



Department of Energy
Carlsbad Field Office
P. O. Box 3090
Carlsbad, New Mexico 88221

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ENTERED



June 14, 2005

Dear Mailing List Recipient:

RE: COMMENTS SUBMITTED TO THE NEW MEXICO ENVIRONMENT DEPARTMENT FOR CONSOLIDATED RESPONSE TO NOTICE OF DEFICIENCY, CLASS 3 PERMIT MODIFICATION REQUEST SUBMITTED IN ACCORDANCE WITH PUB. L. 108-137, SECTION 311, AND SECOND NOTICE OF DEFICIENCY, CLASS 3 PERMIT MODIFICATION REQUEST FOR REMOTE HANDLED WASTE, WIPP HAZARDOUS WASTE FACILITY PERMIT, EPA I.D. NUMBER NM4890139088

On April 29, 2005, the United States Department of Energy (DOE), Carlsbad Field Office (CBFO) and Washington TRU Solutions LLC (WTS) submitted a consolidated response to the December 30, 2004 Notice of Deficiency (NOD) for the Class 3 Permit Modification Request (PMR) submitted in accordance with Public Law 108-137, Section 311 and the March 29, 2005 Second NOD for the Remote-Handled Waste PMR, hereinafter referred to as the "Consolidated Response Document."

On May 17, 2005, the DOE and WTS submitted errata related to Modules II and III of the Consolidated Response Document. After submitting the errata on May 17, 2005, the DOE and WTS discovered that there were several locations where the conversion from WordPerfect to portable document format (PDF) resulted in the misplacement of the redline-strikeout markings. While these markings are correct on the WordPerfect version sent to the New Mexico Environment Department (NMED), they are confusing in the review copies posted to the WIPP Webpage and in the hard copies sent to the NMED and stakeholders.

After discovering this discrepancy, CBFO and WTS performed additional reviews of the document, looking for similar problems. As a result of these further reviews, other typographical errors and items that would benefit by clarification have been identified. Typographical errors include items such as improper formatting, improper references and undefined acronyms. Clarifications include items such as inconsistent use of terms and inconsistencies between various sections of the Consolidated Response Document.

The Permittees have prepared a revision of the Consolidated Response Document correcting the typographical errors and providing clarifications. Hard copies of this revised Consolidated Response Document have been submitted to the NMED and stakeholder organizations known to have hard copies. This document may also be viewed on the internet at <http://www.wipp.ws/rcradox/rfc/Index2.htm>. We have highlighted changes to this document in yellow to assist in identifying the portions of the document that are affected.

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To further assist in the review of this document we have also prepared a document entitled "Comments on the Consolidated Response." Only those items proposed to be clarified are included in this Comments document. Typographical errors are identified only in the text of the highlighted Consolidated Response Document.

This information and revised documents were submitted to the NMED as comments on the Consolidated Response Document as part of our effort to facilitate NMED's review of the document and facilitate public input into the process. The public is encouraged to submit comments to the NMED by August 12, 2005. If you have any questions regarding this transmittal, please contact Mr. Bobby St. John at (505) 234-7348.