February 12, 2004

Mr. R. Paul Detwiler, Acting Manager  
Carlsbad Field Office  
Department of Energy  
P.O. Box 3090  
Carlsbad, New Mexico 88221-3090

Dr. Steven Warren, President  
Washington TRU Solutions, LLC  
P.O. Box 2078  
Carlsbad, New Mexico 88221-5608

RE: NOTICE OF EXTENSION FOR CLASS 2 PERMIT MODIFICATION DECISION  
WIPP HAZARDOUS WASTE FACILITY PERMIT  
EPA I.D. NUMBER NM4890139088

Dear Mr. Detwiler and Dr. Warren:

On November 14, 2003, the New Mexico Environment Department (NMED) received a Request for Permit Modification to the Waste Isolation Pilot Plant Hazardous Waste Facility Permit from the Department of Energy’s Carlsbad Field Office and Washington TRU Solutions LLC (Permittees) dated November 13, 2003. This Class 2 modification included the following item:

• LANL Sealed Sources Waste Streams Headspace Gas Sampling and Analysis Requirements

According to 20.4.1.900 NMAC (incorporating 40 CFR §270.42(b)(6)), NMED must take specific action on the modification request no later than ninety (90) days after receipt of the request. In this instance, the date for a decision would be February 12, 2004. By this letter, I am notifying you as the Permittees that NMED will decide on this modification request within the next thirty (30) days, as allowed by 20.4.1.900 NMAC (incorporating §270.42(b)(6)(i)(E)).
If you have any questions regarding this matter, please contact Steve Zappe of my staff at (505) 428-2517.

Sincerely,

Charles Lundstrom
Director
Water and Waste Management Division

CL: soz (HWB)

cc: Sandra Martin, NMED HWB
    John Kieling, NMED HWB
    Tracy Hughes, NMED OGC
    Chuck Noble, NMED OGC
    Laurie King, EPA Region 6
    Betsy Forinash, EPA ORIA
    Connie Walker, Trinity Engineering

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