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Date: OCT 3 1 2011
Refer To: EP2011-0367

John Kieling, Acting Bureau Chief
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505-6303

Subject: Requirement to Submit the Remedy Completion Report for Frijoles Canyon Aggregate Area

Dear Mr. Kieling:

This letter serves to document compliance by the U.S. Department of Energy (DOE) and Los Alamos National Security (LANS), LLC, with the requirement in Table XII-1 of the Compliance Order on Consent (the Consent Order) to submit a remedy completion report for the Frijoles Canyon Aggregate Area by October 31, 2011. As explained below, all requirements of the Consent Order for the Frijoles Canyon Aggregate Area were met without the need to implement corrective actions and the requirement to submit a remedy completion report was met by submittal of the historical investigation report (HIR) for the aggregate area on October 12, 2010 (EP2010-0400).

The HIR for the Frijoles Canyon Aggregate Area concluded that no investigation or corrective actions were required under the Consent Order for any sites in this aggregate area. The New Mexico Environment Department (NMED) approved the HIR on December 6, 2010 (HWB-LANL-10-082), and the approval concurred that no investigation was required. NMED issued certificates of completion for the sites addressed in the HIR on January 31, 2011 (HWB-LANL-10-102), noting that all requirements of the Consent Order had been met. Because the HIR provided the basis for documenting that all requirements of the Consent Order had been met, it is equivalent to a remedy completion report, and submittal of the HIR fulfilled the requirement of Table XII-1 of the Consent Order.

If you have any questions, please contact Todd Haagenstad at (505) 665-2936 (hth@lanl.gov) or Mike Gardipe at (505) 845-6022 (mike.gardipe@nnsa.doe.gov).

Sincerely,

Michael J. Graham, Associate Director
Environmental Programs
Los Alamos National Laboratory

Sincerely,

George J. Rael, Assistant Manager
Environmental Projects Office
Los Alamos Site Office

MG/GR/DM/TH:sm

Cy: Laurie King, EPA Region 6, Dallas, TX
Steve Yanicak, NMED-DOE-OB, MS M894
Tom Skibitski, NMED-OB, Santa Fe, NM (date-stamped letter emailed)
Mike Gardipe, DOE-LASO, MS A316 (date-stamped letter emailed)
Annette Russell, DOE-LASO (date-stamped letter emailed)
Todd Haagenstad, EP-CAP, MS M992 (date-stamped letter emailed)
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