

Sollenberger, Dennis

From: Taylor, Torre - *PSME*
Sent: Tuesday, June 30, 2009 9:16 AM
To: Jenny Goodman
Cc: Sollenberger, Dennis
Subject: RE: Information

Thanks Jenny,

Hope you had good weather for your outing!

I didn't get this - our system seems really weird lately. Right now, we're putting together our responses to the comments; we'll be meeting this afternoon. I think we're ok for now. If anything comes up out of the meeting, we'll be in touch.

To date, we still only have the 5 comments; the comment period closed on June 26, so we're done unless we get a straggler that is dated before the closing date. Just to make sure you have what we can give you: I sent 3 of them to you and the MLs for Shieldalloys last Friday. The 5th comment got lost in the system and our ADM folks that deal with the comments is processing it expeditiously - I'll send it as soon as I can.

Torre

-----Original Message-----

From: Jenny Goodman [mailto:Jenny.Goodman@dep.state.nj.us]
Sent: Tuesday, June 30, 2009 9:07 AM
To: Taylor, Torre
Subject: Fwd: Information

Torre,
Pat sent this, but apparently it didn't go through. Do you need anything else from us?
Jenny

>>> Patricia Gardner 6/24/2009 1:09 PM >>>
Dennis and Torre -
Jenny asked that I get back to you with the following:

According to Alice Previte (DAG)
Under the Administrative Procedure Act, a challenge alleging that the agency did not comply with the APA must be filed within a year of the effective date of the rules.

The effective date is publication in the NJ Register (September 15, 2008).

Attached is Subchapter 12. The section that talks about revisiting previously decommissioned sites is provision 12.4(d).

Pat

M/100