

EPA-694

Reid Rosnick/DC/USEPA/US

10/25/2012 11:54 AM

To Philip Egidi

cc

bcc

Subject Re: Subpart W Minutes

Thanks. I'm feeling about the same, I hope to work 6 hours or so today. Pain has subsided a bit, I walked to the mailbox the past couple of days (111 steps each way, the last 40 or so get dicey). I actually have a sore calf muscle right now, I'm sure from 3 weeks of inactivity. Enjoy burger day!

Reid J. Rosnick
Radiation Protection Division (6608J)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460
202.343.9563
rosnick.reid@epa.gov

-----Philip Egidi/DC/USEPA/US wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: Philip Egidi/DC/USEPA/US
Date: 10/25/2012 11:41AM
Cc: Susan Stahle/DC/USEPA/US@EPA
Subject: Re: Subpart W Minutes

Oh, as if I can read my own writing???
Will try my best; hope you feel better.
PVE

Philip Egidi
Environmental Scientist
U.S. Environmental Protection Agency
Office of Radiation and Indoor Air
Radiation Protection Division
Center for Waste Management and Regulations
Washington, DC

phone: 202-343-9186
email: egidi.philip@epa.gov
cell: 970-209-2885

Reid Rosnick---10/25/2012 11:39:11 AM---Phil, Attached are the minutes from the last Subpart W conference call. I think the only issue I h

From: Reid Rosnick/DC/USEPA/US
To: Philip Egidi/DC/USEPA/US@EPA
Cc: Susan Stahle/DC/USEPA/US@EPA
Date: 10/25/2012 11:39 AM
Subject: Subpart W Minutes

Phil,

Attached are the minutes from the last Subpart W conference call. I think the only issue I had was with attendees names. If you could fill in the blanks I'd appreciate it. Thanks again for your help.

I copied Sue to make certain that we accurately stated what she said.

Reid

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deleted by Philip Egidi/DC/USEPA/US]

EPA-677

Reid Rosnick/DC/USEPA/US

10/26/2012 06:04 AM

To Philip Egidi

cc

bcc

Subject Re: Subpart W Minutes

No problem Phil.

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-----Philip Egidi/DC/USEPA/US wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA

From: Philip Egidi/DC/USEPA/US

Date: 10/25/2012 05:23PM

Subject: Re: Subpart W Minutes

Have not forgotten you, will get it to you tomorrow. Still verifying some names/affiliations.
PVE

Philip Egidi
Environmental Scientist
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Radiation Protection Division
Center for Waste Management and Regulations
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phone: 202-343-9186
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Date: 10/25/2012 11:39 AM
Subject: Subpart W Minutes

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I copied Sue to make certain that we accurately stated what she said.

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deleted by Philip Egidi/DC/USEPA/US]

EPA-608

Reid Rosnick/DC/USEPA/US

To Susan Stahle

10/26/2012 11:29 AM

cc

bcc

Subject Subpart W

Hi Sue,

I hope all is well with you. I have been out of pocket for a while (see below), but I just had a moment of lucidity and thought I'd ask a question, hopefully not stirring the pot :)

In addition to having my heart broken by the Nats, on October 3rd I had back surgery. I had a severely herniated disk in my lower back. I had been in pain for some time, but when it got to the point that I couldn't find any position that prevented waves of pain from shooting down my leg I went to a neurosurgeon. The MRI was such that the surgeon suggested that I have surgery immediately. After surgery I was literally on my back in bed for over two weeks (thank goodness for oxycodone), and over the last week I have been able to move around a bit, sit on the couch for limited periods, and now I can even work for several hours a day. I am confined to home until at least mid-November, and I'm really, really hoping I don't lose power next week. Keep a good thought!

Anyway, about a month ago I sent a copy of the Subpart W preamble and rule for Wendy's review. She was going to look at it, and I believe we were also going to get more feedback from OAQPS. Have you heard anything? Again, I'm not looking to stir the pot, just curious.

Go Giants! Have a great weekend.

Reid

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EPA-4762

Susan Stahle/DC/USEPA/US

10/26/2012 12:40 PM

To Reid Rosnick

cc

bcc

Subject Re: Subpart W

Hi Reid --

I heard something about your back surgery - how are you doing? What you describe below sounds pretty serious. What an ordeal! I'm glad to hear you are starting to become more mobile. Are you getting a little stir-crazy? Well, the recuperation will be worth it if it means a healthy back. I'll pray for a speedy recovery for you, and that you don't lose power! :)

I know, that Nats loss was awful. I was upset for two days. It seems our pitching let us down, but at the same time, it was the Cardinals, who are known for pulling out such incredible wins. I think what likely caught up with the Nats was their inexperience in the playoffs against the maturity of the Cardinals. Luckily I have the Giants to follow. Wow, they are on fire! It's been so fun watching them, and seeing all those shots of my favorite city - man, I miss that place. I must say that I love that they dismantled Verlander - I appreciate he is a good pitcher but I he seems to believe the hype too much, so I enjoyed watching that dose of humble pie he got. We'll see what happens in Detroit huh?

No, I haven't heard back from Wendy or OAQPS on the package. Wendy has been out the past couple weeks herself because of illness. She was back in the office on Wednesday but I think that was too much for her so she's been out again. Sounds like she has some kind of nasty virus - maybe like what you were suffering through not so long ago.... I know Wendy is also facing a lot of court-ordered deadlines between now and the end of the year so I can imagine that Subpart W has slipped right off her radar. If you are at all interested in stirring things up, I'd suggest starting with OAQPS, see if they have anything to say about it. If so, we can share that with Wendy and see if she wants to react to it.

Glad you have all these sports to help you with your recovery - baseball, football, basketball - when does hockey start? Have they worked out their contract issues? And why is it that every major sport is going through contract negotiations and all are threatening or going through strikes? You'd think they'd learn from each other huh? Good luck with the recovery. I'm thinking of you and hoping you keep getting stronger every day.

Susan Stahle
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stahle.susan@epa.gov

Reid Rosnick

Hi Sue, I hope all is well with you. I ha...

10/26/2012 11:29:14 AM

From: Reid Rosnick/DC/USEPA/US
To: Susan Stahle/DC/USEPA/US@EPA
Date: 10/26/2012 11:29 AM
Subject: Subpart W

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EPA-609

Susan Stahle/DC/USEPA/US

10/26/2012 12:40 PM

To Reid Rosnick

cc

bcc

Subject Re: Subpart W

Hi Reid --

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Reid Rosnick

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10/26/2012 11:29:14 AM

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EPA-407

Reid Rosnick/DC/USEPA/US

11/02/2012 10:23 AM

To Philip Egidi

cc

bcc

Subject How's it going?

I assume you're holding your own against the thunder and lightning. Can't wait to hear about your experience. I assume you'll get to see the family, too, so enjoy.

Hate to bring up work, but did Oscar ever get back to you with names from the Subpart W conference call? Just hoping to put this thing to bed. If not I'll just put something at the top stating that if you were on the call, please send me an email.

Good luck, and have fun!

Reid

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EPA-4766

Susan Stahle/DC/USEPA/US

To Reid Rosnick

11/06/2012 02:08 PM

cc

bcc

Subject Re: Conference Call Minutes

Hi - could I call you and note a couple things about the minutes? It may be easier than typing it out. But if it's easier for you if I type it I can. What is your phone number?

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fax: (202) 564-5603
stahle.susan@epa.gov

Reid Rosnick

[Hi Sue, Thank you for your kind note a...](#)

11/06/2012 08:34:02 AM

From: Reid Rosnick/DC/USEPA/US
To: Susan Stahle/DC/USEPA/US@EPA
Date: 11/06/2012 08:34 AM
Subject: Conference Call Minutes

Hi Sue,

Thank you for your kind note a week or so ago. I wish I could tell you that I am dancing around my house. I'm still having good days and bad. Today is a pretty good day, I'm sitting on the couch reading Andrea's rule, I've been to the mailbox, etc. The weekend was another story. I was on percocet all weekend (I'm not taking it today so I can work), I could barely get out of bed most of the day. Honestly, I'm not happy with my progress. My doctor appointment is next Tuesday, I've called them twice over the past 2 weeks, and they told me this is normal, but they aren't ruling out another MRI to see if there are problems. I'm actually looking forward to coming back to work at some point and having some human interactions...

When I found out the surgery was originally scheduled for late October I requested an absentee ballot, which I've already sent back in, so enough with the commercials already! Not sure I would have been able to stand in line for early voting, so I'm glad I planned ahead. This election is too important for being on the sidelines.

I've attached the Subpart W Conference call minutes from October 4. If you could glance at the places where you're "quoted" and see if I'm on target that would be great. It's been a month since the call, and I don't want Travis accusing us of obfuscation again. Thanks!

Reid

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EPA-54

Phil Egidi
<pegidi@tenorm.com>
11/09/2012 12:40 AM

To Tom Peake, Daniel Schultheisz, Reid Rosnick, Andrea
Cherepy, Tony Nesky

cc

bcc

Subject Den Post article on hearing

http://www.denverpost.com/breakingnews/ci_21958394/uranium-mill-hearing-nucla-examining-environmental-economic-impact

fyi
pve

EPA-31

"Darrell Liles"
<dliles@senesusa.com>
11/14/2012 04:25 PM

To Reid Rosnick
cc
bcc

Subject uranium heap leach

Hey Reid,

Conceptually, we have been discussing a facility that would be a heap leach with no tailing disposal impoundments. The leach would become the tailings disposal cell when done. However portions of the leach could sit for long periods of time and then be put back into operation. So we are trying to figure out when a heap leach is considered operational or not. This seems to be a bit ambiguous but maybe I just don't understand. Several other questions came up to. Maybe we can discuss sometime over a beer!

- 1) Would the leach be restricted to only using continuous disposal (instead of phased) since the leached ore stack is dry? or would we have to look to see if the leached ore moisture content meets the definition of dewatered?
- 2) If continuous disposal is required, is the final radon barrier and closure required or just the interim cover over the non - operating portion?

Hope you are doing well.

Darrell Liles, CHP, PE
Sr. Health Physicist
SENES Consultants Limited
8310 South Valley Highway Suite 3014
Englewood, Colorado, USA 80112
email: dliles@senesusa.com
phone: 303 524 1406
cell: 303 717 3257

EPA-229

Reid Rosnick/DC/USEPA/US

11/16/2012 08:53 AM

To "Darrell Liles"

cc

bcc

Subject Re: uranium heap leach

Hi Darrell,

Good to hear from you. I hope all is well with you and your family.

I have not been so well recently. I have been having nagging back problems for about 4 years. I hit a deer on the way home from work one day. Well, the pain became great enough that I had an MRI in September, and it showed a herniated disk. I had surgery on October 3, and never fully recovered. I went back to the neurosurgeon on Tuesday, and honestly I'm in more pain now than before the surgery. They carted me across the hall, where I got an immediate MRI, which showed that the operation had not been successful. Portions of the disk that they left alone because they were in the proper place had squeezed out up against the nerves along my spinal cord, basically my original problem. According to the surgeon this is seen in 10-12% of cases (I'm feeling really lucky!). So, I'm scheduled again for surgery on November 26 for pretty much the same procedure. If it doesn't work this time, the only option remaining is fusion, apparently a 3 1/2-4 hour procedure with a lengthy recovery time. As you can imagine, I wasn't expecting the news. So, it appears that I'll be looking at the inside of my house until at least the end of the year. I'll keep working as pain permits, up until the surgery, and probably be off for a couple of weeks, then limited work again. I haven't been in the office since October 2, but I have been able to work from home for the past few weeks.

Anyway, about your hypothetical heap leach pile(s). First, the proposed Subpart W rule has still not found its way to OMB, so I am limited in what I can discuss regarding how we address it in the proposal. However, we have stated that the rule as it exists now would also apply to heap leach. As a result, I think you are correct in stating that moisture content in the heap is a very important parameter in determining the type of work practice you are using (phased or continuous disposal). As we state in the rule, the tailings are considered dewatered if the moisture content falls below 30%. Below that and continuous disposal work practices would apply (10 acres uncovered max, the rest immediately covered according to 40 CFR 192.32). To keep the heap open would require keeping the moisture content up. How difficult would this be if the heap is in a resting period, and how long do those resting periods last? It would have to pass the laugh test to determine if its still operational or standby or closed.

Hope this helps. As I said, I'm working as pain permits, but I try to check my emails every day just to keep up.

Reid

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-----"Darrell Liles" <dliles@senesusa.com> wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: "Darrell Liles" <dliles@senesusa.com>
Date: 11/14/2012 04:25PM
Subject: uranium heap leach

Hey Reid,

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Hope you are doing well.

Darrell Liles, CHP, PE
Sr. Health Physicist
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phone: 303 524 1406
cell: 303 717 3257

EPA-731

Reid Rosnick/DC/USEPA/US

To Angelique Diaz

12/01/2012 04:27 PM

cc

bcc

Subject Telework Monday

Hi Angelique,

Well, the steroids I have been taking for the last week or so have been kicking in, and I'm feeling just about as good as before my first surgery (little steps, eh?) I hope to start teleworking again on Monday.

Some folks at the office were kind enough to deliver my mail from work, and I was finally looking through it this afternoon, and, to my surprise, found a letter from your RA telling me I've received a bronze medal for "Resolving complex radionuclide NESHAP issues on uranium production facilities." Can I assume that you got at LEAST a bronze? Congrats to you, and if you get the opportunity, please thank Deb for me, I'm sure she was the driving force behind this. I'll call you on Monday.

Reid

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EPA-92

Reid Rosnick/DC/USEPA/US

To sharyn

12/06/2012 09:16 AM

cc

bcc

Subject Risk Assessment Comments

Hi Sharyn,

I hope this note finds you well, and your Thanksgiving was a good one.

Last month I had sent you an email regarding submission of your comments on the Subpart W risk assessment. Because of health issues I was unable to access my archive files from work and requested a copy of your comments from you so I could post them to the Subpart W website. I had hoped to be back at work by now, but unfortunately I am still working from home on a sporadic basis. I'm hoping to get back in the office sometime in later January, but for now, I still do not have complete access to my archive files.

I'm sure that you have been busy with more important matters, but if you could possibly find a moment to forward your risk assessment comments to me I will get them posted to the website so I can complete your request from the last stakeholder conference call. Thanks in advance, and Happy Holidays.

Reid

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EPA-93

"Sharyn Cunningham"
<sharyn@bresnan.net>

12/06/2012 11:30 AM

To Reid Rosnick

cc

bcc

Subject Re: Risk Assessment Comments

Reid,

I apologize for the delay. I made some comments on the Risk Assessment during the teleconference we had after it was posted to the website, and then I sent some but I haven't been able to find them. I lost my hard drive shortly after that and luckily had many things backed up and saved, but not those comments. I kept putting off responding hoping to reconstruct what I'd sent but haven't been able to get this done due to many reasons. It may be too late, but I will try to do this in the next two-weeks. If that is too late, then please refer to my comments during that teleconference and let me know.

My husband had three major operations over the last three years, with 7-day stays in hospital afterwards each time, and a several month recovery, so I understand the misery that can happen and how hard it is to pace yourself during recovery. Get well and have a happy holiday season.

Sharyn

~~~~~  
Sharyn Cunningham, CCAT Co-Chair  
RMC Sierra Club Uranium Mining/Milling Issues Specialist  
1614 Grand Ave, Canon City, CO 81212  
(719) 275-3432  
[sharyn@bresnan.net](mailto:sharyn@bresnan.net)

----- Original Message -----

**From:** [Rosnick.Reid@epamail.epa.gov](mailto:Rosnick.Reid@epamail.epa.gov)

**To:** [sharyn@bresnan.net](mailto:sharyn@bresnan.net)

**Sent:** Thursday, December 06, 2012 7:16 AM

**Subject:** Risk Assessment Comments

Hi Sharyn,

I hope this note finds you well, and your Thanksgiving was a good one.

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=

EPA-17

Reid Rosnick/DC/USEPA/US

12/11/2012 10:34 AM

To "Sharyn Cunningham"

cc

bcc

Subject Re: Risk Assessment Comments

Hello Sharyn,

Thanks for the good wishes. Still having good days and bad, I'm not as young as I used to be :) Sorry to hear about your hard drive. We are victims of the modern age in more ways than one! Sorry for the length of this email, but I want to give you some specifics of what I have been doing in order to fulfill your request.

Regarding your comments on the risk assessment, here is what I have been able to reconstruct over the past several days. First, I went back to the minutes from the January 2012 stakeholders conference call. You made comments regarding the risk assessment, specifically about the population data we used for the risk assessment, and why we did not use 2010 census data. While drafting the minutes, to make certain I wasn't misspeaking, I checked my answers to the questions with our contractor, and we determined that we were at a point in the process that reworking the risk assessment with 2010 population data would not be necessary, since we had compensated by using the SECPOP code for population increases between the censuses. When I posted the minutes I answered your (and Oscar's) comments (as all capital letters) on why we chose the 2000 census data and how we compensated for increases for 2010. I also (at your suggestion) placed on the website the document outlining the rationale for why/how we did this. You also asked about a process for setting up on the Subpart W website any comments I receive, but especially any comments regarding the risk assessment. There was some discussion from our OGC regarding a structure for how to do this, and it took a while, but eventually all emails that I have received from stakeholders relevant to Subpart W got posted to the website.

I then checked the minutes from the April 2012 stakeholder conference call, and there was no discussion regarding this issue, since you were not on the call.

The discussion was picked up in the minutes of the July 2012 stakeholder conference call. You stated that you had sent comments on the risk assessment in January 2012, and they had not been addressed. I responded by stating that I did review your comments with our contractor. (These were the comments you provided to me during the January conference call.) I also stated that we had decided that at that point, in order to move the project forward we would keep the document as it is and refer back to your comments later during the proposal period.

While putting the minutes together from the October 2012 stakeholder conference call (I was not in attendance, but compiled the minutes from Phil Egidi's written notes) I assumed (incorrectly) that I would need to review my archived files in order to retrieve comments from you from January 2012. Emails are not archived for at least 12 months after they have been received. I apologize for the error. After realizing that there was no need for me to review archived material, I then proceeded to review every email I have received since January 5, 2012, and I have no record of receiving comments from you other than the ones we discussed at the stakeholder conference call in January, nor do I recall seeing such an email. Please understand I am not implying you did not send comments, but I have no record of receiving them.

If it is possible for you to reconstruct your comments on the risk assessment, please send them to me and I will post them on the website. There is no time constraint on my side. Also, I will be happy to have this conversation thread posted as well, but I would like your permission to do so, since you had made personal references to your husband's health issues. My hope is that he is well down the road to recovery. Happy Holidays, and I hope to be on the January 3, 2013 conference call.

Reid

---

Reid J. Rosnick  
Radiation Protection Division (6608J)  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave., NW  
Washington, DC 20460  
202.343.9563  
rosnick.reid@epa.gov

-----"Sharyn Cunningham" <sharyn@bresnan.net> wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA  
From: "Sharyn Cunningham" <sharyn@bresnan.net>  
Date: 12/06/2012 11:30AM  
Subject: Re: Risk Assessment Comments

Reid,

I apologize for the delay. I made some comments on the Risk Assessment during the teleconference we had after it was posted to the website, and then I sent some but I haven't been able to find them. I lost my hard drive shortly after that and luckily had many things backed up and saved, but not those comments. I kept putting off responding hoping to reconstruct what I'd sent but haven't been able to get this done due to many reasons. It may be too late, but I will try to do this in the next two-weeks. If that is too late, then please refer to my comments during that teleconference and let me know.

My husband had three major operations over the last three years, with 7-day stays in hospital afterwards each time, and a several month recovery, so I understand the misery that can happen and how hard it is to pace yourself during recovery. Get well and have a happy holiday season.

Sharyn

---

Sharyn Cunningham, CCAT Co-Chair  
RMC Sierra Club Uranium Mining/Milling Issues Specialist  
1614 Grand Ave, Canon City, CO 81212

(719) 275-3432  
[sharyn@bresnan.net](mailto:sharyn@bresnan.net)

----- Original Message -----

**From:** [Rosnick.Reid@epamail.epa.gov](mailto:Rosnick.Reid@epamail.epa.gov)

**To:** [sharyn@bresnan.net](mailto:sharyn@bresnan.net)

**Sent:** Thursday, December 06, 2012 7:16 AM

**Subject:** Risk Assessment Comments

Hi Sharyn,

I hope this note finds you well, and your Thanksgiving was a good one.

Last month I had sent you an email regarding submission of your comments on the Subpart W risk assessment. Because of health issues I was unable to access my archive files from work and requested a copy of your comments from you so I could post them to the Subpart W website. I had hoped to be back at work by now, but unfortunately I am still working from home on a sporadic basis. I'm hoping to get back in the office sometime in later January, but for now, I still do not have complete access to my archive files.

I'm sure that you have been busy with more important matters, but if you could possibly find a moment to forward your risk assessment comments to me I will get them posted to the website so I can complete your request from the last stakeholder conference call. Thanks in advance, and Happy Holidays.

Reid

-----  
-----  
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[rosnick.reid@epa.gov](mailto:rosnick.reid@epa.gov)  
=

EPA-18

"Sharyn Cunningham"  
<sharyn@bresnan.net>

12/11/2012 01:02 PM

To Reid Rosnick

cc

bcc

Subject [Possible VIRUS!] Re: Risk Assessment Comments

Thanks Reid, and I'll reconstruct my comments and get to you soon. They were not that long and there may have been a problem, that I thought I sent them to you by email and somehow it didn't happen. I can't find on computer due to losing my hard drive several months ago. I do recall your responses regarding the 2010 census, and etc., during the teleconferences. Thinking about it, I would prefer the email with my personal information and comments below be withheld from the website.

Thanks again, and the body does repair itself, but speed of healing diminishes of course with age. Something we all will experience as time marches forward. Philosophically speaking, I always assume everything has a purpose, maybe you were working too hard, which means maybe you were supposed to be sat on your backside for a while, a pause you wouldn't have chosen. So, recharge - reflect - enjoy the holidays - and come back fighting for the people.

Sharyn

----- Original Message -----

**From:** [Rosnick.Reid@epamail.epa.gov](mailto:Rosnick.Reid@epamail.epa.gov)

**To:** [Sharyn Cunningham](#)

**Sent:** Tuesday, December 11, 2012 8:34 AM

**Subject:** Re: Risk Assessment Comments

Hello Sharyn,

Thanks for the good wishes. Still having good days and bad, I'm not as young as I used to be :) Sorry to hear about your hard drive. We are victims of the modern age in more ways than one! Sorry for the length of this email, but I want to give you some specifics of what I have been doing in order to fulfill your request.

Regarding your comments on the risk assessment, here is what I have been able to reconstruct over the past several days. First, I went back to the minutes from the January 2012 stakeholders conference call. You made comments regarding the risk assessment, specifically about the population data we used for the risk assessment, and why we did not use 2010 census data. While drafting the minutes, to make certain I wasn't misspeaking, I checked my answers to the questions with our contractor, and we determined that we were at a point in the process that reworking the risk assessment with 2010 population data would not be necessary, since we had compensated by using the SECPOP code for population increases between the censuses. When I posted the minutes I answered your (and Oscar's) comments (as all capital letters) on why we chose the 2000 census data and how we compensated for increases for 2010. I also (at your suggestion) placed on the website the document outlining the rationale for why/how we did this. You also asked about a process for setting up on the Subpart W website any comments I receive, but especially any comments regarding the risk assessment. There was some discussion from our OGC regarding a structure for how to do this, and it took a while, but eventually all emails that I have received from stakeholders relevant to Subpart W got posted to the website.

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rosnick.reid@epa.gov

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From: "Sharyn Cunningham" <sharyn@bresnan.net>  
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Sharyn

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Sharyn Cunningham, CCAT Co-Chair
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(719) 275-3432
sharyn@bresnan.net

----- Original Message -----

From: Rosnick.Reid@epamail.epa.gov

To: sharyn@bresnan.net

Sent: Thursday, December 06, 2012 7:16 AM

Subject: Risk Assessment Comments

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Reid

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=

=

EPA-337

Reid Rosnick/DC/USEPA/US

12/12/2012 10:55 AM

To Barry Elman

cc

bcc

Subject Subpart W OMB Submittal

Hi Barry,

It's been a while, I hope you have been well. I have spent the past 3 months having back surgeries, with luck no more, but in between I have been working from home.

The last ORIA reg tracker I saw had the Subpart W proposed rule going to OMB on 12/21. Do you know whether this is a real date? I know that there has been a hierarchy for submissions, court ordered deadlines being the priority. We are not on that list, but rather to meet a settlement agreement, so I thought we might get moved up in the queue quicker than other rules.

That's my only question, thanks for your time. Take care.

Reid

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202.343.9563
rosnick.reid@epa.gov

EPA-584

Reid Rosnick/DC/USEPA/US

To dliles

12/14/2012 12:36 PM

cc

bcc

Subject RE: uranium heap leach

Hi Darrell,

Well, I was fortunate enough to have my surgery moved from the 26th to the 21st of November. Lots of disk fragments had to be removed (apparently more than the third MRI showed), and a nerve sheath had a large tear in it. I was still in considerable pain after the surgery but they sent me home anyway. Around six o'clock that night, the pain became so unbearable, apparently from the tear in the nerve sheath, I had to have an ambulance take me to the emergency room. They loaded me up with IV's of morphine, Valium and steroids. After a couple of hours, I started to feel a little better so they sent me home. The drive to the hospital and home was "uncomfortable." I was in bed for a week, blasted out of my mind on dilaudid (which then gave way to double the amount of Percocet and Valium I've been taking) and lying on an ice bag. I had a second dose of steroids, and now I'm just taking Advil. While the pain has not completely gone away, it's orders of magnitude less than it was that Wednesday night. However, if this surgery doesn't take, my only choice will be spinal fusion.

I go back for a check up next Wednesday, and we'll see what happens. I am still not allowed to drive, and I assume that I won't be back in the office until after the new year. So, I'm still sitting on the couch working every day. Thanks for the good wishes, and Merry Christmas to you and your family.

Reid

Reid J. Rosnick
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U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460
202.343.9563
rosnick.reid@epa.gov

-----"Darrell Liles" <dliles@senesusa.com> wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: "Darrell Liles" <dliles@senesusa.com>
Date: 12/14/2012 11:11AM
Subject: RE: uranium heap leach

Reid,

How did your surgery go? Hope you are doing well.

Merry Christmas

Darrell

From: Rosnick.Reid@epamail.epa.gov [mailto:Rosnick.Reid@epamail.epa.gov]
Sent: Friday, November 16, 2012 6:53 AM
To: Darrell Liles
Subject: Re: uranium heap leach

Hi Darrell,

Good to hear from you. I hope all is well with you and your family.

I have not been so well recently. I have been having nagging back problems for about 4 years. I hit a deer on the way home from work one day. Well, the pain became great enough that I had an MRI in September, and it showed a herniated disk. I had surgery on October 3, and never fully recovered. I went back to the neurosurgeon on Tuesday, and honestly I'm in more pain now than before the surgery. They carted me across the hall, where I got an immediate MRI, which showed that the operation had not been successful. Portions of the disk that they left alone because they were in the proper place had squeezed out up against the nerves along my spinal cord, basically my original problem. According to the surgeon this is seen in 10-12% of cases (I'm feeling really lucky!). So, I'm scheduled again for surgery on November 26 for pretty much the same procedure. If it doesn't work this time, the only option remaining is fusion, apparently a 3 1/2-4 hour procedure with a lengthy recovery time. As you can imagine, I wasn't expecting the news. So, it appears that I'll be looking at the inside of my house until at least the end of the year. I'll keep working as pain permits, up until the surgery, and probably be off for a couple of weeks, then limited work again. I haven't been in the office since October 2, but I have been able to work from home for the past few weeks.

Anyway, about your hypothetical heap leach pile(s). First, the proposed Subpart W rule has still not found its way to OMB, so I am limited in what I can discuss regarding how we address it in the proposal. However, we have stated that the rule as it exists now would also apply to heap leach. As a result, I think you are correct in stating that moisture content in the heap is a very important parameter in determining the type of work practice you are using (phased or continuous disposal). As we state in the rule, the tailings are considered dewatered if the moisture content falls below 30%. Below that and continuous disposal work practices would apply (10 acres uncovered max, the rest immediately covered according to 40 CFR 192.32). To keep the heap open would require keeping the moisture content up. How difficult would this be if the heap is in a resting period, and how long do those resting periods last? It would have to pass the laugh test to determine if its still operational or standby or closed.

Hope this helps. As I said, I'm working as pain permits, but I try to check my emails every day just to keep up.

Reid

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U.S. Environmental Protection Agency
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rosnick.reid@epa.gov

-----"Darrell Liles" <dliles@senesusa.com> wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: "Darrell Liles" <dliles@senesusa.com>
Date: 11/14/2012 04:25PM
Subject: uranium heap leach

Hey Reid,

Conceptually, we have been discussing a facility that would be a heap leach with no tailing disposal impoundments. The leach would become the tailings disposal cell when done. However portions of the leach could sit for long periods of time and then be put back into operation. So we are trying to figure out when a heap leach is considered operational or not. This seems to be a bit ambiguous but maybe I just don't understand. Several other questions came up to. Maybe we can discuss sometime over a beer!

1) Would the leach be restricted to only using continuous disposal (instead of phased) since the leached ore stack is dry? or would we have to look to see if the leached ore moisture content meets the definition of dewatered?

2) If continuous disposal is required, is the final radon barrier and closure required or just the interim cover over the non - operating portion?

Hope you are doing well.

Darrell Liles, CHP, PE
Sr. Health Physicist
SENES Consultants Limited

8310 South Valley Highway Suite 3014
Englewood, Colorado, USA 80112
email: dliles@senesusa.com
phone: 303 524 1406
cell: 303 717 3257

EPA-4753

Susan Stahle/DC/USEPA/US

12/18/2012 10:50 AM

To Reid Rosnick

cc Tom Peake

bcc

Subject any word on the subpart W package?

Hi -- either of you heard anything regarding whether the subpart W package was sent to OMB yet? If not, any updates to share?

Susan Stahle
Air and Radiation Law Office (Rm 7502B)
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (ARN: MC 2344A)
Washington, D.C. 20460
ph: (202) 564-1272
fax: (202) 564-5603
stahle.susan@epa.gov

EPA-238

Reid Rosnick/DC/USEPA/US

12/18/2012 11:05 AM

To Susan Stahle

cc Tom Peake

bcc

Subject Re: any word on the subpart W package?

Hi Sue,

I sent an email to Barry Elman last week trying to get his thoughts on when the package would be sent over. I explained that the date keeps slipping (last I saw it was 12/21) and asked him if he thought this was a realistic date. I also explained that since we were part of a settlement agreement perhaps we might get moved up in the queue. He has not responded, and I have not seen a recent ORIA reg tracker that has changed the date, so as far as I know, the package will go on the 21st (although I'm not sitting on anything hot while waiting...) If I hear anything I'll let you know.

Regarding tomorrow's meeting with the Navy, I assume that you might want to be on a conference call rather than come to room 502. If so, please use 866-299-3188, code 2023439765#. The Navy is brining a lot of documentation for how they decontaminate their parts after Fukushima. They are also brining their NRC Materials License for us to see.

Reid

Reid J. Rosnick
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rosnick.reid@epa.gov

-----Susan Stahle/DC/USEPA/US wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: Susan Stahle/DC/USEPA/US
Date: 12/18/2012 10:50AM
Cc: Tom Peake/DC/USEPA/US@EPA
Subject: any word on the subpart W package?

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Susan Stahle
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ph: (202) 564-1272
fax: (202) 564-5603
stahle.susan@epa.gov

EPA-5524

Tom Peake/DC/USEPA/US

To Lee.Raymond

12/18/2012 12:04 PM

cc

bcc

Subject Fw: any word on the subpart W package?

Ray,
Any new info on the Subpart W date?

Tom Peake
Director
Center for Waste Management and Regulations
US EPA (6608J)
1200 Pennsylvania Ave, NW
Washington, DC 20460
phone: 202-343-9765

Physical Location and for deliveries:
Room 529
1310 L St, NW
Washington, DC 20005

----- Forwarded by Tom Peake/DC/USEPA/US on 12/18/2012 12:03 PM -----

From: Reid Rosnick/DC/USEPA/US
To: Susan Stahle/DC/USEPA/US@EPA
Cc: Tom Peake/DC/USEPA/US@EPA
Date: 12/18/2012 11:05 AM
Subject: Re: any word on the subpart W package?

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EPA-239

Susan Stahle/DC/USEPA/US

12/19/2012 08:53 AM

To Reid Rosnick

cc Tom Peake

bcc

Subject Re: any word on the subpart W package?

Ok, thanks. On the Subpart W package, I'll just put that in the "I'll believe when I see it" category of when it goes to OMB. Keep me posted. I saw your note for the new "scheduled" date of 1/25/13. Not holding my breath.....

On the Subpart I meeting - I can do whatever works. I can go to L Street if that helps folks, but I am wearing jeans today..... Otherwise, happy to join by phone. Tom - any preference?

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Reid Rosnick

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12/18/2012 11:05:21 AM

From: Reid Rosnick/DC/USEPA/US
To: Susan Stahle/DC/USEPA/US@EPA
Cc: Tom Peake/DC/USEPA/US@EPA
Date: 12/18/2012 11:05 AM
Subject: Re: any word on the subpart W package?

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EPA-4714

Susan Stahle/DC/USEPA/US

12/19/2012 08:53 AM

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cc Tom Peake

bcc

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Subject: Re: any word on the subpart W package?

Hi Sue,

I sent an email to Barry Elman last week trying to get his thoughts on when the package would be sent over. I explained that the date keeps slipping (last I saw it was 12/21) and asked him if he thought this was a realistic date. I also explained that since we were part of a settlement agreement perhaps we might get moved up in the queue. He has not responded, and I have not seen a recent ORIA reg tracker that has changed the date, so as far as I know, the package will go on the 21st (although I'm not sitting on anything hot while waiting...) If I hear anything I'll let you know.

Regarding tomorrow's meeting with the Navy, I assume that you might want to be on a conference call rather than come to room 502. If so, please use 866-299-3188, code 2023439765#. The Navy is bringing a lot of documentation for how they decontaminate their parts after Fukushima. They are also bringing their NRC Materials License for us to see.

Reid

Reid J. Rosnick
Radiation Protection Division (6608J)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460

202.343.9563
rosnick.reid@epa.gov

-----Susan Stahle/DC/USEPA/US wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: Susan Stahle/DC/USEPA/US
Date: 12/18/2012 10:50AM
Cc: Tom Peake/DC/USEPA/US@EPA
Subject: any word on the subpart W package?

Hi -- either of you heard anything regarding whether the subpart W package was sent to OMB yet? If not, any updates to share?

Susan Stahle
Air and Radiation Law Office (Rm 7502B)
Office of General Counsel
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (ARN: MC 2344A)
Washington, D.C. 20460
ph: (202) 564-1272
fax: (202) 564-5603
stahle.susan@epa.gov

EPA-4713

Susan Stahle/DC/USEPA/US

12/19/2012 03:36 PM

To Wendy Blake

cc

bcc

Subject The subpart W package is not scheduled to go to OMB until
1/25/13 n/m

Susan Stahle

Air and Radiation Law Office (Rm 7502B)

Office of General Counsel

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, NW (ARN: MC 2344A)

Washington, D.C. 20460

ph: (202) 564-1272

fax: (202) 564-5603

stahle.susan@epa.gov

EPA-5268

Wendy Blake/DC/USEPA/US

12/19/2012 03:38 PM

To Susan Stahle

cc

bcc

Subject Re: The subpart W package is not scheduled to go to OMB until 1/25/13 n/m

Thanks - Can you send me a reminder around 1/18, as I should be done with the MATS and sec. lead briefs and some other things by then.

Wendy L. Blake
U.S. Environmental Protection Agency
Office of General Counsel
phone: (202) 564-1821
fax: (202) 564-5603

Susan Stahle

Susan Stahle Air and Radiation Law Of...

12/19/2012 03:37:00 PM

From: Susan Stahle/DC/USEPA/US
To: Wendy Blake/DC/USEPA/US@EPA
Date: 12/19/2012 03:37 PM
Subject: The subpart W package is not scheduled to go to OMB until 1/25/13 n/m

Susan Stahle
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ph: (202) 564-1272
fax: (202) 564-5603
stahle.susan@epa.gov

EPA-4716

Reid Rosnick/DC/USEPA/US

12/26/2012 08:05 AM

To Susan Stahle

cc

bcc

Subject Subpart W Quarterly Stakeholder Conference Call

Meeting

Date 01/03/2013

Time 11:00:00 AM to 12:00:00 PM

Chair Reid Rosnick

Invitees

Required Susan Stahle

Optional

FYI

Location Call-in number - 866-299-3188
Conference Code 2023439563

EPA-868

Susan Stahle/DC/USEPA/US

12/26/2012 08:05 AM

To Reid Rosnick

cc

bcc

Subject AUTO: Susan Stahle is out of the office. (returning 01/02/2013)

I am out of the office until 01/02/2013.

I will not be checking email while I am out. I will respond to your message when I return.

Please contact John Hannon (202-564-5563) with mobile source or fuels-related questions.

Please contact Wendy Blake (202-564-1821) with NESHAP questions.

Please contact Elliott Zenick (202-564-1822) with NSPS questions.

Please contact Brian Doster (202-564-1932) with radiation questions.

Please contact Jim Havard (202-564-5544) with title V questions.

Note: This is an automated response to your message "**Invitation:Subpart W Quarterly Stakeholder Conference Call (Thu 01/03/2013 11:00AM, Call-in number - 866-299-3188 Conference Code 2023439563)**" sent on **12/26/2012 08:05:01 AM**.

This is the only notification you will receive while this person is away.

EPA-521

Reid Rosnick/DC/USEPA/US

To Beth Miller

12/27/2012 07:18 AM

cc

bcc

Subject Re: Time cards

Hi Beth,

Happy Holidays!

I think my time is OK. Are you at the office or working from home today? There is a thing or two that might need to be changed on the Subpart W website, but it can probably wait till you're in the office. Thanks

Reid

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U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460
202.343.9563
rosnick.reid@epa.gov

-----Beth Miller/DC/USEPA/US wrote: -----

To: OAR-ORIA-RPD
From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 07:07AM
Subject: Time cards

Please email me if you need anything corrected on your time card. Thank you

Beth Miller
202-343-9223

EPA-554

Reid Rosnick/DC/USEPA/US

12/27/2012 07:48 AM

To Beth Miller

cc

bcc

Subject Re: Time cards

Thanks, Beth

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Did you have a good Christmas?

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From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 07:41AM
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Please consider the environment before printing this e-mail.

Beth Miller
202-343-9223

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Beth Miller
202-343-9223

EPA-624

Reid Rosnick/DC/USEPA/US

To Beth Miller

12/27/2012 08:11 AM

cc

bcc

Subject Re: Time cards

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-----Beth Miller/DC/USEPA/US wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 07:51AM
Subject: Re: Time cards

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202-343-9223

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202-343-9223

EPA-192

Reid Rosnick/DC/USEPA/US

12/27/2012 08:38 AM

To Beth Miller

cc

bcc

Subject Re: Time cards

Yep, Monday will work. Thank you.

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rosnick.reid@epa.gov

-----Beth Miller/DC/USEPA/US wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA

From: Beth Miller/DC/USEPA/US

Date: 12/27/2012 08:33AM

Subject: Re: Time cards

Ok I will fix that if I can get into our G drive. If not will Monday work.



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202-343-9223

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Beth Miller
202-343-9223

EPA-460

Reid Rosnick/DC/USEPA/US

12/31/2012 10:03 AM

To Beth Miller

cc

bcc

Subject Re: Time cards

Hi Beth,

Are you in today?

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Beth Miller
202-343-9223

EPA-708

Reid Rosnick/DC/USEPA/US
12/31/2012 10:34 AM

To Beth Miller
cc
bcc
Subject Re: Time cards

Will you be back on Wednesday?

Reid J. Rosnick
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U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
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To: Reid Rosnick/DC/USEPA/US@EPA
From: Beth Miller/DC/USEPA/US
Date: 12/31/2012 10:19AM
Subject: Re: Time cards

Hi sorry I am on leave.

Beth Miller
202-343-9223

-----Reid Rosnick/DC/USEPA/US@EPA wrote: -----

=====
To: Beth Miller/DC/USEPA/US@EPA
From: Reid Rosnick/DC/USEPA/US@EPA
Date: 12/31/2012 10:03AM
Subject: Re: Time cards
=====

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Subject: Re: Time cards

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I hope you are doing well. I am working from home today I will be in the office on Monday. You can send me what you need fixed and I can do what I can from here. I hope your Christmas was joyful.

Please consider the environment before printing this e-mail.

Beth Miller
202-343-9223

Reid Rosnick---12/27/2012 07:18:57 AM---Hi Beth, Happy Holidays! I think my time is OK. Are you at the office or working from home today

From: Reid Rosnick/DC/USEPA/US
To: Beth Miller/DC/USEPA/US@EPA
Date: 12/27/2012 07:18 AM
Subject: Re: Time cards

Hi Beth,

Happy Holidays!

I think my time is OK. Are you at the office or working from home today? There is a thing or two that might need to be changed on the Subpart W website, but it can probably wait till you're in the office. Thanks

Reid

Reid J. Rosnick
Radiation Protection Division (6608J)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460
202.343.9563
rosnick.reid@epa.gov

-----Beth Miller/DC/USEPA/US wrote: -----
To: OAR-ORIA-RPD
From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 07:07AM
Subject: Time cards

Please email me if you need anything corrected on your time card. Thank you

Beth Miller
202-343-9223

EPA-627

Reid Rosnick/DC/USEPA/US

To Beth Miller

12/31/2012 10:59 AM

cc

bcc

Subject Re: Time cards

OK, we can do the Subpart W changes then. As long as it gets posted before the conference call on Thursday. Have a Happy New Year, Beth. Thanks for all of your help this year, and have a drink (or two) for me tonight!

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rosnick.reid@epa.gov

-----Beth Miller/DC/USEPA/US wrote: -----

To: Reid Rosnick/DC/USEPA/US@EPA
From: Beth Miller/DC/USEPA/US
Date: 12/31/2012 10:36AM
Subject: Re: Time cards

Yep :(

Beth Miller
202-343-9223

-----Reid Rosnick/DC/USEPA/US@EPA wrote: -----

=====
To: Beth Miller/DC/USEPA/US@EPA
From: Reid Rosnick/DC/USEPA/US@EPA
Date: 12/31/2012 10:34AM
Subject: Re: Time cards
=====

Will you be back on Wednesday?

Reid J. Rosnick
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1200 Pennsylvania Ave., NW

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rosnick.reid@epa.gov

-----Beth Miller/DC/USEPA/US wrote: -----
To: Reid Rosnick/DC/USEPA/US@EPA
From: Beth Miller/DC/USEPA/US
Date: 12/31/2012 10:19AM
Subject: Re: Time cards

Hi sorry I am on leave.

Beth Miller
202-343-9223

-----Reid Rosnick/DC/USEPA/US@EPA wrote: -----

=====
To: Beth Miller/DC/USEPA/US@EPA
From: Reid Rosnick/DC/USEPA/US@EPA
Date: 12/31/2012 10:03AM
Subject: Re: Time cards
=====

Hi Beth,

Are you in today?

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rosnick.reid@epa.gov

-----Beth Miller/DC/USEPA/US wrote: -----
To: Reid Rosnick/DC/USEPA/US@EPA
From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 08:33AM
Subject: Re: Time cards

Ok I will fix that if I can get into our G drive. If not will Monday work.

Please consider the environment before printing this e-mail.

Beth Miller
202-343-9223

Reid Rosnick---12/27/2012 08:11:06 AM---Thank you. I am so frustrated I want to scream. I'm in constant pain of varying levels. I either lie

From: Reid Rosnick/DC/USEPA/US
To: Beth Miller/DC/USEPA/US@EPA
Date: 12/27/2012 08:11 AM
Subject: Re: Time cards

Thank you. I am so frustrated I want to scream. I'm in constant pain of varying levels. I either lie in bed or sit on the couch. Working from home relieves the boredom, but by 4 PM I'm usually heading for the Valium/Percocet cocktail. The only time I leave the house is to get the mail or go to the doctor. I'm still not allowed to drive, and frankly, it would hurt too much anyway. Almost three months after the first surgery, and I'm still laid up. I miss you guys. I want to be back to normal (whatever that is). Sorry for the rant.

Anyway, on the Subpart W webpage we need to change the "Tentative Completion Estimate." It currently says

"EPA plans to propose a decision on Subpart W in Late March/Early April 2013. After allowing for public comment and/or hearings we plan to have a final decision in late 2013 or early 2014. This estimate will be revised as needed." We need to change it to say

EPA plans to propose a decision on Subpart W in Mid/Late June 2013. After allowing for public comment and/or hearings we plan to have a final decision in early 2014. This estimate will be revised as needed.

I think that's it for now. After next week's stakeholder conference call there will be additional additions, but I hope we can post this so that they aren't "surprised" when I discuss it next week. Thanks, Beth :)

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-----Beth Miller/DC/USEPA/US wrote: -----
To: Reid Rosnick/DC/USEPA/US@EPA
From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 07:51AM
Subject: Re: Time cards

Good lord I hope you recover soon your missed at work. My Christmas was real nice and quiet so that's always a good thing around here.

Please consider the environment before printing this e-mail.

Beth Miller

202-343-9223

Reid Rosnick---12/27/2012 07:48:52 AM---Thanks, Beth I'll send stuff later this morning. My Christmas was a good one, all three kids were

From: Reid Rosnick/DC/USEPA/US
To: Beth Miller/DC/USEPA/US@EPA
Date: 12/27/2012 07:48 AM
Subject: Re: Time cards

Thanks, Beth

I'll send stuff later this morning. My Christmas was a good one, all three kids were here, and that cheered me up. Last Friday I had a nerve root block injection into my back. It was a big needle that pumped steroids directly into my spinal column with the hope of reducing the swelling. I don't think it has worked...

Did you have a good Christmas?

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-----Beth Miller/DC/USEPA/US wrote: -----
To: Reid Rosnick/DC/USEPA/US@EPA
From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 07:41AM
Subject: Re: Time cards

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Beth Miller
202-343-9223

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To: Beth Miller/DC/USEPA/US@EPA

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Reid

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To: OAR-ORIA-RPD
From: Beth Miller/DC/USEPA/US
Date: 12/27/2012 07:07AM
Subject: Time cards

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Beth Miller
202-343-9223

EPA-463

Reid Rosnick/DC/USEPA/US

To Beth Miller

11/07/2012 09:18 AM

cc

bcc

Subject Subpart W Website

Hi Beth,

I have some items for you for the public website.

- 1) Attached are the Draft Minutes from the October 3, 2012 Conference Call. Will you please post them?
- 2) At the Conference Call Information area, please change the date of the next conference call to Thursday, **January 3, 2013 at 11 am EST**. We currently have EDT on the site.
- 3) At the Tentative Completion Estimate area, please change February 2013 to **Late March/Early April 2013**.

Thanks! :)

Reid J. Rosnick
Radiation Protection Division (6608J)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., NW
Washington, DC 20460
202.343.9563

rosnick.reid@epa.gov  - Subpart W Stakeholder Conference Call 10_2012[1].docx

Draft Minutes - Subpart W Stakeholder Conference Call

October 4, 2012

Attendees

EPA: Phil Egid, ORIA, Susan Stahle, OGC

ENVIRONMENTAL GROUPS: Sharyn Cunningham, CCAT, Sarah Fields, Uranium Watch, Jennifer Thurston, INFORM

INDUSTRY: Oscar Paulson, Kennecott, Josh Leftwich, Cameco; Jim Viellenave, Lelan Huffman, (CA); Phil Cavender, AUC; Richard Blughbaugh, John Nars(?), Powertech. (Please review for misspellings and/or additions)

OTHER: Travis Stills, Energy Minerals Law Center

Phil: Welcome to the quarterly conference call. I am filling in for Reid Rosnick, who is on sick leave. The status of the rulemaking is basically unchanged since our last call. The package is still in EPA's Office of Policy, currently projected to be sent to OMB in November 2012. No changes to the July minutes were noted.

Oscar Paulson: The website should be updated to reflect the changes in publication of the proposed rule.

Jennifer Thurston: At the last call EPA stated that they would review past communications, including a review of privileged information, and post them on the website. That was not reflected in the last set of minutes, and has not been posted on the website. Would Reid summarize his review and include that summary in the minutes?

Susan Stahle: In fact, Reid did review communications between stakeholders and EPA that date back several years. He compiled those emails and attachments and I reviewed them to make sure no privileged information was in the communications. Reid then had all of the reviewed emails posted on the Subpart W website last month. None were withheld from release.

Reid: The process I used for posting emails and attachments on the website is as follows: Emails/attachments I receive from stakeholders and my responses (if any) are placed in a folder I created specifically for the Subpart W rulemaking. In time they are automatically archived by the EPA network. I compiled the emails and attachments from both of these folders (recent and archive) and sent them to OGC for review to determine if there was privileged information. The review found no such information so the emails and attachments were bundled up and sent to our staff person who places information on the Subpart W website, where they can now be found.

Travis Stills: The Office of General Council should review and release all files pertinent to Subpart W, not just files chosen by staff members.

Sarah Fields: On September 17, 2012 I sent Reid an email containing several documents related to an underground borehole mining process. Will the EPA include this process in the proposed Subpart W rule?

Oscar Paulson: The Subpart W rule addresses radon emissions from byproduct material generated after the ore has been mined and processed. The process to which you refer is borehole mining, it is not a milling process, and Subpart W would not apply to the mining process.

Sarah Fields: This determination is not the industry's call to make, it is the regulators decision.

Oscar Paulson: I believe the State of Colorado has determined that the process is defined as mining.

Jeff Parsons: I believe that Colorado has declined to make a determination on this until they see an actual application that includes the technique.

Sharyn Cunningham: At the last meeting I noted that comments I had on the risk assessment had not been posted on the website. I would like to see them posted.

Next conference call is on Thursday, January 3, 2013 at 11 AM EST.

-END-

EPA-251

**Angelique
Diaz/R8/USEPA/US**
11/14/2012 11:44 AM

To JPMORRIS, Pgoble, Reid Rosnick, Scott Patefield
cc Scott Jackson
bcc
Subject EPA/Utah Rad NESHAPs Quarterly Call

I expect tomorrow's call will be rather short. Here is the agenda. Let me know if you have other items to discuss.



RAD NESHAP QUARTERLY November 2012 Call - EPA,UT.docx

Speak to you soon.

-Angelique

Angelique D. Diaz, Ph.D.
Environmental Engineer
Air Program, USEPA/Region 8
1595 Wynkoop Street (8P-AR)
Denver, CO 80202-1129
Office: 303.312.6344
Fax: 303.312.6064
diaz.angelique@epa.gov

AGENDA

Utah/EPA Radionuclide NESHAP Quarterly Call

November 15, 2012, 9am-10am

Call In: 866-299-9141; Code: 48845891

1. Introductions
2. White Mesa Mill Update (status of impoundments, enforcement actions, etc.)
3. EPA R8 Rad NESHAP Activities and Actions
 - a. Review of uranium industry NEPA documents
 - b. Subpart W Rulemaking Update
4. Utah Rad NESHAP Activities and Actions
 - a. DAQ – Uranium Watch board presentation update, if any
 - b. New/anticipated facilities? La Sal Complex update
5. Additional Items
6. Items for next call (February 21, 2013, 9am)