

From: [Phil Rutherford](#)
To: "[Berg, Thanne@DTSC](#)"
Cc: "[Butler, Katherine@DTSC](#)"; "[DTSC_SSFLCleanup](#)"; "[Mathias, Mindy@DTSC](#)"; "[Miller, Elena@DTSC](#)"; "[Williams, Seth@DTSC](#)"; "[Lichtig, Scott@EPA](#)"; "[Mathews, Alana@EPA](#)"; "[Becker, Steven@DTSC](#)"; "[Higginson, E. Paige@DTSC](#)"; "[Barclay, Diane@DTSC](#)"
Subject: RE: DTSC and DOE Should Agree to Terminate the 2010 AOC
Date: Friday, May 1, 2026 10:20:43 AM
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)

Thanne,

Thank you for your promise to address my proposal. I appreciate it.

Phil

[Phil Rutherford Consulting](#)
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From: Berg, Thanne@DTSC <Thanne.Berg@dtsc.ca.gov>
Sent: Friday, May 1, 2026 8:39 AM
To: email@philrutherford.com
Cc: Butler, Katherine@DTSC <Katherine.Butler@dtsc.ca.gov>; DTSC_SSFLCleanup <DTSC_SSFLCleanup@dtsc.ca.gov>; Mathias, Mindy@DTSC <Mindy.Mathias@dtsc.ca.gov>; Miller, Elena@DTSC <Elena.Miller@dtsc.ca.gov>; Williams, Seth@DTSC <Seth.Williams@dtsc.ca.gov>; Lichtig, Scott@EPA <scott.lichtig@calepa.ca.gov>; Mathews, Alana@EPA <alana.mathews@calepa.ca.gov>; Becker, Steven@DTSC <Steven.Becker@dtsc.ca.gov>; Higginson, E. Paige@DTSC <Paige.Higginson@dtsc.ca.gov>; Barclay, Diane@DTSC <Diane.Barclay@dtsc.ca.gov>
Subject: FW: DTSC and DOE Should Agree to Terminate the 2010 AOC

Mr. Rutherford,

Director Butler has asked me and the Santa Susana Field Lab staff to evaluate your submission. Thank you for providing DTSC and the State of California additional information on this important response action.

Sincerely,
Thanne Berg



Thanne Berg

Deputy Director

Site Mitigation and Restoration Program

700 Heinz Avenue



Berkeley, CA 94710

916-639-9031

Thanne.Berg@dtsc.ca.gov

Department of Toxic Substances Control
California Environmental Protection Agency

From: Phil Rutherford <email@philrutherford.com>

Sent: Sunday, April 5, 2026 10:19 PM

To: secretary@hq.doe.gov; Butler, Katherine@DTSC <Katherine.Butler@dtsc.ca.gov>

Cc: president@whitehouse.gov; EM@hq.doe.gov; ighotline@hg.doe.gov; 'Mengers, Joshua' <Joshua.Mengers@emcbc.doe.gov>; etec@emcbc.doe.gov; Garcia, Yana@EPA <yana.garcia@calepa.ca.gov>; Becker, Steven@DTSC <Steven.Becker@dtsc.ca.gov>; DTSC_SSFLCleanup <DTSC_SSFLCleanup@dtsc.ca.gov>; Mathias, Mindy@DTSC <Mindy.Mathias@dtsc.ca.gov>; Brosnan, Tanya@DTSC <Tanya.Brosnan@dtsc.ca.gov>; Movlay, Patrick@DTSC <Patrick.Movlay@dtsc.ca.gov>; Lincoln, Julie@DTSC <Julie.Lincoln@dtsc.ca.gov>; Minas Masihi, Anaeis@DTSC <Anaeis.MinasMasihi@dtsc.ca.gov>; Miller, Elena@DTSC <Elena.Miller@dtsc.ca.gov>; Higginson, E. Paige@DTSC <Paige.Higginson@dtsc.ca.gov>

Subject: DTSC and DOE Should Agree to Terminate the 2010 AOC

Dear Secretary Wright and Director Butler,

I write to you today to raise your awareness of the unacceptable conflict between the State of California and the federal government over radiologic cleanup requirements for the DOE's Energy Technology Engineering Center (ETEC) at the Santa Susana Field Laboratory (SSFL) in Ventura County, California.

For over 15 years ETEC has conducted environmental remediation and nuclear decommissioning under a state-ordered Administrative Order on Consent (AOC). This AOC is in clear conflict with both past federal practice and with current federal actions resulting from Presidential Executive Order 14300.

I respectfully request that DTSC and DOE agree to terminate the

2010 AOC and replace it with more conventional remedies in line with the rest of the U.S.

Please see attached or online letter at

https://philrutherford.com/SSFL/2010_AOC/2026-04-06_Open_Letter_to_Wright_and_Butler.pdf

Sincerely,

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