

OFFICE OF THE SECRETARY  
CORRESPONDENCE CONTROL TICKET

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ACTION OFFICE: EDO

AUTHOR: Stephen L Kowalewski

AFFILIATION: CA

ADDRESSEE: GOV Arnold Schwarzenegger

SUBJECT: Concerns audit of the Southwestern Low-Level Radioactive Waste Commission and the California Department of Public Health

ACTION: Information

DISTRIBUTION: RF

LETTER DATE: 08/22/2007

ACKNOWLEDGED No

SPECIAL HANDLING: Immediate release to the public via SECY/EDO/DPC

NOTES: Ref: LTR-07-0545

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To: Miller, FSME  
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**THE LAW OFFICE OF  
STEPHEN L. KOWALEWSKI**

2438 Via Camino Ave.  
Carmichael, California 95608  
August 22, 2007

Governor Arnold Schwarzenegger  
State Capitol Building  
Sacramento, CA 95814

Dear Governor Schwarzenegger;

As attorney for the Southwestern Low-Level Radioactive Waste Commission (Commission) it is important that I inform you about how certain members of the California Legislature are, in my opinion, causing a waste of taxpayer dollars, over \$210,800, a figure approaching a quarter of a million dollars.

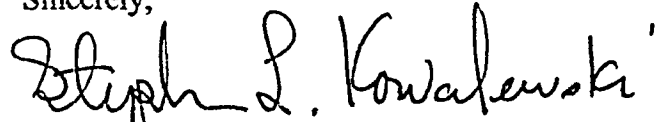
The Committee to Bridge the Gap (CBG) and Sierra Club (SC), assisted by thirteen members of the California Legislature are attacking the Commission (and also the California Department of Public Health (DPH)). The Legislators have initiated an audit of the Commission and DPH by the State Bureau of Audits. A primary allegation is that the Commission is approving petitions, and/or encouraging generators of waste, to export low-activity radioactive waste to landfills in Tennessee. This allegation is without merit, unjustified and false. Regardless, the Bureau of State Audits expects to spend over \$210,800 on this audit.

Generally speaking, "Whistleblowers" perform a valuable service for the Government. However, actions of such entities that cause the Government to needlessly spend taxpayer dollars have other unintended consequences. Legislators, who are misled by such informants, cause the public to lose respect for Government.

Enclosed with this letter is a copy of correspondence I sent to the Chairman of the Nuclear Regulatory Commission, informing him of the activity of the CBG, SC and members of the California Legislature in this regard. A copy is being sent to you for your information. Frankly speaking, a reader of these documents may be amazed and astounded in learning how receptive members of the CA Legislature are to manipulation by the CBG and SC. I certainly was.

I would also like to give you a "heads up." The Bureau of State Audits has asked for and received copies of nine letters sent to you by the Chair of our Commission. The Bureau of State Audits is aware that the Commission has not received a response from you to any of the letters.

Sincerely,



Stephen L. Kowalewski  
Commission Counsel

Enclosure: August 9 Letter to Chairman Nuclear Regulatory Commission (w/67 page enclosure)

cc: AZ, ND, SD - Party State Governors (w/o Enclosure)

✓ Chairman, Nuclear Regulatory Commission (w/o Enclosure)

Director, Department of Public Health (w/o Enclosure)

Southwestern LLRW Commission Members (w/o Enclosure)