State of New Mexico
ENVIRONMENT DEPARTMENT

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Lieutenant Governor

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Cabinet Secretary
BUTCH TONGATE
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

December 9, 2014

Jose Franco, Manager
Carlsbad Field Office
Department of Energy
P.O. Box 3090
Carlsbad, New Mexico 88221-3090

Robert L. McQuinn, Project Manager
Nuclear Waste Partnership, LLC
P.O. Box 2078
Carlsbad, New Mexico 88221-2078

RE: AMENDMENT TO REPORTING REQUIREMENTS PERTAINING TO ADMINISTRATIVE ORDERS DATED FEBRUARY 27, 2014, MAY 12, 2014, AND MAY 20, 2014.
WASTE ISOLATION PILOT PLANT
EPA I.D. NUMBER NM4890139088

Dear Messrs. Franco and McQuinn:

On May 12, 2014, the New Mexico Environment Department ("NMED") issued an Administrative Order ("AO2") requiring the U.S. Department of Energy ("DOE") and Nuclear Waste Partnership, LLC ("NWP"; collectively, with DOE the "Permittees") to report certain information pertaining to permit compliance for underground activities at the Waste Isolation Pilot Plant ("WIPP"). This required report was to be submitted biweekly and combined with mandatory submittals pertaining to permit compliance for above ground activities found in the Administrative Order issued on February 27, 2014 ("AO1").

On August 29, 2014, NMED issued a letter to the Permittees that amended the reporting frequency to monthly for all reporting under AO1 and AO2 with the submittal being due to NMED no later than the 15th of the month for activities conducted during the previous month.

This letter hereby amends the submittal frequency for this report. The new due date for the monthly submittal shall be the last day of the subsequent month for activities conducted during the previous month. This revised schedule shall be effective immediately, with the monthly report for November 2014 due by December 31, 2014.

Additionally, on May 20, 2014, NMED issued an Administrative Order ("AO3") requiring the Permittees to submit a WIPP Nitrate Salt Waste Container Isolation Plan ("Plan"). On October 7, 2014, NMED issued a letter that modified paragraph 23 of AO3 as follows:

> The Permittees shall provide ~~daily~~ updates twice a week on the implementation of the WIPP Nitrate Salt Bearing Waste Container Isolation Plan during pre-scheduled technical calls and memorialize such updates in ~~daily~~ written submissions to NMED until NMED indicates otherwise.

Effective immediately updates to the Plan memorialized in written submissions shall be sent to NMED via electronic mail only. The updates shall continue to be posted to the WIPP Information Repository within five working days. All other provisions and requirements of AO1, AO2, and AO3 shall remain in full force and effect.

If you have any questions regarding this matter, please contact Ricardo Maestas at (505) 476-6050 or John Kieling at (505) 476-6035.

Sincerely,

Ryan Flynn
Secretary
New Mexico Environment Department

cc: B. Tongate, Deputy Secretary NMED
T. Kliphuis, Acting Director, NMED RPD
J. Kieling, NMED HWB
R. Maestas, NMED HWB
T. Skibitski, NMED DOEOB
Laurie King, EPA Region 6
Tom Peake, EPA ORIA
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