

## Venegas, Victoria, EMNRD

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**From:** Venegas, Victoria, EMNRD  
**Sent:** Thursday, April 23, 2020 3:04 PM  
**To:** William Bryan Burns; Hamlet, Robert, EMNRD; Bratcher, Mike, EMNRD; Eads, Cristina, EMNRD  
**Cc:** CFO\_Spill, BLM\_NM; 'Johnny Titsworth'  
**Subject:** NAB1909539458 GISSLER B 3-3 TANK BATTERY @ FAB1909538882 2RP-5333  
**Attachments:** (C-141 Remediation Plan) NAB1909539458 GISSLER B 3-3 TANK BATTERY @ FAB1909538882 2RP-533.pdf

### **NAB1909539458 GISSLER B 3-3 TANK BATTERY @ FAB1909538882 2RP-5333**

Mr. Burns,

The OCD has denied the submitted NAB1909539458 GISSLER B 3-3 TANK BATTERY @ FAB1909538882 2RP-5333 for the following reasons:

- OCD agrees with depth to groundwater > 100' as a closure criteria for this site.
- The SP2 area has to be delineated to 2500 mg/kg for TPH.
- Sample SP6 it is not shown in Figure 1.
- Include data collected from Atkins Engineering, including lab reports and soil bore information, in the report.
- Include a Figure depicting the proposed Locations of probiotic injection points
- Confirmation sampling protocol after probiotic application, that is, a figure that includes the proposed location of the confirmation samples. Each samples should not represent more than 200 square feet.
- Include laboratory data results in the report, including Chain of Custody.
- This release occurred on March, 2019. The OCD does not approve the requested extension for this site.

The Denied C-141 can be found in the online image file

<http://ocdimage.emnrd.state.nm.us/imaging/IncidentFileView.aspx?incident=nAB1909539458>.

Please review and make the required correction prior to resubmitting through the fee portal.

Thank you,

Victoria Venegas  
State of New Mexico  
Energy, Minerals, and Natural Resources  
Oil Conservation Division  
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OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.