



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 )

done 10-13-94  
DOCKET NO. 2557-94  
Terri A. Lorenzon, Atty  
Environmental Quality C  
RAC  
Copy to Len  
Route to Dr  
JDR

Received  
10/24/94  
KRR

ORDER FOR BOND FORFEITURE Jan 10-13-94 Copy to Ken He  
I D NAC-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 10<sup>th</sup> 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



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