

*Myron Flieger
12/18/01*

From: "Fred Nelson" <FNELSON.ATKEY01@att.state.ut.us>
To: <mes@nrc.gov>, <mhf1@nrc.gov>, <david.lashway@shawpittman.com>, <james.p.langley@us.pwcglobal.com>
Date: 12/18/01 2:29PM
Subject: Added language for Release Agreement

David,

Per our conversation this morning, it is understood that PWC has no objection to adding the whereas language concerning the letter from PWC to DOE and making the changes to Paragraph 4. As an alternative to paragraph 3, it is proposed that the following language be included in the Receipt and Release Agreement. This language has not been reviewed by NRC. Also to be included will be the following language concerning the records. I am copying NRC at the same time I am sending you this language so that parties can review it and be ready to discuss it in tomorrow's conference call:

Add two paragraphs:

"3. It is recognized by the Trustee, NRC, and the State, that the responsibilities and liabilities of the Trust, Trustee, NRC and the State are identified in the Trust Agreement and any future issues in that regard will be resolved by reference to the language in the Trust Agreement. "

"5. The NRC and the State direct that:

- a. All technical and operations related records shall be transferred to the U.S. Department of Energy, Grand Junction Office.
 - b. All personnel related records, including employee dosimetry records, shall be delivered to the Utah Department of Environmental Quality at the following address:
Mr. Dan Brentel
Director, Human Resource Management
Utah Department of Environmental Quality
168 North 1950 West
Salt Lake City, UT 84114-4810
 - c. All technical and operations related records of the Trustee not already provided to DOE shall be transferred immediately to the U.S. Department of Energy, Grand Junction Office.
 - d. All remaining records can be destroyed or returned to the Atlas Corporation.
- The Trustee assumes no further responsibility for the Atlas Corporation records."

CC: "Bill Sinclair" <BSINCLA1@deq.state.ut.us>, "Loren Morton" <LMORTON@deq.state.ut.us>

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