



R. Clancey
FILED

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

OCT 10 1994

IN THE MATTER OF THE BOND)
FORFEITURE PROCEEDINGS)
AGAINST THE BOND OF)
AMERICAN NUCLEAR CORPORATION)
PERMIT NO. 352)

DOCKET NO. 2557-94

Terri A. Lorenz, Acting
Environmental Quality C

Copy to Len
Route 4, De

Don

ORDER FOR BOND FORFEITURE

Jan 10-13-94 Copy to Ken He
NRC-WACI


This matter came before the Wyoming Environmental Quality Council pursuant to a request of the Department of Environmental Quality for approval to seek bond forfeiture against American Nuclear Corporation (ANC), which holds Permit No. 352, and an objection to the bond forfeiture proceeding by Amwest Surety Insurance Company (Amwest), the party which posted a surety bond to satisfy a portion of ANC's reclamation performance bond requirement.

The Council scheduled a hearing on August 26, 1994. Amwest appeared and was represented by David K. Kerr, Esquire. The Department appeared and was represented by Thomas A. Roan, Senior Assistant Attorney General. Prior to the commencement of the hearing, the parties informed the Council that there was no factual issue which required the presentation of evidence. The parties offered to prepare a written stipulation to reflect their agreement as to the facts. Subsequently, the parties submitted a stipulation which reflects the parties' agreement regarding all issues.

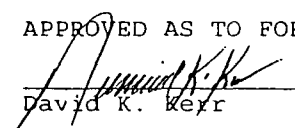
The Council, having considered the parties' stipulation and having been otherwise fully informed
ORDERS that the bond posted by American Nuclear Corporation for permit 352, totaling \$3,213,254.93, is hereby forfeited, pursuant to the terms of the parties' Stipulation, which is incorporated herein by this reference.

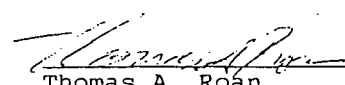
DATED this 5 of October, 1994.

WYOMING ENVIRONMENTAL
QUALITY COUNCIL


Chairman

APPROVED AS TO FORM:


David K. Kerr


Thomas A. Roan

CERTIFICATE OF SERVICE

I, Terri A. Lorenzon, certify that at Cheyenne, Wyoming, on the 10th day of October, 1994, I served a copy of the foregoing ORDER by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to:

David K. Kerr
Weller Friedrich
P. O. Box 6178
Denver, CO 80206

and also to the following persons via interoffice mail:

Dennis Hemmer, Director
Department of Environmental Quality
122 W. 25th Street, Herschler Building
Cheyenne, WY 82002

Richard Chancellor, Acting Administrator
Land Quality Division
Department of Environmental Quality
122 W. 25th Street, Herschler Bldg.
Cheyenne, WY 82002

Thomas A. Roan
Assistant Attorney General
Attorney General's Office
123 Capitol Building
Cheyenne, WY 82002



Terri A. Lorenzon
TERRI A. LORENZON, Attorney
Environmental Quality Council
2301 Central Avenue, Rm. 407
Cheyenne, WY 82002
Tel: (307) 777-7170