

11-6-18



PUBLIC HEARING NOTICE NO. 18-07

Transcript of October 25, 2018

Corrections for Examination of George Anastas

Page 146, line 25, delete "bag", insert "system"

Page 147, line 11, delete "wouldn't", insert "would"

Page 159, line 17, delete the second "the"

181103



Clarifications to Kehrman Cross by Kovac

Transcript Page	Transcript Line	Original Text	Revised Text
11	5 -7	Q. Mr. Kehrman, I'm sorry. Let's start with your testimony and the title that is up on page 1. Is [INAUDIBLE] a regular term.	Q. Mr. Kehrman, I'm sorry. Let's start with your testimony and the title that is up on page 1. Is [INAUDIBLE] "clarification" a regular RCRA term.
11	22 - 23	Q. Yeah, is the permittee [INAUDIBLE] it means suggest that this is a new proposal or modification?	Still inaudible due to background noise.
11	24 - 25	A. I guess [INAUDIBLE] the request from the – the concern with the request from the issue of the permit --	Inaudible part is stammering, no words.
12	4 - 6	Q. Yes, I'm sorry. So isn't this request for proposal a new way to permit -- permittees [INAUDIBLE] that waste could counted?	Q. Yes, I'm sorry. So isn't this request for proposal a new way to permit -- permittees [INAUDIBLE] wish that waste could counted?
12	7 - 14	A. [INAUDIBLE] serves several purposes. One is to make it explicit, how mixed waste will be counted and recorded. We are going to continue to use the process that we used in the past however we are distinguishing that process with the process the Department of Energy will use to determine and track Land Withdrawal Act TRU waste volume. And so the proposal is to segregate those by using those definitions that are being imposed.	A. [INAUDIBLE]-The PMR serves several purposes. One is to make it explicit, how TRU mixed waste will be counted and recorded. We are going to continue to use the process that we used in the past however we are distinguishing that process with the process the Department of Energy will use to determine and track LWA or Land Withdrawal Act TRU waste volume. And so the proposal is to segregate those by using those definitions that are being imposed proposed.
12	18 - 23	Q. And I would like to read the last sentence. "While gross internal volume of the outermost container has been the traditional practice, the permittees wish to demonstrate compliance with the permit from a statutory TRU waste established in federal law." Did I read that correctly?	Q. And I would like to read the last sentence. "While gross internal volume of the outermost container has been the traditional practice, the permittees wish to distinguish the volume used to demonstrate compliance with the permit from a statutory TRU waste established in federal law." Did I read that correctly?

13	3 -5	A. No, but it is the practice that we use, since the permit was issued, for tracking out how waste is put in other environmental waste disposal.	A. No, but it is the practice that we use, since the permit was issued, for tracking out how the amount of waste is put in other environmental underground hazardous waste disposal units.
13	13 - 21	A. In the past, using the gross internal volume of the outermost container has been used to report both TRU mixed waste and to detract against the Land Withdrawal Act, and that is because the time between those two -- between those two items in the permit. The reason for the modification is to break that time because we -- the Department and permittees had realized that by tracking that way we count a great deal of void space as TRU mixed waste.	A. In the past, using the gross internal volume of the outermost container has been used to report both TRU mixed waste and to detract track against the Land Withdrawal Act, and that is because the time tie between those two -- between those two items in the permit. The reason for the modification is to break that time tie because we -- the Department and permittees had realized that by tracking that way we count a great deal of void space as TRU mixed waste.
15	4 -7	Q. Does this permit modification request used to create new terms and definitions [INAUDIBLE] terms at the top -- at the two bullet points at the top of page 3?	Q. Does this permit modification request used to create new terms and definitions [INAUDIBLE] i.e., the new terms at the top -- at the two bullet points at the top of page 3?

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Corrections –

Page 181, line 6 – should be “waste,” not “ways,”

Page 190, line 16 – should be “breached” not “breach”

Page 223, line 3 – should be “pipe” not “tight”

Page 234, lines 16 and 19 – should be 2(20).

Page 234, line 20 – should be 2(18).

NMED Review of all "inaudible" portions during the Direct Testimony and Cross Examination of NMED's Ricardo Maestas

RM: Ricardo Maestas; JH: Jennifer Hower; EA: Erin Anderson; SOZ: Steve Zappe; LL: Lindsay Lovejoy; JA: Joni Arends; MS: Max Shepard; No ID: Unidentified Speaker

76	7	SOZ	cradle to grave	
76	8	SOZ	cradle to grave	
76	12	SOZ	identity of the transporter and shipment destination	checked against written NMED Testimony
78	6	JA	Ms. Anderson we're having a hard time hearing you	
79	2	SOZ	leads to the submittal	
80	13	SOZ	September	
80	24	RM	the	
81	25	JH	modification	
83	5	RM	be asked	
83	18	SOZ	this compared to this	
84	8	SOZ	dated 2018	
84	16	SOZ	(Inaudible)	inaudible table side discussion
87	11	SOZ	hence	
89	4	RM	uh, where this	
90	1	RM	good	
91	17	SOZ	I could drain the	
92	1	JH	I believe you	
92	2	RM	(RM requesting to drink tea)	
92	3	EA	(Ms. Anderson agreeing with Ricardo, "Oh sure, tea for you")	
92	7	RM	RM, discussing the tea, details inaudible	
92	10	RM	(SOZ says "it shows that")	
93	10	SOZ	SOZ says to himself, "That's not correct"	SOZ looking at his notes
94	7	SOZ	Drums	
96	15	RM	known	
96	23	SOZ	appear to be an	
97	11	SOZ	DOE Order 5.5.1	
97	12	SOZ	TRU	
99	4	SOZ	...to them...	
100	7	SOZ	(there is a pause, no words spoken just back ground noise)	(there is a pause, no words spoken just back ground noise)
102	25	RM	permit mod	
103	17	RM	enforcing	
104	1	SOZ	equates to a percentage	
104	8	RM	commit to	
105	12	RM	recertify	
106	1	SOZ	calculating	
107	6	JH	do you want to ask Mr. Maestas	
107	21	EA	"try not to bite it"	very difficult to understand
109	3	SOZ	only for going	
115	18	SOZ	remotely handled	
117	21	various	Good, Sorry	
119	17	LL	do you have it here?	
120	1	JH	of the PMR	
120	16/17	RM	so I read the highlighted portion of the paragraph	Line 16 and 17 should be this phrase
121	23	RM	track	
126	21	LL	as captured of	
129	24	RM	performed our	
130	4	RM	testified	
131	1	RM	all	
133	18	RM	the asked	
133	21	LL	(no words were lost - good as is)	no words were lost - good as is
134	14	EA	killer (?)	a beep in the room over rides the word
134	15	JH	sorry	
134	16	EA	excuse me	
134	17	various	call it in today...take cash	conversation from a lapse in testimony
134	18	JH	so far today	
134	22	MS	Am I right? Here's the book right?	Unidnetified Speaker is Max Shepard
137	18	RM	certification	
137	21	RM	WDS	
140	15	RM	TRU mixed earlier review	inaudible - guess
140	17	RM	doesn't have a concern about that	
144	24	LL	just, I won't	inaudible - guess
145	22	RM	learned	
146	9	LL	of my creation	
154	20	No ID	(Inaudible)	inaudible - whispered table side discussion
155	5	JH	(Inaudible)	inaudible - laughing over top
155	8	MS	We	
157	7	LL	seeking to	
158	22	LL	Actually	
160	18	RM	being seeked	
161	9	LL	no figure, no figure for any of them	
161	19	LL	approved	inaudible - sneeze over top
165	5	RM	count	
165	19	RM	develop a way	
166	11	LL	100 nanocuries	
167	14	LL	that's attributed to you	uncaptured section of repeated words here
169	14	LL	Butch Tongate	
169	21	LL	Butch Tongate	
170	23	RM	them were with regard to	
171	9	No ID	(Inaudible)	inaudible - whispered table side discussion
174	1	LL	HWB recommends	from SRIC Exhibit 36

174	16	LL	for the emplacement	
176	20	RM	what you said in the question	
177	16	LL	at the end of this one	