

OFFICE OF THE NEVADA ENVIRONMENTAL RESPONSE TRUST TRUSTEE
Le Petomane XXVII, Inc., Not Individually, But Solely as the Nevada Environmental Response Trust Trustee
35 East Wacker Drive - Suite 1550
Chicago, Illinois 60611

February 27, 2015

TO: James (JD) Dotchin (Nevada Division of Environmental Protection)
Supervisor, Special Projects Branch
Bureau of Corrective Actions
NDEP – Las Vegas City Office

RE: Response to NDEP’s letter dated January 7, 2015 “Requirements for Continued Optimization of GWETS System” (the “Letter”)

Dear Mr. Dotchin:

In a letter dated January 7, 2015 from the Nevada Division of Environmental Protection (“NDEP”), to the Nevada Environmental Response Trust (“NERT” or the “Trust”), the Trust was advised that it must develop and initiate a Continuous Optimization Program (“COP” or the “Program”) for the Groundwater Extraction and Treatment System (“GWETS”) in parallel with the current and ongoing Remedial Investigation and Feasibility Study (“RI/FS”) at the NERT site in Henderson, NV (“Site”).

In the Letter, NDEP requested that the Trust provide a response confirming the timeline for the initial Program milestone dates and the budgets associated with the related tasks. This response letter conveys the requested information.


- 1) The following dates have been established for the tasks as defined in Table 1 of the Letter:

Task	Schedule
External Policy	Within 30 Days of NERT 2015 Budget approval
Internal Policy	Within 30 Days of NERT 2015 Budget approval
Envirogen O&M Agreement Amendment	June 30, 2015
Program Policy for Concurrence with RI/FS	Within 60 Days of NERT 2015 Budget approval
Program Policy for Concurrence with Existing Performance Reporting	Within 60 Days of NERT 2015 Budget approval

- 2) Paragraph two of the Letter requested the presentation of a high-level Program summary in advance of the Stakeholder Annual Meeting. The Trust anticipates submittal of a draft series of slides presenting our strategic approach on the Program to NDEP by March 13, 2015. These slides will be finalized and presented by the Trust at the Stakeholder Annual Meeting on March 26, 2015.

- 3) Paragraph three of the Letter presented 10 tasks to be conducted prior to NERT issuing any directives to support the objectives of the Program. As the Trust's RPM continues to gain familiarity with the GWETS, the Trust has developed a more detailed initial task list to support the objectives of the Program. The Trust requests a meeting with NDEP BCA the week of April 16, 2015 to present additional details regarding our technical approach to the Program.

Office of the Nevada Environmental Response Trust

By:  _____

Andrew W. Steinberg, not individually but solely as Vice-President of Operations for Le Petomane, Inc., not individually but solely as Agent of the Nevada Environmental Response Trust.

cc: Greg Lovato, NDEP, Dpty Admin., Carson City
Weiquan Dong, NDEP, BCA Las Vegas
Jay Steinberg, NERT
Steve Clough, NERT
John Pekala, ENVIRON Corp.
Derek Amidon, Tetra Tech Inc.
Tanya O'Neill, Foley & Lardner LLP
Wayne Klomp, NV AGO