an 8-day extension is requested as a result of the force majeure event.

If you have any questions, please contact Allan Chaloupka at (505) 665-4858 (allanc@lanl.gov) or Everett Trollinger at (505) 667-0281 (etrollinger@doeal.gov).

Sincerely,

*B. G. Schypell for MSG*  
 Michael J. Graham, Associate Director  
 Environmental Programs  
 Los Alamos National Laboratory

Sincerely,

*George J. Rael*  
 George J. Rael, Manager  
 Environmental Projects Office  
 Los Alamos Site Office



MG/GR/AC:sm

Cy: Laurie King, EPA Region 6, Dallas, TX  
Steve Yanicak, NMED-DOE-OB, MS M894  
Tom Skibitski, NMED-OB, Santa Fe, NM (date-stamped letter emailed)  
Annette Russell, DOE-LASO (date-stamped letter emailed)  
Arturo Duran, DOE-LASO, MS A316 (date-stamped letter emailed)  
Everett Trollinger, DOE-LASO, MS A316 (date-stamped letter emailed)  
Mitch Goldberg, EP-TA-21 Closure Project, MS C349 (date-stamped letter emailed)  
Kevin Finn, EP-TA-21 Closure Project, MS C349 (date-stamped letter emailed)  
Allan Chaloupka, EP-TA-21 Closure Project MS C348 (date-stamped letter emailed)  
Michael J. Graham, ADEP, MS M991 (date-stamped letter emailed)  
William Alexander, EP-BPS, MS M992 (date-stamped letter emailed)  
RPF, MS M707 (electronic)