

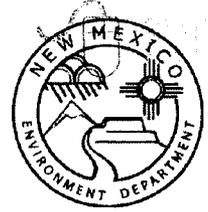
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SUSANA MARTINEZ
Governor
JOHN A. SANCHEZ
Lieutenant Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**

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RYAN FLYNN
Cabinet Secretary
BUTCH TONGATE
Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

February 3, 2015

Peter Maggiore
Assistant Manager,
Environmental Projects Office
Los Alamos Field Office, DOE
3747 West Jemez Rd, MS A316
Los Alamos, NM 87544

Michael Brandt
Associate Director,
Environment, Safety, Health
Los Alamos National Security, L.L.C.
P.O. Box 1663, MS K491
Los Alamos, NM 87545

**RE: EXTENSION REQUEST
TO SUBMIT THE REMEDY COMPLETION REPORT FOR MATERIAL
DISPOSAL AREA AB AT TECHNICAL AREA 49
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890010515
HWB-LANL-11-018**

Dear Messrs. Maggiore and Brandt:

The New Mexico Environment Department (NMED) is in receipt of the United States Department of Energy (DOE) and the Los Alamos National Security, L.L.C.'s (collectively, the Permittees) document entitled *Request to Defer Submittal of the Remedy Completion Report for Material Disposal Area AB at Technical Area 49* dated January 28, 2015 and referenced by ADESH-15-005.

The Permittees request an extension to submit the Remedy Completion Report (RCR) for Material Disposal Area (MDA) AB. NMED has granted extensions based on the Permittees' need to divert resources to remove transuranic waste in accordance with the Framework Agreement. The Permittees cite the need to initiate or complete predecessor activities necessary to prepare the RCR, including the Phase II investigation. The Phase II Investigation Report for Technical Area 49 Inside the Nuclear Environmental Site Boundary, which includes work to be completed at MDA AB, received a two-year extension on December 6, 2011 and was due on

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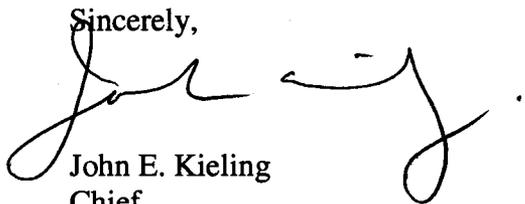
Messrs. Maggiore and Brandt
February 11, 2015
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September 30, 2014. The Permittees did not submit this report. Based on the Permittees' inability to meet the deadlines that they committed to in the Framework Agreement and the previous extension request, this request for extension to submit the RCR is hereby denied.

NMED is concerned over delays that affect the progress of corrective action including characterization and remediation. The Permittees must submit the RCR no later than **January 31, 2015**, as previously scheduled.

Should you have any questions, please contact Ben Wear of my staff at (505) 476-6041.

Sincerely,



John E. Kieling
Chief
Hazardous Waste Bureau

cc: K. Roberts, Director, NMED RPD
D. Cobrain, NMED HWB
N. Dhawan, NMED HWB
B. Wear, NMED HWB
S. Yanicak, NMED DOE OB
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File: Reading and LANL 2015 – TA-49, MDA AB