

June 14, 2012

JUN 2012

VIA EMAIL AND CERTIFIED MAIL No. 7011 2970 0003 9281 7698

Mr. John E. Kieling, Acting Chief
Hazardous Waste Bureau
New Mexico Environmental Department
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Santa Fe, New Mexico 87505-6303

Mark Potts
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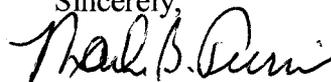
**RE: WITHDRAWAL OF MILESTONE CERTIFICATION
WESTERN REFINING SOUTHWEST, INC., GALLUP REFINERY
EPA ID #NMD000333211**

Dear Mr. Kieling:

After discussions with U.S. EPA, Western Refining Southwest, Inc., Gallup Refinery ("Gallup") understands that "the startup grace period" referenced in Milestone #9, in Paragraph 100.I of the Complaint and Consent Agreement and Final Order, Docket No. RCRA-06-2009-0936, will remain in effect until a date to be agreed upon by Gallup and NMED that will allow for completion of system startup requirements. We understand that CAFO requirements triggered by Milestone 9 will be triggered by the new mutually agreed upon date. Consequently, Gallup withdraws its June 5, 2012 letter entitled "Completion of Milestone Certification."

Please feel free to contact Ed Riege at 505-722-0217 with any questions.

Sincerely,



Mark B. Turri
Refinery Manager

cc: Kristen Van Horn NMED HWB
Jeffrey Clay, EPA Region 6
Carl Chavez OCD
Ann Allen Western Refining
Ed Riege Western Refining
Don Starr Western Refining
Frank Keys Western Refining