



**NEW MEXICO
ENVIRONMENT DEPARTMENT**



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RYAN FLYNN
Cabinet Secretary
BUTCH TONGATE
Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

**ERID-525191
EP2014-5331**

September 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: DENIAL OF SECOND EXTENSION REQUEST
TO SUBMIT THE PHASE II INVESTIGATION REPORT FOR NORTH ANCHO
CANYON AGGREGATE AREA
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890010515
HWB-LANL-10-014**

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 Postponement to Submit the Phase II Investigation Report for North Ancho Aggregate Area (IR)* dated September 15, 2014 and referenced by EP2014-0447.

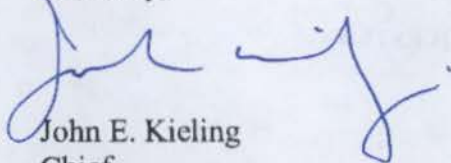
The Permittees are requesting a second extension to submit the IR for North Ancho Canyon Aggregate Area. The first extension was granted on December 5, 2011 that moved the submission date from September 30, 2012 to September 30, 2014. NMED has granted extensions based on the Permittees' need to divert 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.

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NMED is concerned over delays that affect the progress of corrective action. The Permittees are required to submit the IR for North Ancho Canyon Aggregate Area as previously scheduled on **September 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
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File: Reading and LANL 2014 – North Ancho Canyon AA Phase 2 IR