



## Department of Energy

Washington, DC 20585

May 10, 2010

Ms. Lori Cox  
Chair  
Rocky Flats Stewardship Council  
P.O. Box 17670  
Boulder, CO 80308-0670

Dear Ms. Cox:

Thank you for expressing the Rocky Flats Stewardship Council's (RFSC) concerns related to the *Rocky Flats Surface Water Configuration* National Environmental Policy Act (NEPA) Environmental Assessment (EA) and the proposed Rocky Flats Legacy Management Agreement (RFLMA) Points of Compliance (POC) relocation.

The U.S. Department of Energy just released the Draft EA that addresses the dam breaches on April 30, 2010, three weeks following your letter. In addition, the Department of Energy (DOE), the Environmental Protection Agency (EPA), and the Colorado Department of Public Health and Environment (CDPHE) have not yet released the proposed modification to the RFLMA- Attachment 2, Legacy Management Requirements, addressing the POCs.

DOE will accept comment on the Draft EA until June 1, 2010. In response to your request for additional public meetings during the EA comment period, DOE requests that the RFSC schedule and host such a meeting on our behalf in accordance with the RFSC grant requirements and organizational work plan.

We anticipate DOE, EPA, and CDPHE will release the proposed RFLMA modifications for public review later in May and look forward to receiving your formal comments at that time. DOE will consult with the other RFLMA parties regarding your request for an extension to the normal 30 day public review and comment period.

We are interested in continuing to work with the RFSC and all affected governments and organizations and will continue the established practice of involving the public regarding the Rocky Flats site. If you have further questions or comments, please contact Scott R. Surovchak at 720-377-9682.

Sincerely,

A handwritten signature in black ink, appearing to read "David W. Geiser", with a long horizontal flourish extending to the right.

David W. Geiser  
Director  
Office of Legacy Management



Printed with soy ink on recycled paper

cc:  
Carol Rushin, EPA  
Gary Baughman, CDPHE