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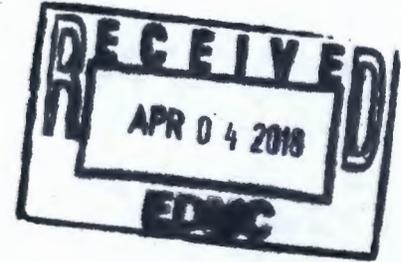
Fluor Hanford
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FLUOR[®]

September 25, 2008

FH-0802284
CONTRACT NO. DE-AC06-96RL13200

Mr. David A. Brockman, Manager
U.S. Department of Energy
Richland Operations Office
Post Office Box 550
Richland, Washington 99352



Dear Mr. Brockman:

COMPLETION OF *HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER* INTERIM MILESTONE M-091-42, REQUIREMENT 4, TREAT TO MEET LDR REQUIREMENTS OR COMPLETE CERTIFICATION OF CH TRANSURANIC WASTE TO WIPP IN LIEU OF LDR TREATMENT CUMULATIVE 3,000 CUBIC METERS DUE DECEMBER 31, 2006

Reference: Letter, C. M. Murphy, FH, to D. A. Brockman, RL, "Contract Modification M302, Revisions to Section C Statement of Work and Section J, Appendices C, D, E, F and N," FH-0801713A R1, dated July 31, 2008.

In support of work scope under PHMC Section C.3.3.2, *Perform Waste Processing and WIPP Certification*, and PHMC Section C.5.9.7, *TPA Support*, the purpose of this letter is to notify RL that FH has completed the following three Hanford Federal Facility Agreement and Consent Order (Tri-Party Agreement) Interim Milestone requirements.

M-091-42, item 4 requirement for the certification of 3,000 cubic meters of contact handled TRU/TRUM for disposal at the Waste Isolation Pilot Plant (WIPP). The 3,000 cubic meters, completed on April 1, 2008, is a cumulative total that is based on a start date of December 31, 2002. Per M-91-42, requirement 5, DOE may choose to complete certification of contact handled Transuranic waste for disposal at WIPP in lieu of Land Disposal Restriction treatment, provided that Ecology is notified in writing of such completion of certification. A listing of the containers that were certified to meet the 3,000 cubic meters total is available upon request.

Although the required completion date for this interim milestone under the Tri-Party Agreement was December 31, 2006, RL and FH mutually agreed in PHMC modification A255, effective October 1, 2006, that the due date was not achievable. PHMC modification M302 removed the language from contract Section C, Statement of Work that identified the milestone as unachievable and required renegotiation. In the FH transmittal of signed PHMC modification M302 (referenced letter), FH reiterated to RL the milestone date could not be achieved due to funding or technical restrictions, and the due date had already passed.

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M-091-42^K, item 4 requires treatment or certification of 600 cubic meters of CH-TRUM between October 1, 2007 and September 30, 2008. The 600 cubic meters were completed on September 12, 2008, 18 days ahead of the due date.

M-091-40^F, item 1 requires retrieval of 9,700 cubic meters (cumulative) of CH RSW by December 31, 2008. The 9,700 cubic meters were retrieved on September 10, 2008, 3 months ahead of the due date.

Technical questions should be directed to D. E. McKenney at 376-1589; contractual questions should be directed to L. J. Horton at 376-6986.

Very truly yours,

Bruce J. Hanni
President and
Chief Executive Officer

hh

RL – M. S. McCormick
L. D. Romine
D. S. Shoop

S. A. Sieracki
S. R. Weil