



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6
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JAN 25 2001

40-8907

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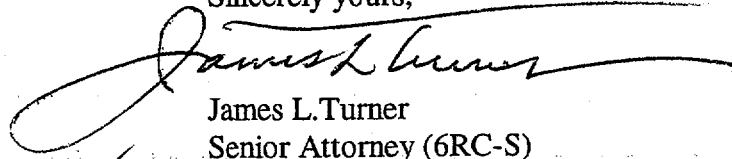
Re: *United States v. United Nuclear Corporation*, C.A. No. 91-983-JC (D.N.M.)

Dear Mr. Bielawski:

On or about September 8, 1993, the U.S. District Court for the District of New Mexico found United Nuclear Corporation (UNC), a subsidiary of UNC Incorporated (UNC Inc.), liable for response costs incurred by the United States Environmental Protection Agency (EPA) in connection with the UNC Church Rock, New Mexico Superfund Site (the site) pursuant to the Comprehensive Environmental Response, Compensation & Liability Act (CERCLA), 42 U.S.C. § 9601 *et seq.* Although UNC was adjudged liable for approximately \$2,501,948.91 in CERCLA response costs, the United States Attorney's office was only able to collect \$2,326,175.54 from garnishee Merrill, Lynch on the account of UNC. According to our information, there was over a \$222,000.00 balance due in 1998 at the time the United States Attorney returned the file to EPA for surveillance. (This figure does not include EPA CERCLA response costs incurred at the site subsequent to the 1993 judgment, although it does include accrued interest.)

In that regard, I am in the process of reviewing documents furnished to me by the United States Nuclear Regulatory Commission (NRC) that were submitted by you as counsel for UNC Inc. in August 1997, in connection with the UNC NRC license at the site and the merger agreement of UNC Inc. and Greenwich Air Services, Inc. However, the merger agreement is missing schedules, including significant attachments that I would like to review. Specifically, these documents are Schedule 1.84 (or 1.38B) (UNC Inc. Subsidiaries List), Schedule 1.53B (or 1.26B) (UNC Inc. Partnerships List), and Schedule 5.8 (UNC Inc. Litigation). I would appreciate your providing me with copies of these three schedules to the merger plan at your earliest convenience. If you have any questions, please call me at (214) 665-3159. My electronic mail address via the internet is Turner.James@epa.gov. Thank you for your assistance.

Sincerely yours,



James L. Turner
Senior Attorney (6RC-S)

cc: Ken Hooks, NRC

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