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NEW MEXICO  
ENVIRONMENT DEPARTMENT

*Hazardous Waste Bureau*

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RON CURRY  
Secretary

SARAH COTTRELL  
Deputy Secretary

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

August 25, 2010

George J. Rael  
Environmental Operations Manager  
U.S. Department of Energy/National  
Nuclear Security Administration  
Los Alamos Site Office  
3747 West Jemez Road, Mail Stop A316  
Los Alamos, New Mexico, 87544

Michael Graham  
Associate Director Environmental Programs  
Remediation Services Deputy Director  
Los Alamos National Security, LLC  
P.O. Box 1663, Mail Stop J591  
Los Alamos, New Mexico 87545

**RE: APPROVAL  
REQUEST FOR EXTENSION FOR RESPONSE TO THE NOTICE OF  
DISAPPROVAL FOR THE INVESTIGATION REPORT FOR SITES AT  
TECHNICAL AREA 49 INSIDE THE NUCLEAR ENVIRONMENTAL  
SITE BOUNDARY  
LOS ALAMOS NATIONAL LABORATORY (LANL)  
EPA ID #NM0890010515  
HWB-LANL-10-042**

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 to Respond to the Notice of Disapproval for the Investigation Report for Sites at Technical Area 49 Inside the Nuclear Environmental Site Boundary* (Report), dated August 13, 2010 and referenced by EP2010-0365.

The Permittees request the extension because of the effort involved in addressing General Comments 2 and 4 of NMED's Notice of Disapproval (NOD) which require revision of all Plates in the Report to include sampling location IDs and total depth sampled at each location. While

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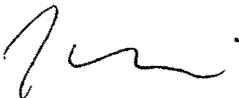
Messrs. Rael and Graham  
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the Permittees are apparently in agreement with these comments, they assert the effort necessary to make the revisions will require more than the 30 days specified in the NOD.

NMED finds good cause for the extension, and therefore grants extra time to submit the revised Report and NOD Response. The Permittees must submit the Response to the NOD and the revised Report to NMED no later than **September 30, 2010**. All submittals (including maps) must be in the form of two paper copies and one electronic copy in accordance with Section XI.A of the Order. In addition, the Permittees shall submit a redline-strikeout version that includes all changes and edits to the Plan (electronic copy) with the response to this NOD.

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

Sincerely,



James P. Bearzi  
Chief  
Hazardous Waste Bureau

JPB:dc

cc: J. Kieling, NMED HWB  
N. Dhawan, NMED HWB  
D. Cobrain, NMED HWB  
S. Yanicak, NMED DOE OB, MS M894  
T. Skibitski, NMED DOE OB  
L. King, EPA 6PD-N  
D. McInroy, EP-CAP, MS M992  
C. Rodriguez, DOE-LASO, MS A316  
File: '10 LANL, TA-49 (SWMUs: 49-001(a), MDA AB (49-001(b), 49-001(c), 49-001(d), 49-001(g)), 49-001(e), 49-001(f), 49-003, and 49-008(c); AOC 49-008(d))