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July 17, 2002

Mr. James Bearzi
Chief Hazardous and Radioactive Materials Bureau
New Mexico Environment Department
P. O. Box 26110
Santa Fe, NM 87502-6110

RECEIVED

JUL 2002

NMED Hazardous
Waste Bureau

Re: Notice of Dispute

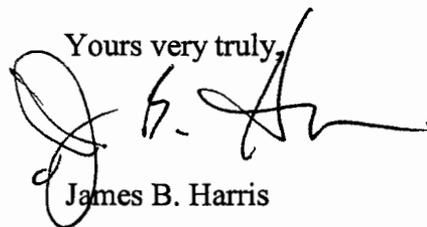
Dear Mr. Bearzi:

Pursuant to Section XIII of the Consent Decree entered in *Albuquerque v. Sparton Technology, Inc.*, No. CV-97-0206(D. NM), Sparton Technology, Inc. hereby provides notice of a dispute with the New Mexico Environment Department ("NMED") regarding NMED's draft post-closure care permit for Sparton, conveyed in a June 18, 2002, letter. In particular, the proposed post-closure care permit deals with corrective action related to the vadose zone, groundwater, and soil below the water table. According to ¶ 22(b) of the Consent Decree, such provisions are not to be included in any post-closure care permit.

Sparton looks forward to working with you in the next 30 days to address this issue and informally resolve it by removing those provisions of the permit that relate to corrective action.

I have copied Ana Marie Ortiz on this letter and would request that she give me a call at her earliest convenience to begin the informal dispute resolution discussions.

Yours very truly,



James B. Harris

JBH/ksw

cc: Chief, Environmental Enforcement Section
Environment and Natural Resources Division
U.S. Department of Justice
P. O. Box 7611
Washington, DC 20044-7611

Mr. James Bearzi
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