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**To:** ["Fejervary Morena, Gustavo A"](#)  
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**Subject:** Remediation Plan Denial - Phillips State Unit 29. nRM1930943618  
**Date:** Thursday, February 27, 2020 11:16:00 AM  
**Attachments:** [\(C-141 Remediation Plan Denied\) - Phillips State Unit 29, nRM1930943618.pdf](#)

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Gustavo,

The OCD has denied the submitted Remediation Plan C-141 for incident nRM1930943618 (1RP-5778) for the following reasons:

- The horizontal extent of the release has not been delineated. Please keep in mind Closure Criteria for Soil Impacted by a Release include GRO+DRO as a constituent with the limit of 1000 mg/kg. Though the rule allows to keep soil in place with 1000 mg/kg GRO+DRO and 2500 mg/kg TPH, the horizontal boundaries/background samples of the release should show soil to contain no more than 100 mg/kg TPH.
- The Remediation Plan pages were not included with this submittal.

The Denied C-141 can be found in the online image database under the incident #. Please review and make the required corrections prior to resubmitting through the fee portal.

Please let me know if you have any questions.

Thank you,

**Cristina Eads**

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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.**