



**NEW MEXICO  
ENVIRONMENT DEPARTMENT**



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RYAN FLYNN  
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Deputy Secretary

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

July 23, 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: SECOND EXTENSION REQUEST  
TO SUBMIT THE RESPONSE TO THE THIRD NOTICE OF DISAPPROVAL  
FOR THE INVESTIGATION REPORT FOR DELTA PRIME SITE  
AGGREGATE AREA DELAYED SITES AND THE DELTA PRIME EAST  
BUILDING FOOTPRINTS AT TECHNICAL AREA 21, AND REVISION 2  
LOS ALAMOS NATIONAL LABORATORY  
EPA ID#NM0890010515  
HWB-LANL-11-097**

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 Response to the Third Notice of Disapproval for the Investigation Report for DP Site Aggregate Area Delayed Sites and the DP East Building Footprints at Technical Area 21, and Revision 2*, dated July 11, 2014 and referenced by EP2014-0307.

The Permittees request an extension to submit the Response to the Third Notice of Disapproval (NOD) for the Investigation Report for DP Site Aggregate Area Delayed Sites and DP West Building Footprints (IR) and Revision 2 of the IR. This is the second extension request to submit the Response and Revision (a previous extension was granted on July 30, 2012). NMED has granted extensions based on the Permittees' need to divert resources to remove transuranic waste

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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.

NMED is concerned over delays that affect the progress of corrective action at Los Alamos National Laboratory. The Permittees are required to submit the Response to the NOD and Revision 2 of the IR for DP Site Aggregate Area Delayed Sites and DP East Building Footprints as previously scheduled on **August 6, 2014**.

Should you have any questions, please contact Dave Cobrain of my staff at (505) 476-6055.

Sincerely,



John E. Kieling  
Chief  
Hazardous Waste Bureau

cc: T. Blaine, NMED EHD  
D. Cobrain, NMED HWB  
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File: Reading and LANL 2014 – TA-21, Delta Prime Site Aggregate Area

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