

MARGOT J. STEADMAN
ATTORNEY AT LAW
105 Stanford, SE
Albuquerque, NM 87106
505/898-0638
505/252-1854 (fax)

June 12, 2000

Tamella Lakes, Administrator
New Mexico Environment Department
Santa Fe, NM

VIA FAX 827-2836

Dear Tammy,

On May 2, 2000, Southwest Research and Information Center (SRIC), Dara Mark, and Wayne Gibson (Appellants) filed an appeal of the NMED's April 25, 2000 classification determination related to the Class 1 Modification to Permit Condition IV.B.2.b. The New Mexico Court of Appeals has given that appeal Case. No. 21293.

The Appellants filed the Docketing Statement on June 1, and, pursuant to the Court's rules, the record proper should be filed soon. To facilitate that filing process, Susan McMichael indicated that we make a formal request in writing to you on what we believe the record to be.

We believe that the following documents constitute the record proper in this matter:

1. April 20, 2000 - DOE Notice of Class 1 Permit Modification submission to NMED (Steve Zappe)--Cover letter (2 pages) and attachments (4 pages)
2. April 24, 2000 - SRIC letter to Secretary Maggiore regarding the April 20 submission -- Cover letter (6 pages) and 6 exhibits (83 pages)
3. April 25, 2000 - NMED Notice of Classification Determination -- Notice letter (2 pages) and attachment (1 page)
4. May 1, 2000 - NMED Corrected Copy Notice of Classification Determination -- Notice letter (2 pages) and attachment (1 page).

If you agree that this is the record proper, please confirm that understanding to us and let us know what copying and certification costs, if any, would be charged. The record proper should then be filed with the court.

If you believe that the record proper consists of other documents, please specify the documents.

000627



Thank you very much for your consideration and prompt response.

Sincerely,

Margot J. Steadman

Margot Steadman
Attorney for Appellants

cc: Susan McMichael



GARY E. JOHNSON
Governor

State of New Mexico
ENVIRONMENT DEPARTMENT
Harold Runnels Building
1190 St. Francis Drive, P.O. Box 26110
Santa Fe, New Mexico 87502-6110



PETER MAGGIORE
Secretary
PAUL R. RITZMA
Deputy Secretary

Date: 6-13-00
To: John Kielling HRMB
FAX: 7-1544

Pages: 3
From: Tammy Lakes
Hearing Section NMED
Fax: 505-827-2836 Phone: 505-827-2855

Comments:
John, I don't have these
document's. Can you help.

6/14/00

STEVE,
I FORWARDED COPIES TO
TAMMY EXCEPT FOR THE
ATTACHMENTS TO THE APRIL 24
LETTER

Tammy

FAX TRANSMISSION

John K.