

United States Government

Department of Energy
Richland Operations Office**memorandum**

DATE: JAN 04 2006
REPLY TO
ATTN OF: AMRC:KDB/06-AMRC-0075
SUBJECT: M-89-00 TRI-PARTY AGREEMENT MILESTONE DISPUTE STATUS

TO: Keith A. Klein
Manager

THRU: M. J. Weis, DEP
D. T. Evans, Actg. AMRC

M. J. Weis
D. T. Evans

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The M-89-00 Tri-Party Agreement Milestone currently requires RL to close the Radiochemical Engineering Cells (REC) in the 324 Building by October 31, 2005. However, after the successful completion of the M-94 series of milestones governing demolition of the 300 Area facilities, it was acknowledged by all parties that it would be better to demolish the facility and close the facility, versus clean closing the facility. RL and the State of Washington Department of Ecology (Ecology) staff began work to modify the 324 REC Closure Plan to authorize this change in rationale. However, the Closure Plan modification will not have gone through the requisite public comment period and approval before the milestone comes due. In order to preserve RL's dispute rights, RL initiated dispute resolution with Ecology for Tri-Party Agreement Milestone M-89-00 on July 29, 2005, via letter 05-AMRC-0387.

Tri-Party Agreement Article VIII, which governs resolutions of disputes between the two parties, states that if the dispute cannot be resolved at the project managers' level, that it may be elevated to the Interagency Management Integration Team. However, this has not proven to be necessary. The attached agreement documents that Ecology and RL Project Managers agree to extend the dispute for another 30 days at their level.

This memorandum, serves as the coordination with the RL manager required by the Delegation of Signature Authority for Project Managers, dated December 9, 2004.