



STATE OF NEVADA
Department of Conservation & Natural Resources
DIVISION OF ENVIRONMENTAL PROTECTION

Brian Sandoval, Governor
Leo M. Drozdoff, P.E., Director
Colleen Cripps, Ph.D., Administrator

August 10, 2012

Jay A. Steinberg
Nevada Environmental Response Trust
35 East Wacker Drive, Suite 1550
Chicago, IL 60601

Re: **Tronox LLC (TRX) Facility**
Nevada Environmental Response Trust (Trust) Property
NDEP Facility ID #H-000539
Nevada Division of Environmental Protection (NDEP) Response to:
Appendix B (Data Validation Summary Reports) of Revised Closure and Post-Remediation Screening Health Risk Assessment Report for Parcels C, D, F, G, and H, Nevada Environmental Response Trust Site, Henderson, Nevada
Dated: May 18, 2012

Dear Mr. Steinberg,

Please note that the August 7, 2012 letter from NDEP regarding the subject DVSRs contained a significant typographical error in comment 1 of Attachment A. The August 7, 2012 DVSR letter should be discarded and replaced with this letter. I apologize for any inconvenience this may have caused.

The NDEP has received and reviewed the Trust's above-identified DVSRs and provides comments in Attachment A. A revised Deliverable should be submitted by **September 10, 2012** based on the comments found in Attachment A. Please contact the undersigned with any questions at sharbour@ndep.nv.gov or 775-687-9332.

Sincerely,

Shannon Harbour, P.E.
Supervisor, Special Projects Branch
Bureau of Corrective Actions
NDEP-Carson City Office

SH:sh

EC: Greg Lovato, Bureau of Corrective Actions, NDEP
Carolyn Tanner, AG's Office
Cassandra Joseph, AG's Office
Brenda Pohlmann, City of Henderson
Stephen Tyahla, U.S. Environmental Protection Agency, Region 9



Andrew Steinberg, Nevada Environmental Response Trust
Tanya O'Neill, Foley & Lardner LLP
Allan Delorme, ENVIRON
Mark Travers, ENVIRON
Matt Paque, Tronox
Ranjit Sahu, BRC
Rick Kellogg, BRC
Lee Farris, BRC
Mark Paris, Landwell
Craig Wilkinson, TIMET
Kirk Stowers, Broadbent & Associates
Victoria Tyson, Tyson Contracting
Brian Spiller, Stauffer Management Company, LLC
Chuck Elmendorf, Stauffer Management Company, LLC
Adam Baas, Edgcomb Law Group
George Crouse, Syngenta Crop Protection, Inc.
Ed Modiano, de maximis, inc.
Lynne Preslo, GeoEco
Andrew Barnes, Geosyntec
Nicholas Pogoncheff, PES Environmental, Inc.
Brian Waggle, Hargis + Associates
Michael Long, Hargis + Associates
Joe Kelly, Montrose Chemical Corporation of CA
Jeff Gibson, AMPAC
Ebrahim Juma , Clean Water Team
Joe Leedy, Clean Water Team
Kathryn Hoffmann, Clean Water Team
Brian Rakvica, McGinley & Associates
Ashley Katri, McGinley & Associates
Kurt Fehling, McGinley & Associates
Paul Black, Neptune and Company, Inc.
Paul Hackenberry, Hackenberry Associates, LLC
Joanne Otani
Teri Copeland
David Gratson, Neptune and Company
Warren Houghteling, Neptune and Company

Attachment A

1. All four DVSRs were reviewed previously, and accepted (2008-2010). In addition, 3 of the 4 EDDs associated with the data have been uploaded to the company wide database. However, the data associated with Parcel H (file Tronox Parcel H DVSR_DB) is not in the companies' wide database. The format of this EDD is not compatible with our current system for uploading. The EDD was compiled in 2008 before the EDD guidance was written. The format for this EDD should be revised so that it is now consistent with the EDD guidance and can be uploaded to the companies' wide database.
2. All data included with the four DVSRs were approved prior to the current guidance where censoring data due to blank contamination is not accepted. With Parcel H data for example, over 200 results were qualified as "U" or "UJ" based on laboratory blank contamination and over 150 results were qualified as "U" or "UJ" based on field blank contamination. These data (from all four DVSR/EDD sets) should be revised so that a J qualifier is applied and the data should be included in the HRA in accordance with the *Guidance for Qualifying Data due to Blank Contamination* (January 2012).