



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 9
75 Hawthorne Street
San Francisco, California

January 24, 2011

Mr. Jared Blumenfeld
Administrator
U.S. Environmental Protection Agency Region 9
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Mr. Donald Schregardus
Deputy Assistant Secretary of the Navy (Environment)
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Mr. Bruce Wolfe
Executive Officer
San Francisco Bay Regional Water Quality Control Board
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Re: NAS Moffett Field Superfund Site
Dispute Resolution

Dear Members of the Senior Executive Committee (SEC):

On December 3, 2010, EPA invoked formal dispute resolution under the NAS Moffett Field Federal Facility Agreement (FFA) regarding implementation of the vapor intrusion remedy at Moffett Field. After three meetings of the Dispute Resolution Committee (DRC) (December 22, 2010, January 12, and 19, 2011), the DRC was unable to unanimously resolve the dispute. Therefore, pursuant to Section 10.6 of the FFA, EPA is forwarding its written statement of dispute to the SEC for resolution (see attached - EPA's Statement of Position for the Vapor Intrusion Remedy for the NAS Moffett Field Superfund Site). No other written position statements have been submitted pursuant to this dispute.

The schedule for Dispute Resolution in the FFA requires the SEC to confer, meet, and use its best efforts to resolve this dispute within 21 days. My office will take the lead to convene the SEC. If the SEC is unable to resolve the dispute, then EPA's Regional Administrator will issue a written position on the dispute within five days thereafter.

Thank you for your consideration.

Sincerely,

[Original signed by]

Jane Diamond
Director, Superfund Division

Attachment: EPA Statement of Position for Vapor Intrusion Remedy, Naval Air Station Moffett Field Superfund Site – December 3, 2010