



DEPARTMENT OF THE NAVY

NORTHERN DIVISION  
NAVAL FACILITIES ENGINEERING COMMAND  
10 INDUSTRIAL HIGHWAY  
MAIL STOP, #82  
LESTER, PA 19113-2090

5090 IN REPLY REFER TO  
Ser 2117/1823/dec

MAY 05 1994

VIA FACSIMILE AND OVERNIGHT MAIL

Ms. Mary Sanderson  
Federal Facilities Superfund Section Chief  
U.S. Environmental Protection Agency  
Region I  
JFK Federal Building  
Boston, MA 02203-2211

Re: Assessment of Stipulated Penalties for Alleged Non-  
Compliance with the Federal Facilities Agreement for the  
Naval Education and Training Center, Newport, Rhode Island

Dear Ms. Sanderson:

Pursuant to Section 22.2 of the subject Federal Facilities Agreement (FFA), the Navy hereby invokes Dispute Resolution on the question of whether the violation did in fact occur as alleged in EPA's letter to the Navy dated May 4, 1994. In the event that this dispute cannot be resolved informally under Section 13.2 of the FFA, the Navy shall submit to the other parties a written statement of dispute in accordance with Section 13.3, "Formal Dispute Resolution".

Sincerely,

*R.W. Warner*

*for* A. E. HARING  
Environmental Restoration Branch Head  
By direction

Copy to:  
EPA, Andy Miniuks  
RIDEM, Mr Paul Kulpa  
NETC Newport, Mr Brad Wheeler, Code 40E

Copy to:  
Code 18  
Code 182  
Code 1823  
Code 1823/DEC  
Code 1822/TB  
Code 1831/SH  
Code 09C/KH  
Team C