



SUSANA MARTINEZ  
Governor

JOHN A. SANCHEZ  
Lieutenant Governor

**NEW MEXICO  
ENVIRONMENT DEPARTMENT**

***Hazardous Waste Bureau***

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DAVE MARTIN  
Secretary

RAJ SOLOMON, P.E.  
Deputy Secretary

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

July 15, 2011

George J. Rael  
Assistant Manager  
U.S. Department of Energy  
National Nuclear Security Administration  
Los Alamos Site Office  
3747 West Jemez Rd, MSA316  
Los Alamos, NM 87544

Michael J. Graham  
Associate Director Environmental Programs  
Los Alamos National Security, L.L.C.  
P.O. Box 1663, MS M991  
Los Alamos, NM 87545

**RE: LIST OF DOCUMENTS SUBJECT TO STIPULATED PENALTIES UNDER THE  
MARCH 1, 2005 CONSENT ORDER FOR FEDERAL FISCAL YEAR 2012**

Dear Messrs. Rael and Graham:

On June 9, 2011, the New Mexico Environment Department (NMED) forwarded to the U.S. Department of Energy (DOE) and the Los Alamos National Security, L.L.C. (collectively, the "Permittees") a list of submittals required by the March 1, 2005 Consent Order (Order) due to NMED during federal fiscal year (FFY) 2012 that NMED proposed to be subject to stipulated penalties. Section III.G.1 of the Order requires that the Permittees and NMED confer on the proposed stipulated penalties list for the upcoming FFY on or before June 30th. NMED met with the Permittees on June 27, 2011 and again on July 14, 2011 to discuss the list of submittals. NMED has modified the list of submittals based on input from the Permittees provided at the two meetings.

In accordance with Section III.G.1 of the Order, NMED transmits the attached finalized list of documents subject to stipulated penalties for FFY 2012 to the Permittees.

Messrs. Rael and Graham  
July 15, 2011  
Page 2

Should you have any questions, please feel free to contact me at (505) 476-6035.

Sincerely,

A handwritten signature in dark ink, appearing to read "John E. Kieling". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

John E. Kieling  
Acting Chief  
Hazardous Waste Bureau

cc: J. Davis, Director NMED RPD  
D. Cobrain, NMED HWB  
N. Dhawan, NMED HWB  
C. de Saillan, NMED OGC  
L. King, EPA 6PD-N  
V. George, EP-CAP, MS M992  
P. Maggiore, DOE LASO, MS A316

file: Reading and LANL General Consent Order

Consent Order Stipulated Penalty Documents for Federal Fiscal Year 2012

	<b>Deliverable</b>	<b>Consent Order Submittal Date</b>
1	SWMU 21-004(b)-99, SWMU 21-011(b) and the DP East Building Foot Print Investigation Report	10/3/2011
2	Upper Cañada del Buey Aggregate Area Phase II Investigation Work Plan	11/28/2011
3	TA 16 and Upper Water Canyon Watershed Well Evaluation and Network Recommendations Study Report	12/15/2011
4	Cañon de Valle Aggregate Area Investigation Report (TA-14)	1/15/2012
5	Potrillo and Fence Canyons Work Plan or Revised Investigation Report	2/15/2012
6	Material Disposal Area C (SWMU 50-009) Corrective Measures Evaluation Report	2/29/2012
7	Sandia Canyon Phase II Investigation Report	4/30/2012
8	DP West Building 21-002 and 21-150 Building Foot Print Letter Work Plan	5/15/2012
9	Cañon de Valle Aggregate Area Investigation Report (TA-15)	6/15/2012
10	Lower Pajarito Canyon Aggregate Area Investigation Report	7/31/2012
11	Twomile Canyon Aggregate Area Investigation Report	8/15/2012
12	Upper Los Alamos Canyon Aggregate Area Phase II Investigation Report	8/30/2012
13	North Ancho Canyon Aggregate Area Phase II Investigation Report	9/30/2012
14	TA-49, Sites Inside the NES Boundary, Phase II Investigation Report	9/30/2012
15	TA-49 Sites Outside the NES Boundary, SWMUs 49-005(a), 49-004, and AOC C-49-002, Phase II Investigation Report	9/30/2012