



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

April 4, 2013

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 Semi Annual Remedial Performance Report for Chromium and Perchlorate July 2012 to December 2012; Nevada Environmental Response Trust Site, Henderson, Nevada*
Dated: March 1, 2013

Dear Mr. Steinberg,

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 **June 10, 2013** based on the comments found in Attachment A. The Trust should provide an annotated response-to-comments letter as part of the next performance reporting Deliverable.

Please contact the undersigned with any questions at wdong@ndep.nv.gov or 702-486-2850 x252.

Sincerely,

Weiquan Dong, P.E.
Special Projects Branch
Bureau of Corrective Actions
NDEP-Las Vegas City Office

WD:sh

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Shannon Harbour, NDEP
James Dotchin, NDEP
Adam Baas, Edgcomb Law Group
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Rick Kellogg, BRC
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Stephen Tyahla, U.S. Environmental Protection Agency, Region 9
Tanya O'Neill, Foley & Lardner LLP
Teri Copeland
Victoria Tyson, TIMET

Attachment A

1. Section 2.2.2 Blanks, and Attachments A and B, this section states, “No Action If a sample result and blank contaminant values were greater than the PQL, the result was not amended.” According to National Functional Guidelines, “no action” should be taken when samples are below the MDL (when blank result is below quantification limit) or when the sample result is 10x the blank result. The statement quoted above does not give enough details as to when no action is taken for blank contamination nor does it appear to agree with National Functional Guidelines. Please clarify this statement and discuss why no action is taken for samples associated with contaminated blanks in Section IV of Attachments A and B.
2. Section 7.0 References, the last reference may be incomplete. Additionally for the reference to BRC SOP-40, is the Trust should use and reference the latest updated version (v. 4, May 2009) to this document. The Trust should also revise these references for consistency in the citations. There were 444 records (non-QC) where sample_top_depth and sample_bottom_depth are blank. The sample_top_depth and sample_bottom_depth fields should be populated.
3. Electronic Data Deliverable (EDD), there are 7 records where litho and hydro are blank or NA. The litho and hydro fields should be populated.
4. EDD, there are 25 records where the result_reported is blank and the detect_flag_fod is “U”. The result_reported field should be populated.
5. EDD, the northing and easting fields are blank for location_id “SF-1”. The northing and easting fields should be populated for location_id “SF-1”.