



# STATE OF NEVADA

Department of Conservation & Natural Resources  
DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

October 12, 2010

Matt Paque  
Tronox LLC  
PO BOX 268859  
Oklahoma City, OK 73134

Re: **Tronox LLC (TRX)**  
**NDEP Facility ID #H-000539**  
Nevada Division of Environmental Protection (NDEP) Response to:  
*Tronox Remediation Program Schedule*  
Dated: October 5, 2010

Dear Mr. Paque,

The NDEP does not approve the above-identified Deliverable because it does not comply with the Finding of Alleged Violation (FOAV) and Order of December 14, 2009. NDEP's review indicates that Tasks are not scheduled at an adequate pace to complete source control of contaminated soils at the Site by December 31, 2010, which is in violation of Items 7 and 8 of the Order. As previously stated in meetings and correspondence from NDEP and the Attorney General Office, the FOAV and Order of December 14, 2009 remain in effect and TRX has a duty to comply or suffer further enforcement actions. TRX should revise the remediation schedule so that, at a minimum, the excavation has been completed and all confirmation sampling data have been submitted to NDEP. This revised schedule should be submitted to NDEP **by October 20, 2010**.

Please contact the undersigned with any questions at [sharbour@ndep.nv.gov](mailto:sharbour@ndep.nv.gov) or 775-687-9332.

Sincerely,

Shannon Harbour, P.E.  
Staff Engineer III  
Bureau of Corrective Actions  
Special Projects Branch  
NDEP-Carson City Office  
Fax: 775-687-8335

SH:gl:sh

EC: Jim Najima, Bureau of Corrective Actions, NDEP  
Greg Lovato, Bureau of Corrective Actions, NDEP



William Knight, Bureau of Corrective Actions, NDEP  
Carolyn Tanner, AG's Office, Carson City, NV  
Brenda Pohlmann, City of Henderson  
Mitch Kaplan, U.S. Environmental Protection Agency, Region 9  
Mike Skromyda, Tronox LLC  
Michael J. Foster, Tronox LLC  
Keith Bailey, Environmental Answers LLC  
Susan Crowley, Tronox LLC (Contractor)  
Deni Chambers, Northgate Environmental  
Brian Rakvica, McGinley and Associates  
Joe McGinley, McGinley & Associates  
Barry Conaty, Holland & Hart LLP  
Ranajit Sahu, BRC  
Rick Kellogg, BRC  
Lee Farris, BRC  
Mark Paris, Landwell  
Craig Wilkinson, TIMET  
Kirk Stowers, Broadbent & Associates  
Victoria Tyson, Tyson Contracting  
George Crouse, Syngenta Crop Protection, Inc.  
Nick Pogoncheff, PES Environmental  
Lee Erickson, Stauffer Management Company  
Michael Bellotti, Olin Corporation  
Curt Richards, Olin Corporation  
Paul Sundberg, Montrose Chemical Corporation  
Joe Kelly, Montrose Chemical Corporation of CA  
Jeff Gibson, AMPAC  
Larry Cummings, AMPAC  
Ebrahim Juma, Clean Water Team  
Joe Leedy, Clean Water Team  
Kathryn Hoffmann, Clean Water Team

CC: Susan Crowley, C/O Tronox LLC, PO Box 55, Henderson, NV 89009  
Lee Farris, BRC, 875 W. Warm Springs Road, Henderson, NV 89011  
Lee Erickson, Stauffer Management Company