

IRM-RMMSO Official Correspondence Form

Name:	U1101094
Title:	Hearing Fee Assessment Revised
Date Received:	6/7/2011
Addressee Name:	Chris Cantwell, ADESHQ
Originator:	John E. Keiling, NMED Santa Fe
Action Item Description:	
Action Due Date:	8/5/2011
Responsible for Action:	Search <u>Cantwell, James C</u>
Responsible Office:	PADOP
Distribution:	Chris Cantwell Charles McMillan Isaac RichardsonIII Richard Marquez Carl Beard Michael Graham Deborah Woitte Paul Henry

U1101094



IRM RMMSO Record Copy



SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

**NEW MEXICO
ENVIRONMENT DEPARTMENT**

Hazardous Waste Bureau

2905 Rodeo Park Drive East, Building 1

Santa Fe, New Mexico 87505-6303

Phone (505) 476-6000 Fax (505) 476-6030

www.nmenv.state.nm.us



DAVE MARTIN
Secretary

RAJ SOLOMON, P.E.
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

June 6, 2011

J. Chris Cantwell
Associate Director
Environment, Safety, Health and Quality
Los Alamos National Security, LLC
P.O. Box 1663, Mail Stop A100
Los Alamos, New Mexico 87545

Roger E. Snyder
Deputy Manager
Los Alamos Site Office
National Nuclear Security Administration
3747 West Jemez Road, Mail Stop A316
Los Alamos, New Mexico 87544

**RE: HEARING FEE ASSESSMENT REVISED
LOS ALAMOS NATIONAL LABORATORY, EPA ID #NM0890010515
HWB-LANL-2010-HF-R**

Dear Messrs. Cantwell and Snyder:

The New Mexico Environment Department (NMED) has received your March 24, 2011 letter (Letter) regarding the assessment of fees, pursuant to 20.4.2.203.A(6) NMAC, for the Los Alamos National Laboratory Hazardous Waste Facility Permit public hearing. NMED has reconsidered its assessment and removed from the costs for outside counsel and expert witness on the attached revised assessment.

The assessment for ASTM International was for the purchase of ASTM publications to supplement the administrative record in preparation to support several issues raised during the public comment period on the draft permit and at the public hearing concerning site assessment, monitoring well, groundwater and sampling practices. NMED believes the assessment of these fees is appropriate under 20.4.2.203.A(2) NMAC.

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Messrs. Cantwell and Snyder
June 6, 2011
Page 2

NMED hereby withdraws the February 22, 2011 Invoice # HWB-LANL-2010-HF, and issues in lieu thereof the attached invoice.

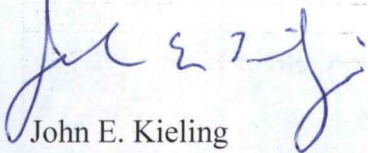
In addition, NMED has invoiced the Permittees for a number of other submittals since the February 22, 2011 hearing fee assessment as shown in the Supplemental Fee Agreement Invoice Summary FY11 (attached). NMED will credit these invoices against the FY2011 Memorandum of Agreement (MOA). A balance will remain in the MOA which will cover a portion of the revised hearing fee assessment. The attached invoice indicates the difference that is due.

Payment is due within sixty (60) calendar days from the date that you receive the invoice in accordance with 20.4.2.301.C NMAC. If you disagree with the fee assessed, you may notify the NMED in writing, at the address above, of the intent to appeal the invoice under the provisions of 20.4.2.302.A NMAC.

If payment is by check, then you must provide the invoice number on the check. If payment is transmitted electronically, then you must submit a letter to Mr. James Valdez, at the address on the letterhead, indicating the invoice number, payment amount, and the assessed activity prior to transferring funds.

Please contact me at (505) 476-6035 should you have any questions regarding this matter.

Sincerely,



John E. Kieling
Acting Chief
Hazardous Waste Bureau

cc: J. Valdez, NMED HWB
S. Pullen, NMED HWB
G. Rael, NNSA LASO, MS A316
G. Turner, NNSA LASO, MS A316
M. Haagenstad, LANS, MS K490
C. Maze, LANS, MS M992
File: LANL 2011 and Reading

LANL SUPPLEMENTAL FEE AGREEMENT INVOICE SUMMARY FY11

Invoice #	Date Invoiced	Date Received	Amount Invoiced	Amount Received	Applied Credits
FY11 July 1, 2010 - June 30, 2011					
HWB-LANL-FFY11	September 2, 2010		\$ 1,328,541.12		
HWB-LANL-FFY11-R	October 13, 2010	10/27/2010	\$ 1,316,739.71	\$ 1,316,739.71	
HWB-LANL-10-046	July 8, 2010				\$ 2,000.00
HWB-LANL-2010-AF	October 1, 2010				\$ 388,200.00
HWB-LANL-10-047	July 8, 2010				\$ 500.00
HWB-LANL-10-048	July 8, 2010				\$ 2,500.00
HWB-LANL-10-049	July 16, 2010				\$ 39,000.00
HWB-LANL-10-050	October 18, 2010				\$ 2,000.00
HWB-LANL-10-051	October 18, 2010				\$ 2,000.00
HWB-LANL-10-052	August 17, 2010				\$ 41,000.00
HWB-LANL-10-053	October 18, 2010				\$ 2,500.00
HWB-LANL-10-055	August 20, 2010				\$ 3,000.00
HWB-LANL-10-056	August 20, 2010				\$ 12,500.00
HWB-LANL-10-058	August 20, 2010				\$ 500.00
HWB-LANL-10-059	August 20, 2010				\$ 500.00
HWB-LANL-10-060	August 20, 2010				\$ 500.00
HWB-LANL-10-061	August 20, 2010				\$ 10,000.00
HWB-LANL-10-062	August 26, 2010				\$ 500.00
HWB-LANL-10-063	August 26, 2010				\$ 500.00
HWB-LANL-10-064	August 25, 2010				\$ 2,000.00
HWB-LANL-10-065	August 25, 2010				\$ 2,000.00
HWB-LANL-10-066	August 26, 2010				\$ 2,000.00
HWB-LANL-10-068	August 27, 2010				\$ 2,000.00
HWB-LANL-10-069	September 1, 2010				\$ 500.00
HWB-LANL-10-070	September 2, 2010				\$ 139,000.00
HWB-LANL-10-071	September 2, 2010				\$ 77,000.00
HWB-LANL-10-072	September 10, 2010				\$ 500.00
HWB-LANL-10-073	September 10, 2010				\$ 500.00
HWB-LANL-10-074	September 10, 2010				\$ 7,500.00
HWB-LANL-10-075	September 23, 2010				\$ 2,000.00
HWB-LANL-10-076	October 8, 2010				\$ 15,000.00
HWB-LANL-10-077	October 12, 2010				\$ 86,000.00
HWB-LANL-10-078	November 13, 2010				\$ 2,000.00
HWB-LANL-10-079	November 10, 2010				\$ 2,000.00
HWB-LANL-10-080	November 10, 2010				\$ 37,000.00
HWB-LANL-10-081	December 9, 2010				\$ 2,000.00
HWB-LANL-10-082	November 10, 2010				\$ 7,500.00
HWB-LANL-10-083	November 10, 2010				\$ 8,000.00
HWB-LANL-10-084	December 6, 2010				\$ 500.00
HWB-LANL-10-085	December 6, 2010				\$ 500.00
HWB-LANL-10-086	December 6, 2010				\$ 2,000.00
HWB-LANL-10-087	December 6, 2010				\$ 65,000.00
HWB-LANL-10-088	December 6, 2010				\$ 500.00
HWB-LANL-10-089	December 7, 2010				\$ 2,000.00
HWB-LANL-10-090	December 7, 2010				\$ 500.00
HWB-LANL-10-091	December 7, 2010				\$ 500.00
HWB-LANL-10-092	December 9, 2010				\$ 40,000.00
HWB-LANL-10-093	December 9, 2010				\$ 2,000.00
HWB-LANL-10-094	December 9, 2010				\$ 2,000.00
HWB-LANL-10-095	December 9, 2010				\$ 2,000.00

HWB-LANL-10-096	December 17, 2010				\$ 500.00
HWB-LANL-10-100	January 10, 2011				\$ 15,000.00
HWB-LANL-10-101	January 10, 2011				\$ 10,000.00
HWB-LANL-10-102	January 13, 2011				\$ 1,000.00
HWB-LANL-10-103	January 11, 2011				\$ 500.00
HWB-LANL-11-001	January 14, 2011				\$ 2,000.00
HWB-LANL-11-002	January 27, 2011				\$ 5,000.00
HWB-LANL-10-098	February 1, 2011				\$ 1,000.00
HWB-LANL-10-099	February 1, 2011				\$ 12,000.00
HWB-LANL-10-104	February 7, 2011				\$ 14,000.00
HWB-LANL-11-003	February 8, 2011				\$ 2,000.00
HWB-LANL-11-004	February 8, 2011				\$ 2,000.00
HWB-LANL-2010-HF	February 14, 2011	Withdrawn			
HWB-LANL-2010-HF	February 14, 2011	Withdrawn			
HWB-LANL-11-010	March 4, 2011				\$ 10,000.00
HWB-LANL-11-012	March 4, 2011				\$ 2,000.00
HWB-LANL-11-009	March 9, 2011				\$ 2,000.00
HWB-LANL-11-005	March 10, 2011				\$ 2,000.00
HWB-LANL-11-006	March 10, 2011				\$ 2,000.00
HWB-LANL-11-007	March 10, 2011				\$ 500.00
HWB-LANL-11-008	March 10, 2011				\$ 12,000.00
HWB-LANL-11-014	March 17, 2011				\$ 2,000.00
HWB-LANL-11-013	March 18, 2011				\$ 500.00
HWB-LANL-11-015	March 18, 2011				\$ 2,000.00
HWB-LANL-11-016	March 18, 2011				\$ 41,000.00
HWB-LANL-11-017	March 23, 2011				\$ 2,000.00
HWB-LANL-11-018	March 23, 2011				\$ 10,000.00
HWB-LANL-11-019	March 31, 2011				\$ 37,000.00
HWB-LANL-11-020	March 31, 2011				\$ 2,500.00
HWB-LANL-11-022	April 7, 2011				\$ 10,000.00
HWB-LANL-11-024	April 8, 2011				\$ 2,000.00
HWB-LANL-11-025	April 8, 2011				\$ 2,000.00
HWB-LANL-11-011	April 12, 2011				\$ 2,000.00
HWB-LANL-11-023	April 12, 2011				\$ 500.00
HWB-LANL-11-026	April 27, 2011				\$ 50,000.00
HWB-LANL-11-027	April 27, 2011				\$ 2,000.00
HWB-LANL-11-028	April 27, 2011				\$ 2,000.00
HWB-LANL-11-029	May 12, 2011				\$ 1,500.00
HWB-LANL-11-030	May 24, 2011				\$ 2,500.00
HWB-LANL-11-021	June 3, 2011				\$ 2,500.00
HWB-LANL-2010-HF-R	June 6, 2011				\$ 27,539.71
HWB-LANL-2010-HF-R	June 6, 2011		\$ 129,486.46		
Total Invoices for FY11			\$ 1,446,226.17	\$ 1,316,739.71	\$ 1,316,739.71

LANL Permit Hearing

20.4.2.203(3): Facility Fees	SFCC	\$	4,500.00
20.4.2.203(3): Facility Fees	Pojoaque Pueblo	\$	1,175.63
20.4.2.203(3): Facility Fees	Central NMCC	\$	1,320.00
20.4.2.203(3): Facility Fees	TSAY Corporation (Ohkay Casino)	\$	1,539.71
20.4.2.203(3): Facility Fees	Courtyard by Marriott	\$	1,620.94
20.4.2.203(3): Facility Fees	UNM	\$	472.50
	Total Facility Fees	\$	10,628.78
20.4.2.203(4): Recording/Transcription Fees	Kathy Townsend	\$	50,476.20
	Total Recording/Transcription Fees	\$	50,476.20
20.4.2.203(5): Translation Fees	Southwest Sound and Video	\$	53,114.29
	Total Translation Fees	\$	53,114.29
20.4.2.203(6): Miscellaneous	Joseph Alarid	\$	48,606.94
20.4.2.203(6): Miscellaneous	ASTM International	\$	5,498.40
20.4.2.203(6): Miscellaneous	Copy Shack	\$	13.00
20.4.2.203(6): Miscellaneous	Santa Fe New Mexican	\$	3,268.34
20.4.2.203(6): Miscellaneous	The Taos News	\$	92.42
20.4.2.203(6): Miscellaneous	Los Alamos Monitor	\$	1,636.77
20.4.2.203(6): Miscellaneous	Albuquerque Journal	\$	1,772.58
20.4.2.203(6): Miscellaneous	Rio Grande Sun	\$	1,918.45
	Total Miscellaneous	\$	62,806.90
	LANL Permit Hearing Expenditures	\$	177,026.17
	Hearing Fee Assesment: HWB-LANL-09-058	\$	(20,000.00)
	Total LANL Permit Hearing Fees	\$	157,026.17
	Remaining Supplemental Fees: HWB-LANL-FFY11	\$	(27,539.71)
	Balance Due to NMED: HWB-LANL-2010-HF-R	\$	129,486.46



**New Mexico
Environment Department
Hazardous Waste Bureau**

Los Alamos National Lab
P O Box 1663
MS-M992
Los Alamos, NM 87545
Attn: Cindy Maze

June 6, 2011

Invoice # - HWB-LANL-2010-HF-R
LANL 2010 Hearing Fee

Quantity	Item	Item Cost	Total Cost
1	Remaining Supplemental Fees	(\$27,539.71)	(\$27,539.71)
1	HWB-LANL-09-058	(\$20,000.00)	(\$20,000.00)
1	LANL Hearing Fee	\$177,026.17	\$177,026.17
		Total Fees	\$129,486.46
		Adjustment	\$0.00
		Pay This Amount	\$129,486.46

Make Checks Payable to: NMED/HWB

Mail Checks and Invoice to:

**New Mexico Environment Department, HWB
Attn: James Valdez
2905 Rodeo Park Drive East, Bldg 1
Santa Fe, NM 87505**

State of New Mexico Use Only:

Date Received: _____
Check Number: _____
Amount Received: _____

NAME Clarence Torres
Z# 081956
DATE 6/7/2011

CERTIFIED MAIL™

HWB3391

**State of New Mexico
ENVIRONMENT DEPARTMENT**

Hazardous Waste Bureau

2905 Rodeo Park Drive East, Building 1

Santa Fe, New Mexico 87505-6303



7010 1670 0000 8697 6912



Haster

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06/06/2011

Mailed From 87505

US POSTAGE

Los Alamos National Security, LLC
Los Alamos Research Park
Attn: J. Chris Cantwell, Associate Director
Environment, Safety, Health & Quality
PO Box 1663, Mail Stop A100 *A-150*
Los Alamos, NM 87545



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