



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

0072128

07-KBC-0030

FEB 20 2007

Mr. Nicholas Ceto, Program Manager
Office of Environmental Cleanup
Hanford Project Office
U.S. Environmental Protection Agency
309 Bradley Boulevard, Suite 115
Richland, Washington 99352

RECEIVED
FEB 23 2007

EDMC

Dear Mr. Ceto:

NOTIFICATION OF STATUS FOR HANFORD FEDERAL FACILITY AGREEMENT AND
CONSENT ORDER (TRI-PARTY AGREEMENT) INTERIM MILESTONE M-034-34,
COMPLETE REMOVAL OF K EAST SLUDGE, DUE MAY 31, 2007

The purpose of this letter is to inform the U.S. Environmental Protection Agency (EPA) that the U.S. Department of Energy, Richland Operations Office (RL) received on February 8, 2007, a letter from Fluor Hanford, Inc. (FHI) notifying RL that Tri-Party Agreement Interim Milestone M-034-34, "Complete Removal of K East Sludge," which is due May 31, 2007, may be missed due to mechanical problems in the pumping systems that were installed to transfer sludge from the K East Basin to the K West Basin.

In that letter, FHI stated that they believe "good cause" exists for this milestone to be extended per the Tri-Party Agreement's Article XL's, Good Cause for Extensions, provisions of force majeure, i.e., unanticipated breakage or accident to machinery, equipment, or line of pipe despite reasonably diligent maintenance; and recommended RL submit a Tri-Party Agreement change request to EPA.

RL agrees the milestones may be in jeopardy. However, RL disagrees with FHI that "good cause" exists for the concerns identified by FHI; therefore, RL does not intend to go forward with submitting a Tri-Party Agreement change request at this time. If there are any questions, please contact me, or your staff may contact, David Brockman, Federal Project Director for K Basin Closure, on (509) 376-1366.

Sincerely,

Keith A. Klein
Manager

KBC:EBD

cc: See Page 2

Mr. Nicholas Ceto
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cc: G. Bohnee, NPT
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R. Jim, YN
S. L. Leckband, HAB
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