

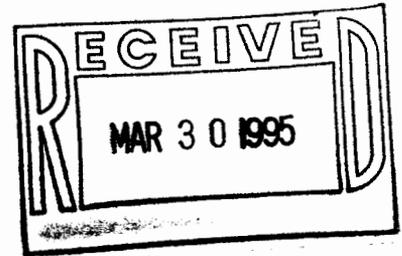


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Department of Energy
Field Office, Albuquerque
Los Alamos Area Office
Los Alamos, New Mexico 87544

MAR 28 1995



CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Barbara Hoditschek
Program Manager, RCRA Permits
Hazardous and Radioactive Materials
Bureau
New Mexico Environment Department
525 Camino de los Marquez
Santa Fe, New Mexico 87502

Dear Ms. Hoditschek:

We have had further discussion with your staff concerning the modification package for the Controlled Air Incinerator (CAI). Those discussions clarified the process for submitting and processing permit modifications that your program wishes to use.

We misunderstood the direction given at our meeting in December 1994 on this issue. It was our understanding that your staff wished to receive a package of changes that have taken place at the CAI, review that package and determine if those changes constituted modifications to the permit.

It is now our understanding that the package we submitted with the changes at the CAI should have been not only a request for classification determination, but also a request for modification. We had assumed that the formal request for modification would be a follow-up action.

We would like to take this opportunity to request that you consider the package of changes for the CAI that you received earlier this month as a formal request for classification determination as well as a modification request. It is our understanding that once the classification determination is completed, your staff will submit the fee bill to the Los Alamos National Laboratory (LANL). LANL will then provide a check for the fee with an electronic copy and hard copy in redline/strike-out format of the modifications to be considered. The clock for the issuance of public notice and mailings will begin at that time.



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Barbara Hoditschek

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Thank you for your consideration in this matter. If you should have any questions concerning this issue, please feel free to contact me at (505) 665-5026, or Jack Ellvinger, LANL, at (505) 667-0633.

Sincerely,



Jon Mack
Waste Management Program
Manager
Office of Environment and
Projects

LAAMEP:9JM-118

cc:

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