



SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau

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DAVE MARTIN
Secretary

BUTCH TONGATE
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

February 29, 2012

Jose Franco, Manager
Carlsbad Field Office
Department of Energy
P.O. Box 3090
Carlsbad, New Mexico 88221-3100

M. Farok Sharif, President
Washington TRU Solutions LLC
P.O. Box 2078
Carlsbad, New Mexico 88221-5608

RE: AUDIT A-12-08 OF THE OAK RIDGE NATIONAL LABORATORY CENTRAL CHARACTERIZATION PROJECT WASTE ISOLATION PILOT PLANT EPA I.D. NUMBER NM4890139088

Dear Messrs. Franco and Sharif:

On February 28, 2012, the New Mexico Environment Department (NMED) received an electronic letter from the Department of Energy's (DOE) Carlsbad Field Office (CBFO) and Washington TRU Solutions LLC (the Permittees). The letter was the Transmittal of the Audit and Notification of Assigned Auditors for CBFO Audit A-12-08 of the Oak Ridge National Laboratory Central Characterization Project.

Within this letter, the dates given for the audit were March 27-29, 2012. This is only a twenty-nine day notice. The permit clearly states in Part 2 – General Facilities Conditions:

2.3.2.2.2. Observation of Audit

The Secretary may observe such audits as necessary to validate the implementation of and compliance with applicable WAP requirements at each generator/storage site and DOE approved laboratory. DOE shall provide the Secretary with current audit schedule on a monthly basis and notify the Secretary no later than 30 calendar days prior to each audit.

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The Permittees did not provide for the adequate notification period as required by the Permit. NMED will observe the audit on the scheduled time frame.

For all future notifications, NMED expects the Permittees to comply with the permit and notify NMED at least 30 days prior to the scheduled audit dates.

If you have any questions regarding this matter, please contact Trais Kilphuis at (505) 476-6051.

Sincerely,

John E. Kieling
Acting Chief
Hazardous Waste Bureau

JEK: tlk

cc: Jim Davis, Director, NMED RPD
Trais Kliphuis, NMED HWB
Tim Hall, NMED HWB
Steve Holmes, NMED HWB
Ricardo Maestas, NMED HWB
Thomas Kesterson, NMED DOEOB
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