



**Department of Energy**

Carlsbad Field Office  
P. O. Box 3090  
Carlsbad, New Mexico 88221

**SEP 19 2018**

Mr. John E. Kieling, Chief  
Hazardous Waste Bureau  
New Mexico Environment Department  
2905 Rodeo Park Drive East, Building 1  
Santa Fe, NM 87508-6303

**Subject:** Notification of Completion and Public Posting of the Triennial Review Report

**References:** 1. New Mexico Environment Department correspondence from J. C. Borrego, Deputy Secretary, New Mexico Environment Department, to Todd Shrader, CBFO, and Bruce C. Covert, NWP, dated December 28, 2017, subject: Request for Termination of Settlement Agreement and Stipulated Final Order No. HWB-14-21, Waste Isolation Pilot Plant, EPA I.D. Number NM4890139088

2. The Settlement Agreement and Stipulated Final Order No. HWB-14-21 (CO), January 22, 2016

Dear Mr. Kieling:

The purpose of this letter is to notify the NMED that the First Triennial Review Report for the Waste Isolation Pilot Plant (WIPP) facility was completed and made available to the public as required by Paragraph 34b of the Settlement Agreement and Stipulated Final Order (Ref 2.). This report was made available to the public by posting it onto the WIPP Information Repository on September 19, 2018.

This notification is made pursuant to the referenced correspondence (Ref 1) that states:

*NMED has reviewed the Request and acknowledges that all requirements of the Order except for Paragraph 34b have been completed, as discussed above. Because Paragraph 34b has not been completed, and is not scheduled to be completed until several months from now, NMED cannot terminate the Agreement in its entirety at this time. This request may be readdressed after Paragraph 34b has been completed. The Permittees should notify NMED once the initial triennial review has been completed and the results are made available.*

Enclosed is the First Triennial Review Report for the WIPP facility.

We certify under penalty of law that this document and all attachments were prepared under our direction or supervision according to a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on

Mr. Kieling

-2-

our inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of our knowledge and belief, true, accurate, and complete. We are aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

If you have any questions, please contact Mr. Michael R. Brown at (575) 234-7476.

Sincerely,

Signatures on File

Todd Shrader, Manager  
Carlsbad Field Office

Bruce C. Covert, Project Manager  
Nuclear Waste Partnership LLC

Enclosure

cc: w/enclosure

B. Tongate, NMED \*ED

R. Maestas, NMED ED

D. Biswell, NMED ED

M. McLean, NMED ED

H. Tellez, NMED ED

CBFO M&RC

\*ED denotes electronic distribution