



ACQUISITION AND  
TECHNOLOGY

OFFICE OF THE UNDER SECRETARY OF DEFENSE

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WASHINGTON, DC 20301-3000

OCT. 12 2001

Ms. Marianne L. Horinko  
Assistant Administrator,  
Office of Solid Waste and Emergency Response  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N. W.  
Washington, DC 20460

Dear Ms. Horinko:

The Department of Defense appreciates the opportunity provided by your agency to review EPA's Formerly Used Defense Sites (FUDS) Policy. We feel this document is more appropriate than the earlier version reviewed informally in 2000, nonetheless, we recommend revisions to the policy that we believe reflect the collaborative working relationship between EPA, States, Tribes, and DoD fostered by the FUDS Improvement Initiative Workgroup. We crafted recommended changes to incorporate concepts and products, such as the statewide Management Action Plans (MAPs) and lead regulator issue paper, developed by the workgroup over the past year. We believe that enforcement should be a last resort, exercised only after all cooperative efforts fail. A dispute resolution process, involving the leadership of the agencies, can be more effective in resolving any differences between Federal Agencies.

EPA, State, and Tribal workgroup participants all acknowledge that the Army's FUDS Improvement Initiative has been a worthwhile and productive process. We plan to continue to build upon our successes over the coming year, and hope that EPA will join us in our efforts to improve our program. Our annotated comments to your policy, in bolded text, incorporate this approach.

We are available to meet at your convenience to discuss our comments. My points of contact on this matter are Mr. Kurt Kratz, (703) 697-5372, and Ms. Sandra Cotter (703) 697-9793.

Sincerely,

John Paul Woodley, Jr.  
Assistant Deputy Under Secretary of Defense  
(Environment)

