

RECORD OF COMMUNICATION	DISCUSSION FIELD TRIP CONFERENCE PHONE CALL <b>X</b> OTHER (SPECIFY)	
	(Record of item checked above)	
TO: Susan Crowley Kerr-McGee	FROM: Brian Rakvica	DATE: 6/1/04 TIME: 4:00 pm
SUBJECT: due date		
<p>SUMMARY OF COMMUNICATION:</p> <ol style="list-style-type: none"> <li>1. Spoke with Susan regarding deliverable that was due today. Susan indicated that she had hoped that the document would go in the mail today.</li> <li>2. Brian stated that the document was due today and would be late if mailed today. This reflects poorly on KM as it appears that they are blowing off scheduled due dates in the public record.</li> <li>3. Susan indicated that she felt that the due date was the date that the document was to be mailed. Brian stated that this was incorrect. Susan stated that she felt that only documents like DMRs were required to be delivered on the due date. Brian stated that this was also incorrect and that unless Susan could find something to state to the contrary in the Phase II Consent Agreement that Brian believes that due dates are the date by which the document must be received by NDEP. Brian also indicated that hand delivery is an acceptable form of delivery if KM can not insure that the document is at NDEP by the due date.</li> <li>4. Susan thought that maybe we should discuss this issue with Todd Croft. Brian indicated that he is the case officer for this project and discussing this matter with Todd Croft was unnecessary.</li> <li>5. Susan indicated that she would take Brian's opinion "under advisement".</li> <li>6. Document was received by e-mail at 4:45 PM later that day. Hard copy followed by certified mail and was late.</li> </ol>		