



Department of Energy  
Office of Legacy Management

September 23, 2008

Mr. Paul Frohardt, Administrator  
Colorado Water Quality Control Commission  
OED-OEP-A5  
4300 Cherry Creek Drive South  
Denver, CO 80246-1530

Subject: Request for Party Status – December 8, 2008, Hearing on Revisions to Current  
Temporary Modifications set to expire before February 28, 2011

Dear Mr. Frohardt:

This correspondence is to request party status for this rulemaking. Rocky Flats is owned by the United States and Big Dry Creek segment 5 is located on portions of the Rocky Flats property under the jurisdiction and control of DOE. Temporary Modifications (TMs) set to expire December 31, 2009, apply to segment 5.

Rocky Flats was listed on the Comprehensive Environmental Response, Compensation, and Liability Act National Priorities List in 1989. The final remedy was selected in the September 29, 2006, Corrective Action Decision/Record of Decision after completion of cleanup and closure by DOE under the *Rocky Flats Cleanup Agreement*. The final remedy is being implemented in accordance with the *Rocky Flats Legacy Management Agreement (RFLMA)*.

The RFLMA includes the segment 5 TMs as remedy performance standards. Thus, DOE has an active interest in the rulemaking in relation to the Big Dry Creek TMs and intends to participate.

The contact information is:

U.S. Department of Energy (DOE)  
Office of Legacy Management  
11025 Dover Street, Suite 1000  
Westminster, CO 80021-5573

Attn: Scott Surovchak, Rocky Flats Manager

Phone Number: 720-377-9682  
Fax Number: 720-337-3829  
Email: Scott.Surovchak@lm.doe.gov

If you have any questions or require additional information, please call me at (720) 377-9682 or Rick DiSalvo, Assistant Project Manager for DOE's Rocky Flats Legacy Management Contractor. Rick may be reached at (303) 819-7150.

Sincerely,

A handwritten signature in blue ink, appearing to read "Scott R. Surovchak". The signature is fluid and cursive, with a long horizontal stroke at the end.

Scott R. Surovchak  
LM Site Manager

cc:

C. Spreng, CDPHE

Project File: RFS 510.20.05 (Thru S. Willson)

Administrative File (Thru A. Montoya)

Post Closure AR (Thru H. Young)