

**ATTENDANCE/DRAFT MINUTES
QUARTERLY CONFERENCE CALL ON SUBPART W
1/5/2010**

Reid Rosnick – EPA
Tom Peake – EPA
Helen Burnett – EPA
Angelique Diaz - EPA
Sharyn Cunningham – CCAT
Paul Carestia – CCAT
Lynn Holtz – CCAT
Kay Hawlee CCAT
Travis Stills – Energy Minerals Law Center
Phil Egidi – CDPHE
Nick Fragidakis – Ontario Ministry of Environment
John Hamrick – Cotter Corp.
Kristy Woodward – Denison Mines
Sarah Fields – Uranium Watch

Minutes and Discussion

Welcome - Roll Call

Last call was on 12/3/09. Activity has been slow because of the short time since the last conference call, and because of the holidays.

Any changes/comments to December minutes? Send to Reid's e-mail address.

Discussion - Does the Subpart W website meet expectations with respect to type of information placed on website?

Travis Stills – settlement agreement letter and spirit contemplated a much broader and deeper set of documents on the website, similar to items that would be requested under a FOIA request. Reid explained that the website is not as complete as a rulemaking docket, and asked what else Travis would like to see on the website. Travis stated that the Plaintiffs would like to see all non-privileged documents while preparing Subpart W, and documents for ongoing work. Reid stated that to the best of his knowledge, it's up on the website.

Sarah Fields – specific documents she would like to see posted. CCAT and RMCAA 8/2008 complaint and 10/2006 intent to file suit. A document references a Quality Assurance Program Plan – QAPP should be online as well. Other background documents on microfiche in DC (she

viewed them in DC). Sarah will send all this via e-mail to Reid. Were the people that prepared the documents contractors? Reid told her they are.

Paul Carestia – understands that 12 people on the Subpart W workgroup. Did workgroup contract out their work? Who reviewed/approved? Reid clarified the process, that the workgroup members are all EPA employees. After the contractor produces a document, the workgroup will review, revise or approve the work.

Sarah Fields – thinks radon should be addressed from other areas besides just tailings. Reid said she should e-mail comments/issues to him. Reid told her that he is bound by the provisions of the Clean Air Act and that we are to look at radon from mill tailings/ by product. Sarah also state that there should be a current enforcement action at the White Mesa Mill. There has been new cell construction, and no Subpart A construction approval request. 40 CFR Part 70.3b2...Title V. How is rulemaking affected by this?

Travis Stills – asked for an idea of where the Workgroup is and what we will be working on this quarter. (Reid - Research of legacy docket issues. Background information. Coordinating the reviews of the UMTRCA rulemaking and Subpart W. Trying to establish a timeline for tribal consultations.) Travis – overlapping documents should be on the website.

Date for meeting in Blanding, UT? No date yet, however, Reid would like to discuss venue with Sarah Fields.

Travis Stills - Dewatering of impoundments at Cotter. EPA needs to get a better idea of what goes on “on the ground”.

Phil Egidi – Surface impoundment is in the closure process, not operational. Cotter is making measurements, supplying reports to CDPHE. Phil is making visits to the site.

EPA Activity before next call

EPA will continue reviewing the risk assessment documents; research the legacy docket issue, the posting of contractor information, and alternatives to Method 115.

Next call date and time

Tuesday, April 6, 2010 at 11 AM EST
Call-in number: 866-299-3188
Conference code: 2023439563