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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

JUL 22 2008



OFFICE OF  
AIR AND RADIATION

Dr. Dave Moody  
Manager, Carlsbad Field Office  
U.S. Department of Energy  
P.O. Box 3090  
Carlsbad, NM 88221

Dear Dr. Moody:

I am writing in response to your letter of July 18, 2008. In your letter, you requested our concurrence on resumption of shipments from LANL.

At this time, we cannot concur on resumption of contact-handled transuranic waste shipments from LANL. There are several items that need to be reviewed and addressed before we can consider your request. Today, we received the attachments to your July 18<sup>th</sup> letter, including a final root cause analysis (RCA) report. We also just received your response to the requests for information we made in our letter dated July 14<sup>th</sup>. As such, we are in the process of evaluating the material and our investigation has not concluded. We will be conducting an additional on-site investigation at LANL on July 29<sup>th</sup> with an inspection that follows the scope of our June 12<sup>th</sup> letter.

We hope to be in a position to consider whether to concur on the resumption of shipments after our follow-up inspection and our review of the related documentation. If you have any questions regarding this issue, please contact Tom Peake at (202) 343-9765.

Sincerely,

for

Jonathan D. Edwards, Acting Director  
Radiation Protection Division

Enclosure *- none received*

cc: Electronic Distribution  
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