



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

LOUIS DENETSOSIE
ATTORNEY GENERAL

HARRISON TSOSIE
DEPUTY ATTORNEY GENERAL

September 23, 2010

Sara Goldsmith, Assistant Regional Counsel
U.S. EPA Region 9
Office of the Regional Counsel (ORC-3)
75 Hawthorne Street
San Francisco, CA 94105

Re: Request for Assistance

Dear Ms. Goldsmith:

In accordance with your phone message, and e-mail, I am providing you with the following request for assistance on behalf of the Navajo Nation.

REQUEST FOR FEDERAL ACTION

The Navajo Nation ("Requesting Entity") requests assistance from the United States Environmental Protection Agency, Region 9 ("EPA") to conduct a removal action within the Navajo Nation at a site commonly referred to as the Skyline Mine, located within the Oljato Chapter of the Navajo Nation. This action request is contingent upon the selection of a temporary, interim remedy that involves excavation of contaminated materials at the site and disposal of those contaminated materials in a fully containerized, lined and capped cell at or in the immediate vicinity of the site.

By making this Request, the Navajo Nation recognizes that with respect to this removal action EPA, or any other federal agency acting in conjunction with or on behalf of EPA, may use its authority under the Comprehensive Environmental Response Compensation and Liability Act ("CERCLA"), 42 U.S.C. §9601, et seq., the National Oil and Hazardous Substance Pollution Contingency Plan ("NCP"), 40 C.F.R. Part 300, or any other federal statute, regulation or response program, to respond to and recover costs incurred in response to releases or threats of releases of pollutants and contaminants as deemed necessary in EPA's sole discretion to abate an imminent and substantial endangerment to public health or welfare or the environment at the location stated above. The signatory of this request is authorized to make this request.

Very truly yours,

NAVAJO NATION DEPARTMENT OF JUSTICE
LOUIS DENETSOSIE, ATTORNEY GENERAL

A handwritten signature in cursive script that reads "David A. Taylor". The signature is written in dark ink and is positioned below the typed name of the attorney general.

David A. Taylor, Principal Attorney
NATURAL RESOURCES UNIT

DAT/dt
c. Harrison Karr