



BILL RICHARDSON
Governor

DIANE DENISH
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



RON CURRY
Secretary

JON GOLDSTEIN
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

June 19, 2008

David Gregory
Federal Project Director
Los Alamos Site Office
Department of Energy
528 35th Street, Mail Stop A316
Los Alamos, NM 87544

David McInroy
Remediation Services Deputy Project Director
Los Alamos National Laboratory
P.O. Box 1663, MS M992
Los Alamos, NM 87545

RE: FINAL DECISION ON PROPOSED CHANGES TO THE FOOTNOTES IN TABLES XII-2 AND XII-3 OF THE MARCH 1, 2005 COMPLIANCE ORDER ON CONSENT FOR LOS ALAMOS NATIONAL LABORATORY

Dear Messrs. Gregory and McInroy:

The New Mexico Environment Department (NMED), the Department of Energy (DOE), and the Los Alamos National Security, L.L.C. (LANS) have agreed to the modification to Tables XII-2 and XII-3 in the March 1, 2005 Compliance Order on Consent (Order). Removal of the footnotes eliminated a conflict between the tables in Section XII and Section VII.D.7 of the Order. With NMED's signature, the agreement became effective on June 18, 2008.

A redline strikeout version as well as a revised version of Tables XII-2 and XII-3 can be viewed on NMED's website at www.nmenv.state.nm.us/hwb/lanlperm.html, under the heading "Order on Consent, Notice of Table Footnote Changes (5-9-2008)". Additionally, the final signature page is attached for your convenience.

Messrs. Gregory and McInroy
June 19, 2008
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Should you have any questions please contact Kathryn Roberts at (505) 476-6041.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Bearzi', with a stylized flourish at the end.

James P. Bearzi
Chief

Hazardous Waste Bureau

Cc: J. Kieling, NMED HWB
K. Roberts, NMED HWB
S. Yanicak, NMED DOE OB, MS J993
T. Skibitski, NMED DOE OB
L. King, EPA 6PD-N
G. Rael, DOE LASO, MS A316
S. Stiger. ENV MS J591
file: Reading and LANL'08 General

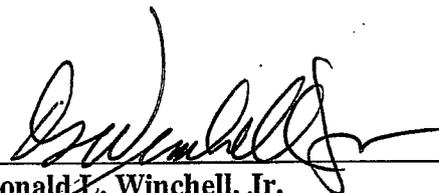
Modification # 3 to the March 1, 2005 Order on Consent consists of changes to the footnotes in Tables XII-2 and XII-3 concerning "Notice Dates" for Corrective Measures Evaluations (CME) and Corrective Measure Studies (CMS). This modification to the March 1, 2005 Order on Consent is hereby AGREED and CONSENTED TO by the Parties, pursuant to Section III.J:

For the NEW MEXICO ENVIRONMENT DEPARTMENT:



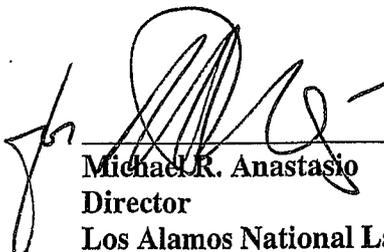
Date 6/18/08
Ron Curry
Cabinet Secretary
New Mexico Environment Department

For the UNITED STATES DEPARTMENT OF ENERGY:



Date 6/13/08
Donald L. Winchell, Jr.
Manager
Los Alamos Site Office
U.S. Department of Energy

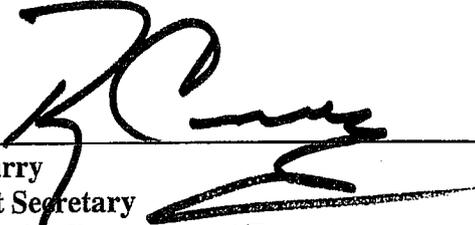
For LOS ALAMOS NATIONAL SECURITY, LLC:



Date 06/12/08
Michael R. Anastasio
Director
Los Alamos National Laboratory

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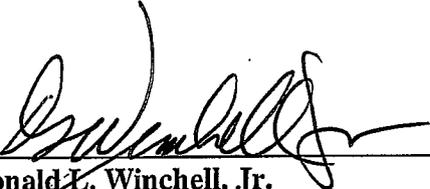
For the NEW MEXICO ENVIRONMENT DEPARTMENT:



Ron Curry
Cabinet Secretary
New Mexico Environment Department

Date 6/18/08

For the UNITED STATES DEPARTMENT OF ENERGY:



Donald L. Winchell, Jr.
Manager
Los Alamos Site Office
U.S. Department of Energy

Date 6/13/08

For LOS ALAMOS NATIONAL SECURITY, LLC:



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