



## Department of Energy

Idaho Operations Office  
850 Energy Drive  
Idaho Falls, Idaho 83401-1563

April 19, 2001

Charles Findley, Acting Administrator  
EPA Region 10  
1200 Sixth Avenue  
Seattle, Washington 98101

Stephen Allred, Director  
Idaho Department of Environmental Quality  
1410 N. Hilton  
Boise, ID 83706

**SUBJECT: Commitment to provide a proposed path forward and proposal to extend the Senior Executive Committee time period for resolution of dispute – (EM-ER-01-073)**

To the Senior Executive Committee:

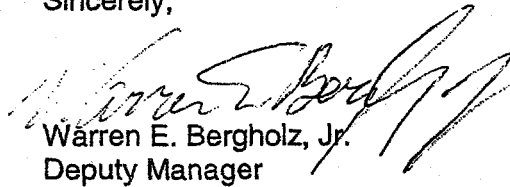
During our meeting on April 17, 2001, DOE agreed to provide the other members of the Senior Executive Committee (SEC) with a proposed path forward, by May 4, 2001, to retrieve an area of the Waste Area Group 7 Subsurface Disposal Area. DOE will provide a proposed path forward, a first level schedule for the proposed approach and a listing of the assumptions on which the proposed approach and schedule are based on May 4, 2001.

To accommodate the review of this proposal, it will be necessary to extend the current deliberations of the SEC beyond the 21 days provided for in the Federal Facility Agreement and Consent Order (FFA/CO).

While Part IX of the FFA/CO normally requires that a dispute be addressed by the Dispute Resolution Committee for a period of up to 21 days before forwarding the dispute to the SEC, EPA requested by letter on March 21, 2001 that because of the important issues, the matter be placed directly before the SEC. DEQ concurred in EPA's request in a March 27, 2001 letter and DOE agreed. The SEC met on April 17, 2001. In view of the fact that this meeting was viewed by all Parties as productive and valuable, DOE proposes that the normal time limits for SEC consideration be extended to May 17, 2001.

If you agree with the proposed extension of the SEC time period for resolution of the OU 7-10 schedule extension dispute, please return the enclosed statement with your signature. The FAX number is 208-526-0542. Please call me at 208-526-2497 or Jerry Lyle at 208-526-1148 if you wish to discuss the proposed extension.

Sincerely,



Warren E. Bergholz, Jr.  
Deputy Manager

Enclosures

Cc: Beverly Cook, DOE-ID  
Lisa Green, DOE-ID  
Kathleen Hain, DOE-ID  
Dean Nygard, IDEQ  
Kathleen Trever, INEEL Oversight Office  
Wayne Pierre, EPA Region 10

Agreement to Extend the Senior Executive Committee Time Period for Dispute Resolution

I agree to extend the Senior Executive Committee time period for resolution of the dispute over DOE's request to extend the schedule for the OU 7-10 Interim Record of Decision through May 17, 2001.

Date:

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Charles Findley, Acting Administrator  
EPA Region 10

Agreement to Extend the Senior Executive Committee Time Period for Dispute Resolution

I agree to extend the Senior Executive Committee time period for resolution of the dispute over DOE's request to extend the schedule for the OU 7-10 Interim Record of Decision through May 17, 2001.

Date:

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Stephen Allred, Director  
Idaho Department of Environmental Quality

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ID DISTRIBUTION:

W. Bergholz, MS 1203 (w)  
K. Hain, MS 1117 (y, g)  
J. Lyle, MS 1101 (w)  
L. Green, MS 1101 (w)  
R. Corman, MS 1209 (w)

CONCURRENCE:

EM JL 4/19/01  
DM B 4/19  
JLL (B) 4/19/01

RECORD NOTES:

1. This document is a result of a meeting held 4/17/01 of the Senior Executive Committee to resolve the dispute over the Pit 9 schedule extension request. The letter formalizes commitments made in that meeting.
2. This letter was written by K. Hain (EM/ER), concurred on by J. Lyle (EM), for signature by W. Bergholz (DM).
3. This letter/memo closes OATS number N/A
4. The attached correspondence has no relation to the Naval Nuclear Propulsion Program.