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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 20, 2009

Waste Control Specialists LLC
Jeffrey M. Skov, Vice President, Licensing and Regulatory Affairs
5430 LBJ Freeway, Ste. 1700
Dallas TX 75240

Via facsimile (972)448-1419

Re: Information Related to Receipt and Storage of Studsvik Waste under Radioactive
Material License R04971

Dear Mr. Skov:

I am in receipt of your May 11, 2009 submission of information in which Waste Control Specialists LLC (WCS) sets forth its analysis on how receipt and storage of Class B/C Low-Level Radioactive Waste from Studsvik Processing Facility LLC in Erwin, Tennessee (Studsvik Waste) is authorized at WCS' Storage and Processing facility (LN R04971). Staff is currently reviewing WCS' submission.

As discussed with WCS representatives on May 4, 2009, the Texas Commission on Environmental Quality (TCEQ) has not made a determination that acceptance of the Studsvik Waste is authorized under WCS' existing storage and processing license. Please understand that WCS may be subject to enforcement for the receipt of any waste material not authorized in its license.

Additionally, in accordance with License Condition 29.B, WCS is required to notify the executive director in writing at least three working days in advance of initial receipt of waste. The TCEQ urges WCS to promptly notify the TCEQ in accordance with this license condition. Prompt notification will allow TCEQ to advise WCS of its evaluation of WCS' submission prior to any shipment of the Studsvik Waste.


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I appreciate your attention and cooperation on this important regulatory issue. Should you have any questions, you may contact me at (512)239-5537 or Stephanie Bergeron Perdue, Deputy Director for the Office of Legal Services, at (512)239-0615.

Sincerely,



Dan Eden, Deputy Director
Office of Permitting and Registration
Texas Commission on Environmental Quality

cc: Mike Woodward, Hance Scarborough, LLP, 111 Congress Avenue, Suite 500,
Austin, Texas 78701
Stephanie Bergeron Perdue, Deputy Director, Office of Legal Services, Texas
Commission on Environmental Quality, P.O. Box 13087, MC 218, Austin, Texas
78711-3087