

RAS 2463

Goldberg, Kamin & Garvin

Attorneys at Law

1806 Frick Building

437 Grant Street

Pittsburgh, PA 15219-6101

Edward I. Goldberg
Samuel P. Kamin
Robert J. Garvin
David A. Neely
David A. Wolf
Jonathan M. Kamin

(412) 281-5227

(412) 281-1119

Fax (412) 281-1121

Counsel To The Firm
Stuart E. Savage

Of Counsel
Robert W. Mandell
Frank J. Pistella

December 1, 2000

Randolph T. Struk, Esquire
Thorp Reed & Armstrong, LLP
One Riverfront Center
20 Stanwix Street
Pittsburgh, PA 15222-4895

In Re: Removal of Rolloff Boxes from Molycorp Site

Dear Mr. Struk:

On November 9, 2000 I forwarded to you a letter concerning the dumping of the radioactive contents of rolloff boxes at the Molycorp site. As set forth in my letter, I was concerned that this procedure was contrary to that of the protocols explained to Canton Township at the joint meeting held at Molycorp in October. On November 10, 2000 I received a telephone call from you and Mr. John Asburn of Unocal stating that there had been a last minute change of protocol, and that the same had been approved by the NRC and the Pa DEP. During the course of this conversation, I requested that you forward to me written confirmation of the same and copies of the approval letters from both the NRC and the Pa DEP authorizing the change in protocols.

To date, I have not received your written confirmation setting out the change in protocols nor have I received copies of the NRC and Pa DEP letters authorizing the removal of the radioactive material from the rolloff boxes by dumping the same on site, open to the air, without sedimentation erosion control or other containment methods.

Additionally, it has also now come to my attention that Molycorp employees were allegedly shoveling material out of the rolloff boxes without the benefit of protective equipment, including suits and protective face masks.

As we have stated previously, Canton Township is concerned about the health, welfare and safety of its citizens as well as those employed by Molycorp. I am again requesting a copy of the NRC and Pa DEP written approvals authorizing the change in protocols, as well as a

Template = SECY-043

SECY-02

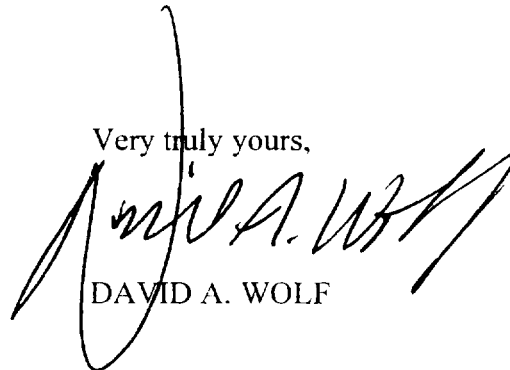
Randolph T. Struk, Esquire
December 1, 2000

Page Two

written explanation of what protocols MolyCorp is following in the removal of the radioactive contents from the rolloff boxes and the burial mound, protection of the water line and all other actions taken by MolyCorp to protect the health, welfare and safety of its employees involved in the same and the citizens of Center Township.

I await your reply.

Very truly yours,

A handwritten signature in black ink, appearing to read "David A. Wolf", is written over the typed name. The signature is fluid and cursive, with a large loop at the end.

DAVID A. WOLF

DAW:tr

cc: Administrative Judge Charles Bechhoefer
Dr. Richard F. Cole
Executive Director for Operations, US Nuclear Regulatory Commission
✓ Secretary, US Nuclear Regulatory Commission
Office of Commission Appellate Adjudication
Lawrence J. Chandler, Esquire
George Dawes, MolyCorp, Inc.
Jeffrey A. Watson, Esquire
Chad Smith
Samuel R. Stockton
Emil Stanish
John T. Hull, Esquire, NRC
Peter Gold, Esquire, EPA (via gold.peter@epa)
Robert C. Williams, P.E., DEE, Assistant Surgeon General
Robert Maiers, Pa DEP
Dr. Kamdesh Sivarajah, PA Department of Health
Samuel P. Kamin, Esquire
Barry Piacenza