



AA:05:00723
UFC:5600.00

February 18, 2005

Mr. Steve Zappe, WIPP Project Leader
Permits Management Program
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303



Subject: UPDATED ENVIRONMENTAL COMPLIANCE/DISCLOSURE INFORMATION
RELATED TO WASHINGTON TRU SOLUTIONS LLC

Dear Mr. Zappe:

This letter is to provide updated information to the New Mexico Environment Department (NMED) regarding Washington TRU Solutions LLC (WTS), co-permittee under the Hazardous Waste Facility Permit (HWFP) for the U.S. Department of Energy's Waste Isolation Pilot Plant (WIPP), Carlsbad, New Mexico. Specifically, this correspondence submits updated information pursuant to provisions of the New Mexico Hazardous Waste Act (HWA), set forth at NMSA 1978, § 74-4-4.7, and provides information in response to the environmental compliance provisions of NMSA 1978, § 74-4-4.2.D (3), (4), (5) and (6).

Section 74-4-4.7 of the HWA provides that applicants for a permit pursuant to the HWA must file an initial disclosure statement with the NMED, and subsequent updates, with information required by, and on forms developed by, the NMED in cooperation with the New Mexico Department of Safety, unless otherwise excluded from the disclosure provisions.

We have enclosed completed forms providing updated information for WTS and its affiliates, including Weston Solutions, Inc. and Westinghouse Government Environment Services Company, LLC. Specifically, we have enclosed the following completed forms:

- (1) Main Disclosure Form for WTS (Exhibit #1);
- (2) Business Concern Disclosure Statement for WTS (Exhibit #2);
- (3) Listed Business Concern Disclosure Form for WTS (Exhibit #3);
- (4) Business Concern Disclosure Statement for Weston Solutions, Inc. (Exhibit #4);
- (5) Listed Business Concern Disclosure Form for Weston Solutions, Inc. (Exhibit #5);
- (6) Business Concern Disclosure Statement for Westinghouse Government Environment Services Company, LLC (Exhibit #6);
- (7) Listed Business Concern Disclosure Form for Westinghouse Government Environment Services Company, LLC (Exhibit #7); and



- (8) Personal History Forms for new officers of WTS and its affiliates (See Attachment A and Exhibits 8 - 13).

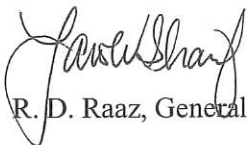
Also, the enclosed materials reflect that our corporate affiliate, Washington Group International, Inc., has completed its acquisition of British Nuclear Fuels' (BNFL's) prior interest in Westinghouse Government Environmental Services Company, LLC. This acquisition is now complete.

In response to the provisions of § 74-4-4.2.D (4), WTS has not exhibited a history of willful disregard for environmental laws of any state or the United States. Also, pursuant to § 74-4-4.2.D (5), WTS has not had any permit revoked or permanently suspended for cause under the environmental laws of any state or the United States. With regard to § 74-4-4.2.D (6), an updated summary report is attached (Attachment B), detailing WTS' record regarding environmental and permit compliance at WIPP, since our last report, dated February 27, 2003. This attachment summarizes instances in which WTS has violated, or has been alleged to have violated, provisions of the New Mexico HWA, the New Mexico Hazardous Waste Management Regulations or conditions of the WIPP HWFP issued under the HWA. As you are aware, in accordance with applicable hazardous waste management regulations, WTS periodically provides notices of minor permit non-compliances in its Volatile Organic Compound Monitoring Reports submitted to the NMED. We have not re-stated the items of minor non-compliances in Attachment B.

Please be aware that the information provided herein contains confidential and/or proprietary company information, as well as personal information regarding WTS personnel and others. Accordingly, we respectfully request that NMED maintain this information in confidence and protect it from public disclosure. Further, we request that the information be distributed only to those with legitimate needs for access to this information.

If you have questions regarding our responses or need additional information, please contact Ms. Gloria Johnson of my staff at (505) 234-7377.

Sincerely,

 for
R. D. Raaz, General Manager

GJJ

Enclosures *- in separate files*

cc: (With Attachment A & Attachment B)
T. Hughes, NMED
J. Plum, CBFO
W. M. Rose, CBFO
I. R. Triay, CBFO
D. B. Bauer, WSI
M. Alan, WGI