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Tri-Party Agreement

April 26, 2007

HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER (HFFACO) EXTENSION OF DISPUTE AT THE PROJECT MANAGER LEVEL FOR CHANGE PACKAGE M-16-07-01 REGARDING MILESTONE M-16-45, "COMPLETE INTERIM REMEDIAL ACTION FOR 100-B/C AREA" FROM MAY 3, 2007 TO JUNE 30, 2007

The U.S. Department of Energy, Richland Operations Office (RL) initiated dispute with the U.S. Environmental Protection Agency (EPA) in the RL letter, 07-AMRC-0146, "INITIATION OF DISPUTE RESOLUTION FOR M-16-45," on April 3, 2007. EPA disapproved Change Package M-16-07-01 on March 28, 2007, and this dispute is necessary to address the concerns of both parties, and develop a path forward.

Since initiation of dispute on April 3, 2007, significant progress has occurred at the 100-B/C Area. Installation of the borehole at the 118-B-1 burial ground to groundwater was completed the week of April 16, 2007. Soil samples were collected at various intervals during the borehole installation to groundwater. Data from the borehole soil sampling is expected within several weeks, upon which preliminary evaluations can begin. Additionally, RL began development of the Explanation of Significant Difference for 118-B-1, and has scheduled an interface meeting with the Hanford Advisory Board River and Plateau Committee for the week of May 7, 2007 to discuss 118-B-1. Progress on disposing of various anomalous waste items has also been ongoing, and RL and EPA have met to discuss potential options. Work planning continues at 116-C-3.

RL will attempt to resolve this dispute at the project manager level. RL and EPA agree to a 57-day extension of the dispute at the project manager level from May 3, 2007 to June 30, 2007. The M-16-45 due date is June 30, 2007, and as such RL hopes to resubmit a change package, in coordination with EPA, prior to the milestone due date to make every reasonable effort to address EPA's concerns, continue progress at 100-B/C, and adjust the milestone.

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MAY 30 2007
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Administrative Record 100-BC-1 Operable Unit