

# OFFICE OF THE NEVADA ENVIRONMENTAL RESPONSE TRUST TRUSTEE

Le Petomane XXVII, Inc., Not Individually, But Solely as the Nevada Environmental Response Trust Trustee

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March 7, 2017

Mr. Weiquan Dong, Ph.D.  
Bureau of Industrial Site Cleanup  
Nevada Division of Environmental Protection  
2030 E. Flamingo Rd, Suite 230  
Las Vegas NV 89119

RE: NERT Response to NDEP January 12, 2017 Response to: *Soil Gas Investigation and Health Risk Assessment for Parcels C, D, F, G, and H, Revision 1*, dated September 23, 2016  
Nevada Environmental Response Trust  
Henderson, Nevada

Dear Mr. Dong:

The Nevada Environmental Response Trust (NERT) has reviewed the Nevada Division of Environmental Protection's (NDEP) January 12, 2017 Response to the above-reference document, in which NDEP requested a revised deliverable submitted by April 12, 2017. As explained below, NERT is requesting an extension for submitting the Health Risk Assessments (HRAs) for Parcels C, D, F, G and H (the "Parcels") in order to implement an execution strategy that will expedite the document review and approval process.

As you are aware, the original plan was to submit the *Soil Gas Investigation and Health Risk Assessment for Parcels C, D, F, G, and H* (Soil Gas HRA), *Revision 2* to NDEP. Upon approval of this submittal, NERT would then integrate the Soil Gas HRA into Revision 4 of the *Post-Remediation Health Risk Assessment for Parcels C, D, F, G, and H* (the soil HRA), which would include the cumulative risk assessment (soil plus soil gas) for the Parcels. It has recently been brought to our attention that the holder of the option on the Parcels has expressed concern over the schedule for completing the Parcel HRAs and obtaining No Further Action (NFA) letters. In order to streamline the Parcels for NFA decisions, NERT would like to combine the soil gas and soil HRAs into the following reports:

1. Parcel C, D and G HRA Report
2. Parcel F HRA Report
3. Parcel H HRA Report.

The requested revised deliverable dates would be July 31, 2017 for the Parcel C, D and G HRA Report, October 20, 2017 for the Parcel F HRA Report, and December 20, 2017 for the Parcel H HRA Report. Please note that we would plan to include RI Phase 2 soil and groundwater samples collected on Parcel F in the Parcel F HRA. In addition, please note that the schedule for the Parcel H HRA Report is dependent on the timing of NDEP's Parcel H radionuclide background data evaluation and the receipt of approval from NDEP on the approach described in NERT's letter dated November 23, 2016 regarding the use of data from Tronox's 2006 investigation.

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March 7, 2017

If you have any questions or concerns regarding this matter, feel to contact me at (702) 960-4309 or at [steve.clough@nert-trust.com](mailto:steve.clough@nert-trust.com).

Office of the Nevada Environmental Response Trust



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