



BILL RICHARDSON  
Governor

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MWL  
**NEW MEXICO  
ENVIRONMENT DEPARTMENT**

*Hazardous Waste Bureau*

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RON CURRY  
Secretary

CINDY PADILLA  
Deputy Secretary

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

October 31, 2007

David B. McCoy  
Executive Director  
Citizen Action New Mexico  
P. O. Box 4276  
Albuquerque, NM 87196-4276

**RE: PUBLIC INFORMATION REQUEST, OCTOBER 16, 2007**

Dear Mr. McCoy:

The New Mexico Environment Department (Department) is in receipt of your October 16, 2007, letter that contains several requests for public records pertaining to the Sandia National Laboratories (SNL) Mixed Waste Landfill (MWL) Long-term Monitoring and Maintenance Plan (LTMMP). The Department's response to those requests follows, enumerated as in your letter.

1. a. The Department did not request an early submittal of the MWL LTMMP. Thus, no such documents exist in the administrative record.
- b. Although the LTMMP referenced such a request, one was never made by the Department. Your letter implies that you already have a copy of the LTMMP. The LTMMP is available on the Department's website at:

<http://www.nmenv.state.nm.us/hwb/snlperm.html>.

- c. The Department is not modifying, nor is it intending to modify, the Secretary's May 26, 2005 Final Order issued for the MWL with respect to timelines for submission of the LTMMP. Thus, no such documents exist in the administrative record.

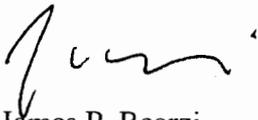
David McCoy  
October 31, 2007  
Page 2

2. a. This item is not a request for a document, and so is not a request for public records. The word "Final" in the URL is merely part of the file name for the electronic version of the document as received from SNL. The Department has not yet reviewed or issued any final decision on the LTMMP. Moreover, the Department today issued a public notice announcing a 60-day public comment period for the LTMMP. Thus, the LTMMP may be modified before it is approved, taking into consideration public comment received during the public comment period.
- b. This item is not a request for a document, and so is not a request for public records. See response 2.a.
3. The Department is unaware of a public hearing for the review and comment for the LTMMP. Thus, no such documents exist in the administrative record.
4. The transmittal letter that accompanied the LTMMP is posted on the Department's website at:

<http://www.nmenv.state.nm.us/hwb/snlperm.html>

Please make arrangements with Pam Allen at 505-476-6064 if you wish to review the aforementioned document.

Sincerely,



James P. Bearzi  
Chief  
Hazardous Waste Bureau

cc: J. Kieling, NMED HWB  
W. Moats, NMED HWB  
T. Skibitski, NMED DOE OB  
T. Fox, NMED OGC  
File: SNL 2007 and Reading