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DAVE MARTIN  
Secretary

RAJ SOLOMON, P.E.  
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

March 30, 2011

Elaine Cimino  
1132 Stanford Dr. NE  
Albuquerque, NM 87106

**RE: KIRTLAND AIR FORCE BASE BULK FUELS FACILITY SPILLS RECORDS**

Dear Ms. Cimino:

I am in receipt of your March 28, 2011 e-mail with attached letter and screen shots regarding records on the New Mexico Environment Department's ("NMED") ftp site ("site") for the Kirtland Air Force Base ("KAFB") Bulk Fuels Facility Spills. You specifically identified the February 20, 2009 submittal by KAFB to the NMED as an example of a document on our site that raises concerns for you. As you know, this document can be found on the site at: [ftp://ftp.nmenv.state.nm.us/hwbdocs/HWB/KAFB/Bulk\\_Fuels\\_Facility\\_Spill/KAFB\\_2-20-2009\\_MonWell\\_GW\\_QualData/](ftp://ftp.nmenv.state.nm.us/hwbdocs/HWB/KAFB/Bulk_Fuels_Facility_Spill/KAFB_2-20-2009_MonWell_GW_QualData/).

The files provided on the site are those submitted in electronic form by KAFB to NMED. The files are then placed onto the site in the exact form provided by KAFB. The files provided with the February 20, 2009 submittal were in pdf and MSExcel format. The files can be downloaded by individuals to their personal computers and manipulated in any manner they wish. Typically, if downloaded, the MSExcel files can be sorted, searched, or overwritten. The pdf files are generally provided in a searchable form.

You raised a further question regarding the February 20, 2009 submittal, noting that the site shows a modification date of January 27, 2011. The modification date on the site's index screen is the date when the file is uploaded to the NMED ftp server, in this case January 27, 2011. It is not the date the file was created. In this case, the document was submitted to NMED in 2009, but we did not post it to the site until later. The files provided on our the website or ftp site have not been modified or changed in any manner.

KAFB3715



Ms. Cimino  
March 30, 2011  
Page 2

Cannon Air Force Base, the Waste Isolation Pilot Plant, Sandia National Laboratories, and Los Alamos National Laboratory are mentioned in your letter as facilities having files on our ftp sites that cannot be modified. Note that in addition to pdf files that cannot be modified, these sites also have MSEXcel, MSWord and other file types where an individual can save the files on their personal computer and manipulate the files as they desire. Again, NMED's ftp site cannot be modified or changed in any manner, and users cannot save modified files to the site.

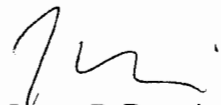
The information on the KAFB Bulk Fuels Facility Spill, as well as other facilities, on the NMED website and ftp site, is to provide the public a readily accessible form to find information. In addition, should there be any question as to the validity of the documents posted on the ftp site, the administrative record for the KAFB Bulk Fuels Facility Spill and all facilities regulated under 40 CFR 264 and 265 are maintained in the Hazardous Waste Bureau offices in Santa Fe and can be reviewed through the inspection of public records request process.

Finally, you question a statement on the February 20, 2009 cover letter. The statement indicates the "[s]ubmittal of **“Informational Only”** document in response to the New Mexico Environment Department..." This statement has no meaning to the NMED. The NMED requested the information, and the letter is KAFB's response.

As a separate matter, I understand that NMED Deputy Secretary Solomon will be responding to your February 24, 2011 letter.

Thank you for bringing these concerns to my attention. If you have any questions regarding document access through our ftp site, please contact John Kieling at (505) 476-6035.

Sincerely,



James P. Bearzi  
Chief  
Hazardous Waste Bureau

cc: J. Kieling, NMED HWB  
T. Hubner, EPA R6  
File: Reading 2011

**Kieling, John, NMENV**

**From:** Bearzi, James, NMENV  
**Sent:** Tuesday, March 29, 2011 9:10 AM  
**To:** Kieling, John, NMENV  
**Subject:** FW: follow-up on status of letter  
**Attachments:** March 28 Followup on status.docx; 11.png; well logs changed.png; welllogs\_changed-1.png; March 28 regarding Modified KAFB BFF Jet plume records.docx

John –

Please see the letter entitled "March 28 regarding Modified KAFB BFF Jet plume records." Most of the questions go to documents on the web. Please generate a draft response for my signature.

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**From:** Elaine Cimino [mailto:ecimino10@gmail.com]  
**Sent:** Monday, March 28, 2011 7:49 PM  
**To:** hubner.tara@epa.gov; Bearzi, James, NMENV; Martin, David, NMENV; spalding.susan@epa.gov; blevins.john@epa.gov; bill.olsen@state.nm.us; marie.vanover@kirtland.af.mil  
**Cc:** Cliff Bain; Kathy Sanchez; Bob Anderson; Jeanne Pahls; Charles Bennet & Nancy Bearce; lewis.eric@epa.gov; najjum.wade@epa.gov; cisco McSorley; Ortiz y Pino, Gerald; linda.lopez@nmlegis.gov; Benton, Isaac; Garduno, Rey  
**Subject:** follow-up on status of letter

Tara Hubner and James Bearzi,

Please see the attached letter checking on the status of our request for a public hearing. Also please see my letter regarding information requests and quesitons regarding record modifications.

Attached are the Screen Shots of the Well Logs and directroies that show modified files and dates in question. These are what I downloaded.

Look at the example of well logs, please notice the top left field in the first column, notice that the data can be changed.

I hope that you can please clarify and answer our requests

Elaine Cimino

Director Citizens for Environmental Safeguards

Citizens for Environmental Safeguards (CES)

1132 Stanford Dr NE Albuquerque, NM 87106

505 508-0255

<mailto:ecimino10@gmail.com>

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*Nothing is more perishable than our relationship with the Earth."*

*"In a time where every living system is declining and the rate of decline is accelerating,*

3/29/2011

*we must figure out what it means to be a human on Earth and remain humane in the process."*-Elaine Cimino

*"Our lives begin to end the day we become silent about things that matter."*

-Martin Luther King Jr.

MARCH 28, 2011

MR. JAMES BEARZI NMED HW BUREAU CHIEF [MAILTO:JAMES.BEARZI@STATE.NM.US](mailto:JAMES.BEARZI@STATE.NM.US)  
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DEAR JAMES BEARZI,

I RECIEVED YOUR RESPONSE TO MY LAST PUBLIC DOCUMENTS REQUESTS ON FEB 4TH, 2011 IN A TIMELY MANNER. THANK YOU IT IS APPRECIATED.

I HAVE A COUPLE QUESTIONS REGARDING INFORMATION THAT I FOUND ON THE NMED FTP SITE.  
[FTP://FTP.NMENV.STATE.NM.US/HWBDOCS/HWB/KAFB?BULK\\_FUELS FACILITY SPILL /KAFB\\_2\\_20\\_2009\\_MONWWLL\\_GW\\_QUALDATA/](ftp://ftp.nmenv.state.nm.us/hwbdocs/hwb/kafb?bulk_fuels_facility_spill/kafb_2_20_2009_monwwll_gw_qualdata/)

WHEN I WENT TO THE FTP SITE TO LOOK AT THE INFORMATION YOU GENEROUSLY MADE AVAILABLE I NOTICED IN THE FILE DIRECTORIES THAT SOME OF THE FILES HAD BEEN MODIFIED. ONLY THE KAFB BULK FUEL FILES HAD BEEN MODIFIED NONE OF THE OTHER FILES ON CANNON AFB, WIPP, SANDIA OR LANL OR OTHER SITES AROUND THE STATE HAD BEEN MODIFIED. THERE WERE A COUPLE OF FILES/REPORTS DATED 2-20-2009.PDF THAT SHOWS MODIFICATIONS. USUALLY PDF FILES ARE LOCKED THAT WHOLE POINT OF THEM IS SO DATA CANNOT BE CHANGED. HOWEVER, THE FILES SHOW THAT THE PDF WAS MODIFIED ON 1-27-2011. DO YOU HAVE THE MODIFICATIONS THAT WERE MADE TO THOSE FILES?WHY WERE THOSE MODIFICATION MADE?

I LOOKED INTO THE MONITORING WELL DATA FILES THEY WERE MS EXCEL FILES. THEY WERE **NOT** LOCKED, IN OTHER WORDS, THE WELL DATA LOGS/INFORMATION COULD BE EASILY CHANGED. WHEN I DOWNLOADED THE FILES I HAD REQUESTED, I NOTICED THAT THEY TOO COULD BE MODIFIED, THAT THE WELL MONITORING DATA WAS NOT SECURED! COULD THIS BE POSSIBLE?

I THEN LOOKED TO SEE IN THE PREFERENCES FILE MENU, WHO WAS LAST TO MODIFY THE MONITORING WELL DATA DOCUMENTS AS WELL. THE NAME I SAW WAS CH2MHILL MS. JAROCKI WHO MODIFIED A REPORT 2 YEARS AFTER SUBMITTED. I RECOGNIZED THE NAME FROM A KAFB\_2\_20\_2009 COVER LETTER THAT WAS SENT REGARDING INFORMATION THAT KAFB PROVIDED NMED AND CH2MHILL. DO YOU KNOW WHAT THOSE MODIFICATIONS WERE THAT WERE MADE ON 2-27-2011 TO THE WELL MONITORING LOGS? WHY WERE THOSE MODIFICATION MADE? DO YOU HAVE THE ORIGINAL INFORMATION THAT WAS PROVIDED BY KAFB? IF SO, WOULD YOU PLEASE PROVIDE ME THE ORIGINAL DATA AND THE MODIFIED DATA AND THE REASON FOR THE MODIFICATION?

IN THE KAFB\_2\_20\_2009 COVER LETTER IT STATES THAT YOU REQUESTED FROM KAFB A REQUEST FOR "INFORMATION ONLY" FOR THE SAME WATER QUALITY MONITORING DATA THAT WAS MODIFIED ON 2\_27\_2011 TWO YEARS

LATER. WHAT IS AN "INFORMATION ONLY" REQUEST VS. AN INFORMATION REQUEST? WHY WAS THIS MADE? WHY THIS TYPE OF REQUEST?

WHAT I FOUND ALARMING THAT THOSE RECORDS COULD BE MODIFIED AND THOUGHT THAT UNDER RCRA, THE STATE OF NM AS THE CUSTODIAN OF FEDERAL AND STATES RECORDS ON HAZARDOUS WASTE MONITOTING WERE TO BE HANDLED IN A MORE SECURE MANNER—LOCKED AND UNCHANGABLE TO THE PUBLIC/MILITARY CONTRACTORS LIKE CH2MHILL PAID BY THE POLLUTER IN THIS CASE BUT STILL ACCESSIBLE.

I WILL ATTACH THE SCREEN SHOTS TO THE EMAIL THAT I AM SENDING ALONG WITH THE FOLLOW-UP REQUESTS SO THAT YOU CAN SEE WHAT I AM REFERRING.

I AM ALSO WONDERING [AND THIS IS IN OUR INITIAL LETTER WE WROTE ON 2/24/2011 ABOUT OUR PUBLIC HEARING REQUEST] WHY ON NOV 30TH INFORMATIONAL MEETING YOU SAID THAT THE WELL MONITORING DATA RECORDS WERE UNRELIABLE AND THEN AT JANUARY 12TH INFORMATIONAL MEETING THE MONITORING WELL RECORDS WERE DEEMED RELIABLE. WHAT CHANGED IN 60 DAYS, THE MONITORING WELL DATA LOGS AND REPORTS AND WHY?

I HOPE THERE IS A AN EXPLANATION AND WE ARE WAITING YOUR REPLY.

THANK YOU AGAIN FOR MAKING AVAILABLE THE INFORMATION I DO APPRECIATE IT

RESPECTFULLY,

ELAINE CIMINO

CITIZENS FOR ENVIRONMENTAL SAFEGUARDS (CES)

1132 STANFORD DR NE ALBUQUERQUE, NM 87106

[MAILTO:ECIMINO10@GMAIL.COM](mailto:ECIMINO10@GMAIL.COM)

cc:

TARA HUBNER RCRA ENVIRONMENTAL SCIENTIST

[MAILTO:HUBNER.TARA@EPAMAIL.EPA.GOV](mailto:HUBNER.TARA@EPAMAIL.EPA.GOV)

EPA REGION 6

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# Index of /hwbdocs/HWB/KAFB/Bulk\_Fuels\_Facility\_Spill/

Name	Size	Date Modified
↑ [parent directory]		
⊞ KAFB_1-27-2011_Pre-Rem_SVE_Sys_OM_WP/		2/11/11 9:53:00 PM
⊞ KAFB_12-31-2009_BFF_Q209Q309_FINAL.pdf	55.5 MB	1/27/11 9:46:00 PM
⊞ KAFB_2-20-2009_MonWell_GW_QualData/		1/27/11 9:55:00 PM
⊞ KAFB_5-29-2009_Q408Q109_Semi-Annual_Sum_and_Perf_Rpt_Bulk_Fuels_Facility.pdf	78.1 MB	1/27/11 9:46:00 PM
⊞ KAFB_6-18-2010_Interim_Measures_WP.pdf	15.3 MB	6/18/10 12:00:00 AM
⊞ KAFB_6-18-2010_Vadoze_Zone_WP.pdf	13.7 MB	6/18/10 12:00:00 AM
⊞ KAFB_6-29-2010_Rem_Site_IR_BFF.pdf	31.9 MB	7/1/10 12:00:00 AM
⊞ KAFB_8-6-2010_Fuel_Spill_NOD_and_Direction.pdf	26.3 MB	8/20/10 12:00:00 AM
⊞ KAFB_9-7-2010_Q210BulkFuelsFacility.pdf	80.2 MB	9/16/10 4:46:00 PM
⊞ KAFB_BFFS_Quarterly_Rpt_July-Sept_2010.pdf	66.0 MB	12/2/10 9:34:00 PM
⊞ KAFB_BFFS_Quarterly_Rpt_July-Sept_2010_Cover_Letter.pdf	143 kB	12/2/10 10:00:00 PM
⊞ KAFB_BFFS_Quarterly_Rpt_Oct_Dec_2010/		3/2/11 8:40:00 PM
⊞ KAFB_BFF_Workplan_Approval_with_Modifications_12-10-2010.pdf	10.7 MB	12/14/10 3:59:00 PM
⊞ KAFB_Bulk_Fuels_Facility_GW_IWP_6-30-2010.pdf	14.4 MB	7/9/10 12:00:00 AM
⊞ KAFB_Stage_I_Abatement/		2/9/11 9:44:00 PM
⊞ LANLP_WP_12-1-2010/		12/2/10 10:11:00 PM





Groundwater Monitoring Well Information, Kirtland Air Force Base, New Mexico, February 2009

Source: Kirtland Air Force Base Administrative Record and Sandia National Laboratories/New Mexico Groundwater Database

Well Number	Kirtland Number <sup>a</sup>	Easting (feet) <sup>b</sup>	Northing (feet) <sup>b</sup>	Ground Surface Elevation (feet)	Measuring Point Elevation (feet) <sup>c</sup>	Measurement Method	Completion <sup>d</sup>	Status	Date Abandoned	Well Diam (inches)
KAFB-0107	LF-001	399891.42	1470760.51	5318.42	5325.82	survey	regional	abandoned	05/06/08	4
KAFB-0110	LF-001	399621.55	1469022.29	5255.75	5258.92	survey	regional	abandoned	05/06/08	4
KAFB-0111	LF-001	400436.49	1470575.64	5310.04	5312.96	survey	regional	abandoned	05/06/08	4
KAFB-0112	LF-001	398658.11	1469912.66	5301.05	5304.39	survey	regional	abandoned	05/06/08	4
KAFB-0113	LF-001	398794.60	1468917.34	5271.08	5274.66	survey	regional	abandoned	05/06/08	4
KAFB-0114	LF-001	399438.63	1470567.38	5313.99	5317.43	survey	regional	abandoned	05/06/08	4
KAFB-0115	LF-001	400625.33	1470260.73	NA	5304.21	survey	regional	abandoned	02/29/00	4
KAFB-0117	LF-001	398509.92	1469275.36	5283.47	5287.47	survey	regional	abandoned	05/06/08	4
KAFB-0118	LF-001	399534.00	1470587.00	5318.57	5318.02	estimated	regional	active	NA	4
KAFB-0119	LF-001	400307.00	1470582.00	5313.47	5313.09	estimated	regional	active	NA	4
KAFB-0120	LF-001	398597.09	1469081.88	5283 (approx)	5286.89	survey	regional	active	NA	4
KAFB-0121	LF-001	400656.75	1470259.13	5303 (approx)	5304.93	survey	regional	active	NA	4
KAFB-0213	LF-002	409388.13	1465446.61	5282.42	5279.33	survey	regional	active	NA	4
KAFB-0214	LF-002	407879.45	1465282.72	5255.85	5252.55	survey	regional	abandoned	05/06/08	4
KAFB-0215	LF-002	408589.24	1464057.13	5264.40	5260.43	survey	regional	abandoned	05/06/08	4
KAFB-0216	LF-002	406902.89	1464866.20	NA	5240.84	survey	regional	abandoned	NA	4
KAFB-0217	LF-002	407653.60	1465407.42	5252.29	5249.11	survey	regional	abandoned	05/06/08	4
KAFB-0218	LF-002	408749.89	1465509.17	5269.24	5266.82	survey	regional	abandoned	05/06/08	4
KAFB-0219	LF-002	408577.24	1464046.26	5260 (approx)	5261.02	survey	regional	active	NA	4
KAFB-0220	LF-002	408237.51	1465473.34	5259.82	5262.43	survey	regional	active	NA	4
KAFB-0221	LF-002	408832.91	1465584.67	5268.83	5271.69	survey	regional	active	NA	4

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MARCH 28, 2011

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**Dear Tara Hubner and James Bearzi,**

**I am writing to ask you about the status of our letter of February 24<sup>th</sup>, 2011, regarding public participation, public hearing and the technical concerns, we have about the Kirtland Air Force Base Bulk Fuel Facility Jet fuel Plume.**

**It has been over 30 days since we sent this letter and there has been no response.**

**We would appreciate a timely response to our concerns and look forward to hearing from you soon.**

**Respectfully,**

**Elaine Cimino**  
**Director Citizens for Environmental Safeguards**  
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STOP THE WAR MACHINE (SWM)

CHARLES BENNETT  
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CC: EPA, REGION 6,  
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