

Non-Material Modification of Consent Agreement
Between the United States Environmental Protection Agency
and the Department of the Interior

The Environmental Protection Agency and the Department of the Interior, in accordance with Section XX, paragraph 372 of the Consent Agreement ratified by the Environmental Appeals Board on August 18, 2011, have agreed to a non material modification of the Consent Agreement.


The modification clarifies that paragraph 330 only applies to submission of notices and reports related to the Supplemental Environmental Project (SEP) and changes the method for submitting such notices and reports so that it is the same for all notices and reports required under paragraph 353.

The Consent Agreement states, in paragraph 330(d), "Respondent shall submit all notices and reports required by this Consent Agreement and Final Order to EPA Headquarters and the EPA Regional office with jurisdiction over the facility listed in Appendix E of this Consent Agreement and Final Order by overnight mail."

The parties hereby agree that paragraph 330(d) will be modified to read, "Respondent shall submit all notices and reports required by this Section of the Consent Agreement and Final Order to EPA Headquarters and EPA Region 9, using the addresses listed in Appendix E of this Consent Agreement and Final Order."

The United States Environmental Protection Agency consents to the above modification of the Consent Agreement, by its duly authorized representative on this 22nd day of September 2011.

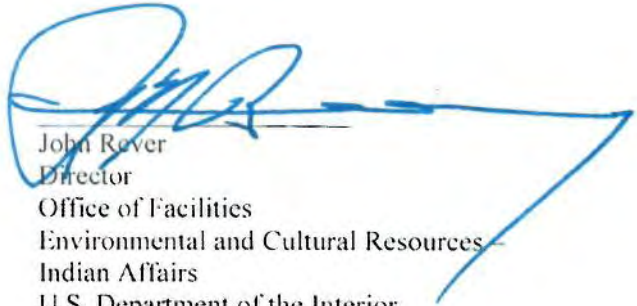
By:



David J. Kling
Director
Federal Facilities Enforcement Office
Office of Enforcement and Compliance Assurance
U.S. Environmental Protection Agency

The United States Department of the Interior consents to the above modification of the Consent Agreement, by its duly authorized representative on this 22 day of September 2011.

By:



John Rover
Director
Office of Facilities
Environmental and Cultural Resources
Indian Affairs
U.S. Department of the Interior