



WASTE MANAGEMENT

700 56th Avenue
Zeeland, MI 49464
(616) 688-5777
(616) 688-5781 Fax

December 22, 2004

Gene Bonano
U.S. NRC Region III
2443 Warrenville Road
Suite 210
Lisle, IL 60532-4352

Subject: November 30, 2004 Telephone Conversation with
Dave Nelson and the December 16, 2004 Federal Register Notice
Hartley & Hartley Landfill, Kawkawlin, Michigan

Dear Mr. Bonano;

During the July 17, 2004 site visit for the above referenced and licensed facility, Phillip M. Mazor, Remedial Projects Manager, Waste Management, Inc. verbally notified the U.S. Nuclear Regulatory Commission (NRC) that a past corporate name change of the owner of the Hartley & Hartley Landfill (SUC-1565) was not reflected on the license. As a result of this discussion with Dave Nelson and you, Mr. Nelson requested that a request for a license amendment be submitted to the NRC reflecting the property owner name change pursuant to 10 CFR Part 40.

The request for a licensee name change was submitted to the NRC on August 9, 2004 (attached). The letter requested that the name on the license (SUC-1565) be changed to reflect the 1999 merger of SCA Services, Inc., into S.C. Holdings, Inc. under the name of SC Holdings, Inc. The purpose of this letter is to reiterate that the license (SU-1565) was not ...“transferred, assigned, or in any manner disposed of...through transfer of control of any license to any person ...”

The license application was submitted by SCA Services in 1994, and the license was subsequently issued by the NRC to SCA Services in 1995. In 1999, SCA Services was merged into SC Holdings Inc., with SC Holdings, Inc. as the surviving corporate name. Thus, the sole purpose of the August 9, 2004, request was to respond to Mr. Nelson's request and get the correct corporate legal name on the license.

As a result of the merger, SCA Services went from being a wholly-owned subsidiary of SC Holdings, Inc. to being part of SC Holdings, Inc. which remains a wholly-owned subsidiary of Waste Management. The deed for the property has not been changed

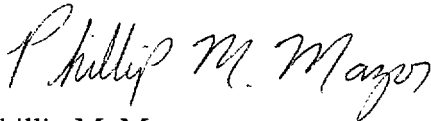
DEC 28 2004

(grantee remains SCA Services, Inc.), however the legal owner is SC Holdings, Inc. due to the merger.

The control and administration of the license has always remained, from issuance to the present, with the same Radiation Safety Officer, Phillip M. Mazor, a corporate employee of Waste Management, Inc.-Closed Sites Management Group. There has not been a "...transfer of control of any license to any person..." and ownership and control has not changed since the issuance of the license SUC-1565.

Please advise if the August 9, 2004, submittal is sufficient to update the name or if a Form 313 is required (in which case the name in Box 2 would be changed to "SC Holdings, Inc., f/k/a SCA Services, Inc." with no other changes). Please contact me at 616.688.5777, Ext. 17.

Respectfully,

A handwritten signature in cursive script that reads "Phillip M. Mazor".

Phillip M. Mazor
Remedial Projects Manager

Attachment

cc: Jim Forney (WMI)
Rachel Schneider (Quarles & Brady)
Linda Hicken (RMT)



AUTUMN HILLS RECYCLING & DISPOSAL FACILITY

700 56th Avenue
Zeeland, MI 49464
(616) 688-5777
(616) 688-5781 Fax

August 9, 2004

Mr. David Nelson
Project Manager
Materials Decommissioning Section
Decommissioning Directorate
Division of Waste Management and Environmental Protection
U.S. Nuclear Regulatory Commission
Mail Stop T-7F27
Washington DC 20555

**Subject: License Amendment to Update Site Ownership
SCA Hartley & Hartley Landfill Site, Kawkawlin Township, Michigan
NRC Source Material License No. SUC-1565**

Dear Mr. Nelson:

On behalf of SC Holdings, Inc., I am writing to request that the USNRC amend Source Material License No. SUC-1565 to reflect the current corporate ownership of the SCA Hartley & Hartley Landfill Site. The license was issued to SCA Services by the USNRC in 1995. In 1999, SCA Services was merged with and into SC Holdings, Inc., as documented in Attachment A. SC Holdings, Inc., therefore requests that the License be amended to accurately reflect the name of the current site owner as SC Holdings, Inc. (the Decommissioning Plan for this site, which was submitted to the USNRC in November 2003, correctly states that the current owner of the property is SC Holdings, Inc.). Documentation of the current financial assurance document is contained in Attachment B. The current financial assurance document recognizes the name change from SCA Services to SC Holdings, Inc.

Please call me at (616) 688-5777, extension 17, if you have any questions about this request.

Respectfully,


Phillip M. Mazon
Remedial Projects Manager

Attachments:

Attachment A – Documentation of the merger of SCA Services into SC Holdings, Inc.
Attachment B - Documentation of financial assurance for SC Holdings, Inc.

cc: Jim Forney, Waste Management, Inc.
Rachel Schneider, Quarles & Brady
Linda Hicken, RMT, Inc.

“ATTACHMENT A”

State of Delaware
Office of the Secretary of State

PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"SCA SERVICES, INC.", A DELAWARE CORPORATION,

WITH AND INTO "SC HOLDINGS, INC." UNDER THE NAME OF "SC HOLDINGS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF PENNSYLVANIA, WAS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-SECOND DAY OF DECEMBER, A.D. 1999, AT 1 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE AFORESAID CORPORATION SHALL BE GOVERNED BY THE LAWS OF THE STATE OF PENNSYLVANIA.



Edward J. Freel

Edward J. Freel, Secretary of State

0725402 8330

99156180Z

AUTHENTICATION:

0164761

DATE:

12-27-99

State of Delaware
Office of the Secretary of State PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"SCA SERVICES, INC.", A DELAWARE CORPORATION,
WITH AND INTO "SC HOLDINGS, INC." UNDER THE NAME OF "SC HOLDINGS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF PENNSYLVANIA, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-SECOND DAY OF DECEMBER, A.D. 1999, AT 1 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Edward J. Freel

Edward J. Freel, Secretary of State

3148273 8100M

991554894

AUTHENTICATION: 0161535

DATE: 12-23-99

STATE OF DELAWARE
SECRETARY OF STATE
DIVISION OF CORPORATIONS
FILED 01:00 PM 12/22/1999
991556894 - 2725602

CERTIFICATE OF OWNERSHIP AND MERGER
OF
SCA SERVICES, INC.,
(a Delaware corporation)
INTO
SC HOLDINGS, INC.,
(a Pennsylvania corporation)

It is hereby certified that:

1. SC Holdings, Inc. (hereinafter sometimes referred to as the "Corporation") is a business corporation of the State of Pennsylvania.
2. The Corporation is the owner of all of the outstanding shares of stock of SCA Services, Inc., which is a business corporation of the State of Delaware.
3. The laws of the jurisdiction of organization of SC Holdings, Inc. permit the merger of a business corporation of that jurisdiction with a business corporation of another jurisdiction.
4. The Corporation hereby merges SCA Services, Inc. into the Corporation.
5. The following is a copy of the resolutions adopted on Dec 17, 1999 by the Board of Directors of the Corporation to merge the said SCA Services, Inc. into the Corporation:

RESOLVED that SCA Services, Inc. be merged into this Corporation, and that all of the estate, property, rights, privileges, powers, and franchises of SCA Services, Inc. be vested in and held and enjoyed by this Corporation as fully and entirely and without change or diminution as the same were before held and enjoyed by SCA Services, Inc. in its name.

RESOLVED that this Corporation assume all of the obligations of SCA Services, Inc.

RESOLVED that this Corporation does hereby agree that it may be served with process in the State of Delaware in any proceeding for enforcement of any obligation of SCA Services, Inc., as well as for enforcement of any obligation of this Corporation arising from the merger herein provided for; does hereby irrevocably appoint the Secretary of State of the State of Delaware as its agent to accept service of process in any such proceeding; and does hereby specify the following address without the State of Delaware to which a copy of such process shall be mailed by the Secretary of State of the State of Delaware: 1001 Fannin, Suite 4000, Houston, Texas 77002.

RESOLVED that this Corporation shall cause to be executed and filed and/or recorded the documents prescribed by the laws of the State of Delaware, by the laws

“ATTACHMENT B”



AUTUMN HILLS RECYCLING & DISPOSAL FACILITY

700 56th Avenue
Zeeland, MI 49464
(616) 688-5777
(616) 688-5781 Fax

February 2, 2004

Mr. Thomas Fredrichs
Facilities Decommissioning Section
Mail Stop T7F27
Office of Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Subject: Financial Assurance
Hartley and Hartley Site
Materials License SUC-1565

Dear Thomas;

I have enclosed for your files, an original of the financial assurance mechanism that is currently in place for the Hartley and Hartley site. The policy is held with National Guaranty Insurance Company of Vermont, the policy # is CPCH95-0002, and the endorsement #7 covers the period 3/31/04 through 3/31/05.

If you have any questions regarding the current financial assurance mechanism, I may be contacted at 616.822.3031 or 616.688.5777 ext. 17.

Respectfully,

A handwritten signature in cursive script that reads 'Phillip M. Mazor'.

Phillip M. Mazor
Remedial Projects Manager

Cc: Jim Forney (WMI)
Rachel Schneider (Quarles & Brady)

NATIONAL GUARANTY INSURANCE COMPANY OF VERMONT
100 Bank Street, Suite 610
Burlington, VT 05401

Certified True & Correct Copy

Yum 1/21/04

ENDORSEMENT

ENDORSEMENT #: 7
NAME OF INSURED: SCA Services, Inc.
ADDRESS OF INSURED: 2370 South Two Mile Road
Kawkawlin, Michigan 48631
POLICY NO.: CPCH95-0002
DATE OF ENDORSEMENT: 01/21/04

Effective 03/31/04, it is hereby understood and agreed that this policy's Closure Coverage amount is decreased from \$5,000,000.00 to \$1,900,000.00.

It is also, hereby understood and agreed that the Named Insured is changed from SCA Services, Inc. to SC Holdings, Inc.

Additionally, this policy is extended from 03/31/04 to 03/31/05.

The premium amount charged for this renewal period is \$5,225.00.
The premium tax amount charged on this premium is \$130.63.

All other terms and conditions remain unchanged.

Rinda M. Murphy
Authorized Representative

1/21/04
Date

Coverage for acts of terrorism is included in this policy. Any losses caused by certified acts of terrorism would be partially reimbursed by the United States under a formula established by federal law. Under this formula, the United States pays 90% of the covered terrorism losses exceeding the statutorily established deductible paid by the insurance company providing the coverage. The portion of the above stated premium that is attributable to coverage for acts of terrorism is \$0.00.