

February 17, 2017

BY OVERNIGHT AND ELECTRONIC MAIL

John R. Thornburgh II, Esq.
Skadden, Arps, Slate, Meagher & Flom LLP
1440 New York Avenue, N.W.
Washington, D.C. 20005-2111

RE: *United States of America v. Energy Solutions, et al.*, No. 16-cv-0156-GMS (D. Del.);
NRC File No. TR-17-01.

Dear Mr. Thornburgh:

Enclosed is a DVD containing documents responsive to request nos. 3-4 and 6-8 set forth in the "amended schedule A" provided to the Nuclear Regulatory Commission on February 7, 2017. These documents are bates-stamped NRC 0034 through NRC 1922.

With respect to that portion of request no. 5 that seeks information "regarding the extent to which the amount of Class B and C waste that generators produce on an annual basis has changed since 2006," we have located a database within the agency's possession from which this information could be extrapolated. However, the database itself also contains information the disclosure of which poses security concerns, and the information you are seeking is available to the public, without the need for extrapolation and in more complete form, on the Department of Energy's website at <http://mims.doe.gov/GeneratorData.aspx>. We trust that this will be sufficient to meet your needs with respect to this portion of your request.

We are continuing to collect the remainder of the materials you have requested so as to be able to complete our production as soon as possible. Please feel free to call me should you have any questions.

Sincerely,

/RA/

Andrew P. Averbach
Solicitor

Enclosure: As stated (via overnight mail)

cc: Anurag Maheshwary, Esq.
Charles E. Mullins, Esq. (by electronic mail only, w/o enclosure)

February 17, 2017

BY OVERNIGHT AND ELECTRONIC MAIL

John R. Thornburgh II, Esq.
Skadden, Arps, Slate, Meagher & Flom LLP
1440 New York Avenue, N.W.
Washington, D.C. 20005-2111

RE: *United States of America v. Energy Solutions, et al.*, No. 16-cv-0156-GMS (D. Del.);
NRC File No. TR-17-01.

Dear Mr. Thornburgh:

Enclosed is a DVD containing documents responsive to request nos. 3-4 and 6-8 set forth in the "amended schedule A" provided to the Nuclear Regulatory Commission on February 7, 2017. These documents are bates-stamped NRC 0034 through NRC 1922.

With respect to that portion of request no. 5 that seeks information "regarding the extent to which the amount of Class B and C waste that generators produce on an annual basis has changed since 2006," we have located a database within the agency's possession from which this information could be extrapolated. However, the database itself also contains information the disclosure of which poses security concerns, and the information you are seeking is available to the public, without the need for extrapolation and in more complete form, on the Department of Energy's website at <http://mims.doe.gov/GeneratorData.aspx>. We trust that this will be sufficient to meet your needs with respect to this portion of your request.

We are continuing to collect the remainder of the materials you have requested so as to be able to complete our production as soon as possible. Please feel free to call me should you have any questions.

Sincerely,

Andrew P. Averbach
Solicitor

Enclosure: As stated (via overnight mail)

cc: Anurag Maheshwary, Esq.
Charles E. Mullins, Esq. (by electronic mail only, w/o enclosure)

Document Name: G:\GC\Averbach\Larkin 2.17.17.ltr.docx

Office:	OGC	OGC	OGC	OGC
Name:	A. Averbach			
Date:	02/17/17			

OFFICIAL RECORD COPY