



**DEPARTMENT OF ENERGY**  
Environmental Management Los Alamos Field Office (EM-LA)  
Los Alamos, New Mexico 87544

EMLA-23-BF116-2-1

January 18, 2023

Mr. Rick Shean  
Bureau Chief  
Hazardous Waste Bureau  
New Mexico Environment Department  
2905 Rodeo Park Drive East, Building 1  
Santa Fe, NM 87505-6313



Subject: Receipt of the Response to the Transmittal of Updated Fiscal Year 2023 Appendices A, B, and C to the 2016 Compliance Order on Consent

Reference(s):

1. New Mexico Environment Department Letter, R. Shean to A. Duran, "Response Transmittal of Updated Fiscal Year 2023 Appendices A, B, and C to the 2016 Compliance Order on Consent, Los Alamos National Laboratory, EPA ID#NM0890010515, HWB-LANL-MISC-ORDER," dated January 4, 2023
2. Letter EMLA-23-BF85-2-1, A. Duran to R. Shean, "Transmittal of Updated Fiscal Year 2023 Appendices A, B, and C to 2016 Compliance Order on Consent", dated December 29, 2022

Dear Mr. Shean:

The U.S. Department of Energy (DOE) Environmental Management Los Alamos Field Office (EM-LA) has received the New Mexico Environment Department's (NMED's) letter dated January 4, 2023, (Reference 1) in response to DOE's letter EMLA-23-BF85-2-1 (Reference 2).

DOE acknowledges NMED's acceptance of updated Appendices A and C per the December 29, 2022, submittal and appreciates NMED's collaborative efforts to ensure these documents reflect the progress being made to clean up legacy waste pursuant to the 2016 Compliance Order on Consent (Consent Order).

With respect to Appendix B, DOE notes that DOE and NMED have agreed to 13 milestones for fiscal year (FY) 2023, 19 targets for FY 2024, and 13 targets for FY 2025. Regarding the two remaining deliverables under negotiation, EM-LA's December 29, 2022, letter contained target dates that were "Subject to further negotiation no later than the end of Fiscal Year (FY) 2024." These two deliverables are (1) Letter Report Documenting Completion of Regional Aquifer Monitoring Well R-76 and Collection of First Samples, and (2) Letter Report Documenting Completion of Regional Aquifer Monitoring Well R-77 and Collection of First Samples. DOE's intention, in describing the target dates as noted, was to demonstrate a desire to work with NMED to identify target dates for FY 2024 that are mutually agreeable to both DOE and NMED and would advance the Chromium Interim Measures and Characterization Campaign under the Consent Order.

DOE looks forward to continued negotiations with NMED to finalize Appendix B for FY 2023 and looks forward to our upcoming discussions on this matter.

If you have any questions, please contact Arturo Duran at (575) 373-5966 (arturo.duran@em.doe.gov).

Sincerely,

**ARTURO  
DURAN**

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Arturo Q. Duran  
Compliance and Permitting Manager  
U.S. Department of Energy  
Environmental Management  
Los Alamos Field Office

cc (letter emailed):

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