

FOIA OFFICE

3/2/00

US NUCLEAR REGULATORY

COMMISSION (NRC)

X 5130

WASH. DC. 20555 0001

FOI/PA REQUEST

Case No: 2000-0157

Date Recd: 3-3-00

Action Off: Bureau

Related Case:

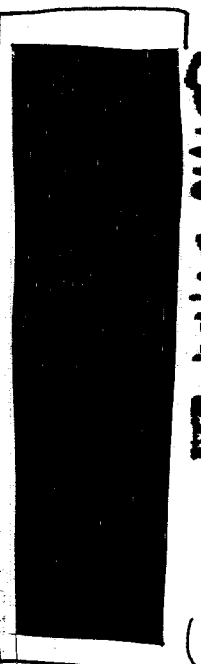
HELLO, WOULD RESPECTFULLY

REQUEST PURSUANT TO 5 USC 552:

1) "MOAB uranium mill TRANSFER  
AGREEMENT" EXISTED BY (OR REFER-  
RED TO AS BINDING) THE "DECEMBER  
1, 1999..." ORDER CONFIRMING"  
REFER'D TO BY ATTACH'D 2/17/00  
ESSIG to MATHESS.

2) THE COPY OF THE "DECEMBER 1, 1999"  
ITSELF AS SERVED ON THE COMMISSION  
ITSELF.

JOHN DARRIE



ENCL. AS STATED \*

*unclassified 3/2 FOIA REQUEST*



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

February 17, 2000

David Mathes  
EM-45  
U.S. Department of Energy  
19901 Germantown Road  
Cloverleaf Building  
Germantown, MD 20874-1290

UTAH PUBLIC LIBRARY  
JTH 1st EAST  
SALT LAKE CITY, UTAH 84143  
(313) 259-5421

SUBJECT: TRANSFER OF ATLAS LICENSE TO TRUST

Dear Mr. Mathes:

This is to notify you that the U.S. Nuclear Regulatory Commission (NRC) transferred license number SUA-917 from the Atlas Corporation to the Moab Mill Reclamation Trust (Trust), effective December 30, 1999. The trustee is William Abington, in his capacity as a partner of PricewaterhouseCoopers, LLP (PWC). The license is for the former uranium milling facility and mill tailings pile near Moab, Utah. On September 22, 1998, Atlas filed a petition for relief under Chapter 11 of the U.S. Bankruptcy Code. Discussions among Atlas, NRC, and the State of Utah led to the development and signing of the Moab Uranium Mill Transfer Agreement, which provides for the transfer of the mill site and NRC license to a trust, the trustee of which would maintain the site and carry out remediation pursuant to NRC regulations and the terms and conditions of NRC license SUA-917. The agreement was submitted to the bankruptcy court for approval on April 29, 1999. On December 1, 1999, the court issued an order confirming the reorganization of the Atlas Corporation, which includes the agreement on the Moab mill site.

As the NRC licensee for the Moab site, the Trust should receive all future payments by the U.S. Department of Energy pursuant to Title X of the Energy Policy Act of 1992, including amounts owed for past claims with the exception of payment of the disputed claim for dismantling performed by American Reclamation and Dismantling Inc. The settlement agreement calls for Atlas Corporation to continue pursuing that claim and sharing fifty percent of the net recovery with the Trust.

The trustee can be contacted through Keith E. Eastin of PWC, who can be reached at (713) 356-4000. If you have any questions, please contact me or Myron Fliegel, the NRC project manager for this site. I can be reached at (301) 415-7238 and Dr. Fliegel at (301) 415-6629.

Sincerely,

Thomas H. Essig, Chief  
Uranium Recovery and  
Low-Level Waste Branch  
Division of Waste Management  
Office of Nuclear Material Safety  
and Security

\*  
*with 42cc of information as required 3/2/00*