



Department of Energy

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JUL 09 1997
 DOE-1181-97

Mr. James A. Saric, Remedial Project Manager
 U.S. Environmental Protection Agency
 Region V-SRF-5J
 77 West Jackson Boulevard
 Chicago, Illinois 60604-3590

Mr. Tom Schneider, Project Manager
 Ohio Environmental Protection Agency
 401 East 5th Street
 Dayton, Ohio 45402-2911

Dear Mr. Saric and Mr. Schneider:

AGREEMENT IN PRINCIPLE TO RESOLVE DISPUTE

- References:
- 1) Letter, J. Reising to J. Saric and T. Schneider, "Agreement in Principle to Resolve Dispute," dated July 8, 1997.
 - 2) Letter, J. Saric to J. Reising, "DOE Request for Extension of OU4 Milestones," dated October 2, 1996.
 - 3) Letter, J. Reising to J. Saric and T. Schneider, "Request for Extension Operable Unit 4," dated September 26, 1996.

The Department of Energy, Fernald Environmental Management Project (DOE-FEMP) appreciates the cooperation and progress toward final resolution exhibited by the U.S. Environmental Protection Agency (U.S. EPA) and Ohio Environmental Protection Agency (OEPA). As a result of the conference call of July 9, 1997, with both the U.S. EPA and OEPA pertaining to Reference 1, DOE offers the following settlement document as final resolution of all disputed matters relating to U.S. EPA's denial of DOE's September 26, 1996, request for an extension of time for certain Operable Unit 4 (OU4) milestones.

We look forward to the U.S. EPA's response to this letter and reiterate our willingness to participate in direct negotiation in the interim.

If you have any questions, please feel free to contact me at (513) 648-3139.

Sincerely,



Johnny W. Reising
Fernald Remedial Action
Project Manager

FEMP:Akgunduz

Enclosure: As Stated

cc w/o enc:

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