ERID-524931

NEW MEXICO
ENVIRONMENT DEPARTMENT

2905 Rodeo Park Drive East, Building 1
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SUSANA MARTINEZ
Governor
JOHN A. SANCHEZ
Lieutenant Governor

RYAN FLYNN
Cabinet Secretary
BUTCH TONGATE
Deputy Secretary

EP2014-5191

IRM-RMS, LANL
U1401696

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: FIFTH EXTENSION REQUEST
TO SUBMIT THE INVESTIGATION REPORT FOR CAÑON DE VALLE
AGGREGATE AREA, TECHNICAL AREA 14, REVISION 1
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890010515
HWB-LANL-12-004

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 Notice of Disapproval for the Investigation Report for Cañon de Valle Aggregate Area, Technical Area 14, and Revision 1 (IR)* dated June 5, 2014 and referenced by EP2014-0227.

The Permittees are requesting a fifth extension to submit the response to notice of Disapproval (NOD) and Revision 1 of the IR for Cañon de Valle Aggregate Area, Technical Area 14. The previous four extensions moved the submission date from July 31, 2012 to April 30, 2013, July 31, 2013, March 31, 2014, 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.

NMED is concerned over delays that affect the progress of corrective action. The Permittee is required to submit the Response to NOD and revised IR for Cañon de Valle Aggregate Area, Technical Area 14, as previously scheduled on **June 30, 2014**.

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

Sincerely,

for

John E. Kieling
Chief
Hazardous Waste Bureau

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

File: Reading and LANL 2014 – Cañon de Valle Aggregate Area, Technical Area 14 NOD Response and IR

New Mexico Environment Department
Hazardous Waste Bureau
2905 Rodeo Park Drive East, Bldg.1
Santa Fe, New Mexico 87505-6303

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Jeffrey D. Mousseau, Associate Director
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