

5090
Ser 1811RC/L2180

5 MAR 1992

From: Commander, Western Division, Naval Facilities Engineering Command
To: Distribution

Subj: FEDERAL FACILITY AGREEMENT (FFA), DUE DATE EXTENSION
REQUEST, FOR NAVAL STATION, TREASURE ISLAND, HUNTERS POINT
ANNEX

Ref: (a) Navy Correspondence Number Ser 1811/L2142 dtd 7 Feb 92

1. The Navy, by reference (a), invoked dispute resolution in response to the regulatory agencies' denial of extension requests for OU-III submittal due dates. Over the past week, in the course of informal discussion with representatives of EPA, DTSC, and the RWQCB, a proposal has been developed which we believe obviates the need for an extension. The proposal has the following elements:

- In lieu of the secondary document submittal of the Summary of Findings Memorandum (SOFM), a presentation of the summary of findings will be provided at a later date to be determined.
- The FFA deadline for the OU-III Draft Remedial Investigation (RI) Report of 21 August 92 will remain in effect.
- Unless otherwise agreed to by the Parties, all other conditions and assumptions delineated in Appendix A, *Timetables and Deadlines*, shall apply.

2. Exemption from the SOFM submittal did not solely determine the delivery date for the Draft RI Report. In spite of the unforeseen delays identified by the previous extension request letter, the Navy was able to get verbal commitment from our contractors to make every effort to meet the FFA deadlines. The Navy's strategy is to allocate an extraordinary amount of resources into the production of three RI reports, two Draft Initial Screening of Alternatives submittals, and a Public Health and Environmental Evaluation document, all due within a three month period from June to August this year. Attempts will be made, where possible, to obtain a faster turnaround on validation results, and the internal quality control review of the documents will have to be overlapped and shortened. The ramification of taxing the Navy resources in this manner is that any unexpected event may trigger delays to one or more deliverables; therefore, the need for schedule extensions may still resurface.

3. It is anticipated that the data evaluation, interpretation, and recommendations in the reports will receive the same high priority as prior submittals. Due to the fast-track nature of this proposal, however, the production value of the draft documents may be slightly compromised. The Navy is certain that by the time the final submittals are due, the quality of the documents will be up to the same high standards that we have been accustomed to.

4. Therefore, the Navy requests the parties to formally concur with the adoption of the above proposal with its underlying assumptions. If the Parties unanimously agree to adopt the proposal and to acknowledge the precarious nature of the proposed schedule, then the Navy hereby withdraws its notice of dispute.

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5. If the parties do not unanimously agree to the adoption of the proposal, we propose that the DRC representatives convene within the next 7 days in furtherance of the requirements of Section 12, *Dispute Resolution*, of the FFA. To facilitate the scheduling of such a DRC meeting, we request the RPM's conduct a telephone conference within the next 3 days to formalize a mutually acceptable meeting date, time, and place.

6. Should you have any questions regarding this matter, the point of contact is Commander, Western Division, Naval Facilities Engineering Command Attn: Raymond Chiang, Code 1811RC, (415) 244-2554.

Original signed by

MICHAEL A. MIGUEL
By direction

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