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**Department of Energy**  
Richland Operations Office  
P.O. Box 550  
Richland, Washington 99352

05-AMCP-0397

AUG 26 2005

Mr. Michael A. Wilson, Program Manager  
Nuclear Waste Program  
State of Washington  
Department of Ecology  
3100 Port of Benton Boulevard  
Richland, Washington 99354

**RECEIVED**  
AUG 31 2005  
**EDMC**

Dear Mr. Wilson:

**INITIATION OF DISPUTE RESOLUTION FOR M-26-01**

On August 19, 2005, the State of Washington Department of Ecology (Ecology) provided the U. S. Department of Energy, Richland Operations Office (RL) a Notice of Non-Compliance, Re: M-26-01 Inspection at the 340 Facility on March 3, 2005.

Pursuant to Article VIII Resolution of Disputes, paragraph 30, of the Hanford Federal Facility Agreement and Consent Order (HFFACO), RL objects to Ecology's Notice of Non-Compliance and is by this letter notifying Ecology in writing of that objection. RL is formally notifying Ecology that it is entering into dispute under the HFFACO, and will make reasonable efforts to informally resolve this dispute with Ecology at the Project Manager level within 30 days.

RL looks forward to working with Ecology on developing a path forward to resolving the M-26-01 Notice of Non-Compliance.

If you have questions, please contact me, or your staff may contact Matt McCormick, Assistant Manager for the Central Plateau, on (509) 373-9971.

Sincerely,

Keith A. Klein  
Manager

AMCP:GLS

cc: See page 2

Mr. Michael A. Wilson  
05-AMCP-0397

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cc: G. Bohnee, NPT  
F. W. Bond, Ecology  
N. Ceto, EPA  
L. D. Crass, FHI  
L. J. Cusack, Ecology  
S. Harris, CTUIR  
J. S. Hertzell, FHI  
R. Jim, YN  
T. Martin, HAB  
E. J. Murphy-Fitch, FHI  
K. Niles, ODOE  
R. E. Piippo, FHI  
R. Skinnarland, Ecology  
P. Sobotta, NPT  
E. Van Mason, Ecology  
Admin Record, H6-08  
Environmental Portal