



NEVADA DIVISION OF
**ENVIRONMENTAL
PROTECTION**

STATE OF NEVADA
Department of Conservation & Natural Resources

Steve Sisolak, Governor
Bradley Crowell, Director
Greg Lovato, Administrator

July 31, 2020

Jay A. Steinberg
Nevada Environmental Response Trust
35 East Wacker Drive, Suite 690
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: *Transmittal of RI/FS Work Plan Addendum: Phase 3 Remedial Investigation, Revision 1; Response to July 11, 2017 Letter and Comments from the Lower Colorado River Water Quality Partnership and Response to August 29, 2017 Comments from NDEP on the May 5, 2017 RI/FS Work Plan Addendum; Phase 3 Remedial Investigation*

Dated: October 27, 2017

Dear Mr. Steinberg,

The NDEP has received and reviewed the Trust's above-identified Deliverable and provides comments below. This letter replaces the November 8, 2017 approval letter and July 29, 2020 comment letter. A revised Deliverable should be submitted by **08/31/2020**.

The NDEP would like to clarify that the 2006 BRC AOC III does not transfer responsibility for any BMI Complex companies' (inclusive of NERT) contaminants currently migrating in groundwater from the BMI Complex (including the NERT site). The NERT is responsible for the assessment of all NERT groundwater COPCs originating from the NERT site to include all downgradient area.

The NDEP apologizes for any confusion this may have caused.

Please contact the undersigned with any questions at wdong@ndep.nv.gov or 702-668-3929.

Sincerely,

Weiquan Dong, P.E.
Bureau of Industrial Site Cleanup
NDEP-Las Vegas City Office

WD:cp

EC:

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Frederick Perdomo, Deputy Administrator NDEP
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Allan Delorme, Ramboll Environ
Alison Fong, U.S. Environmental Protection Agency, Region 9
Andrew Barnes, Geosyntec
Andrew Steinberg, Nevada Environmental Response Trust
Anna Springsteen, Neptune & Company Inc.
Betty Kuo Brinton, MWDH2O
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