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PROPOSED AGENDA/ISSUES LIST FOR MEETING WITH NMED on January 11, 1999

I. PROCEDURAL/LEGAL ISSUES

A. Final Date for Filing Comments -- filing by 5:00 p.m., 1/18 OK?

B. Use of panels for cross-exam of Permittees’ witnesses
   1. Can they be used?
   2. Need to disclose identity in 2/1/99 Notice of Intent filings?
   3. Consequence of disclosing identity but not appear at hearing

C. Will there be cross-exam of non-technical testimony?

D. Failure to receive service copies of NMED filings with Hearing Clerk (index to administrative record; supplemental fact sheet)

E. Status of requests for Extensions of Time

F. Hearing Officer selection status

G. 12/22 Comments Submission errata sheet

H. Need/ability to identify rebuttal witnesses in 2/199 filings

I. Security Issues at hearing

II. TECHNICAL ISSUES/CONTESTED CONDITIONS

A. Regulation over non-mixed waste (Comment No. 155)

B. Prohibition of RH waste (12/22 Executive Summary)

C. Groundwater Monitoring Point of Compliance (12/22 Executive Summary)

D. Financial Assurance (Comment No. 179)

E. NMED Approval of Final Audit Reports (Comment No. 151)
NMED'S AGENDA - WIPP MEETING - JANUARY 11TH

1. Validity of DOE's August Comments (Nos. 1 - 150)

2. DOE Audit Comments
   a. CCA
   b. Challenge to Authority
   c. Time Period for approval
   d. Role of Public Comment

3. RH waste

4. Non-Mixed Prohibition

5. Point of Compliance

6. Financial assurance