



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

217/782-9720

July 26, 2006

CERTIFIED MAIL #70042510000185939820
RETURN RECEIPT REQUESTED

CERTIFIED MAIL #7004251000185939837
RETURN RECEIPT REQUESTED

U.S. Department of Energy
Dr. Joanna Livengood, Manager
Fermi Site Office
Post Office Box 2000
Batavia, Illinois 60510

Dr. Pier J. Oddone, Director
Fermi National Accelerator Laboratory (URA)
Post Office Box 500
Batavia, Illinois 60510

**Re: Compliance Commitment Acceptance, Violation Notice: W-2006-00019
Facility I.D.: ILU000798-Fermilab-Batavia**

Dear Dr. Livengood and Dr. Oddone:

The Illinois Environmental Protection Agency ("Illinois EPA") **accepts** the Compliance Commitment Agreement ("CCA") you have proposed on behalf of the Department of Energy Fermi National Accelerator Laboratory ("Fermilab") dated May 2, 2006 and the supplemental information submitted on June 27, 2006 in response to the Violation Notice dated March 16, 2006.


Failure to fully comply with each of the commitments and the schedules for achieving each commitment as contained in the CCA may, at the sole discretion of the Illinois EPA, result in referral of this matter to the Office of the Attorney General, the State's Attorney or the United States Environmental Protection Agency.

The CCA does not constitute a waiver or modification of the terms and conditions of any license or permit issued by the Illinois EPA or any other unit or department of local, state or federal government or of any local, state or federal statute or regulatory requirement. All required permits or licenses necessary to accomplish the commitments stated above and comply with all local, state or federal laws, regulations, licenses or permits must be acquired in a timely manner. The need for acquisition of any licenses or permits does not waive any of the times for achieving each commitment as contained in the CCA.

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Questions regarding this matter should be directed to Barb Conner at 217/782-9720. Written communications should be directed to Beverly Booker at the Illinois Environmental Protection Agency, Bureau of Water, CAS #19, P.O. Box 19276, Springfield, IL 62794-9276, and all communications shall include reference to your Violation Notice Number W-2006-00019.

Sincerely,


Michael S. Garretson, Manager
Compliance Assurance Section
Bureau of Water

cc: Sally Arnold, U.S. Department of Energy