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Governor
JOHN A. SANCHEZ
Lieutenant Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT

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RYAN FLYNN
Cabinet Secretary
BUTCH TONGATE
Deputy Secretary

EP2014-5194

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

June 18, 2014

Peter Maggiore
Assistant Manager, Env. Projects Office
Los Alamos Field Office, DOE
3747 West Jemez Rd, MS A316
Los Alamos, NM 87544

Jeffrey D. Mousseau
Associate Director, Environmental Programs
Los Alamos National Security, L.L.C.
P.O. Box 1663, MS M991
Los Alamos, NM 87545

**RE: FOURTH EXTENSION REQUEST
TO SUBMIT THE INVESTIGATION WORK PLAN FOR POTRILLO AND
FENCE CANYONS AGGREGATE AREA
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890010515
HWB-LANL-11-043**

Dear Messrs. Maggiore and Mousseau:

The New Mexico Environment Department (NMED) is in receipt of the United States Department of Energy (DOE) and the Los Alamos National Security, L.L.C.'s (collectively, the Permittees) document entitled *Request for Extension to Submit the Phase II Investigation Work Plan for Potrillo and Fence Canyons Aggregate Area* dated June 13, 2014 and referenced by EP2014-0234.

The Permittees are requesting a fourth extension to submit the Phase II Investigation Work Plan for Potrillo and Fence Canyons Aggregate Area (IWP). The first extension moved the submission date from June 14, 2012 to June 14, 2014 and the subsequent two extensions moved the date to September 30, 2013 and June 30, 2014, respectively. NMED has granted extensions based on the Permittees' need to divert resources to remove transuranic waste in accordance with the Framework Agreement. Based on the Permittees' statement that they will not be able to meet the deadlines that they committed to in the Framework Agreement, the request is hereby denied.

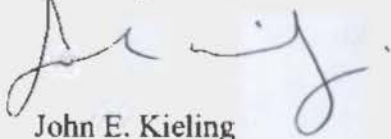


Messrs. Maggiore and Mousseau
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NMED is concerned over delays that affect the progress of corrective action. The Permittee is required to submit the IWP for Potrillo and Fence Canyons Aggregate Area as previously scheduled on **June 30, 2014**.

Should you have any questions, please contact Neelam Dhawan of my staff at (505) 476-6042.

Sincerely,



John E. Kieling
Chief
Hazardous Waste Bureau

cc: T. Blaine, NMED EHD
D. Cobrain, NMED HWB
N. Dhawan, NMED HWB
S. Yanicak, NMED DOE OB
L. King, EPA 6PD-N
J. McCann, EP-CAP, MS A992
W. Woodworth, DOE-NA-LA, MS A316

File: Reading and LANL 2014 – Potrillo and Fence Canyons AA Phase 2 IWP

New Mexico Environment Department
Hazardous Waste Bureau
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Santa Fe, New Mexico 87505-6303



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