

2021

**CONCERNS SETTLEMENT OF DISPUTE OVER
STIPULATED PENALTIES**

08/20/91

**USEPA/DOE-HQ
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LETTER**



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
230 SOUTH DEARBORN ST.
CHICAGO, ILLINOIS 60604

2021

Original File Copy

AUG 20 1991

REPLY TO ATTENTION OF:
5HR-12

Mr. Pat Whitfield
Associate Director
Office of Environmental Restoration
and Waste Management
U.S. Department of Energy
Washington, D.C. 20585

Dear Mr. Whitfield:

On May 13, 1991 the United States Environmental Protection Agency (U.S. EPA) and the United States Department of Energy (U.S. DOE) reached settlement of a dispute concerning the applicability of stipulated penalties assessed under the provisions of the 1990 Consent Agreement regarding the Feed Materials Production Center in Fernald, Ohio. Both parties agreed to a four month period for renegotiation of the schedules in the 1990 Consent Agreement as part of this settlement.

As a result both U.S. EPA and U.S. DOE negotiating teams have worked together in a cooperative manner to reach agreement on the schedules and the associated language. U.S. EPA is pleased with the schedules agreed upon by U.S. DOE, and U.S. DOE's commitment to initiate several removal actions at the Site.

Attached are a redline final version of the modified Consent Agreement and an unmarked copy for official signature. It is U.S. EPA's understanding that U.S. DOE will complete review and signature of the attached document within thirty (30) days of receipt.

If you have any questions regarding this matter please contact James Saric or Mary Butler at (FTS/312) 886-0992 or 353-8514.

Sincerely,

David A. Ullrich
David A. Ullrich, Director
Waste Management Division

Date Rec'd AUG 21 1991
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cc: Gerry Ionnaides, OEPA
Graham Mitchell, OEPA-SWDO
Pat Whitfield, U.S. DOE-HDQ
Joe LaGrone, U.S. DOE-ORO
Kim Hayes, U.S. DOE-HDQ
Dave Kozlowski, U.S. DOE-HDQ
Beth Osheim, U.S. DOE
Jack Craig, U.S. DOE

bcc: David A. Ullrich, WMD ->William E. Muno ->Kevin Pierard
Jim Saric, WMD
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