

411 East Wisconsin Avenue Milwankee, Wisconsin 53202-4497 Tel 414.277.5000 Fax 414.271.3552

Chicago (Quarles & Brady u.c) Madison Naples Phoenix West Palm Beach

Attorneys at Law inc

Direct Dial: 414/277-5527 Internet: KAM@quarles.com

June 28, 2000

www.quarles.com

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Carol Ann Reed Freedom of Information Officer U.S. Nuclear Regulatory Commission Mail Stop T-6 D8 Washington D.C., 20555-0001

RE: FOIA -- Hartley & Hartley Landfill, State of Michigan Owned Portion

Dear Ms. Reed:

I hereby request in accordance with the Freedom of Information Act (5 U.S.C. § 552,40 C.F.R. Part 2) disclosure from the United States Nuclear Regulatory Commission of the following material:

All correspondence, records of communications, reports, and submittals sent by the Nuclear Regulatory Commission to the State of Michigan from 1998 to present regarding any aspect of the potential Thorium contamination, environmental remediation of hazardous substances, or any other type of contamination at or potentially emanating from the State owned portion of the Hartley & Hartley Site. (This may be Docket No. 40-9015).

We are particularly looking for any response(s) that you have sent to the State regarding their latest investigation at the State Site in which they punched holes in the landfill cap to try to locate the thorium so as to excavate it and send it off site. As you might expect, as a next door neighbor, and owner of the rest of the closed Hartley & Hartley Landfill, we have a deep interest in this investigation and would like to obtain all of the correspondence between you and the State of Michigan on that subject.

I agree to pay any reasonable charges incurred while proceeding with this request, including search time and copying charges. If it looks as if the charges will exceed \$300.00, please call me at 414-277-5527 to obtain further authorization. Thank you for your cooperation and attention to this request. I will be copying the people who

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are located in the Illinois office who have previously handled the State owned portion of the Hartley & Hartley Site for their convenience in case you will be requesting it of them for their response.

Sincerely,

QUARLES & BRADY LLP

Katie A. Moertl

KAM/rjg

CC:

Jim Forney

Phill Mazor