



State of Utah

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

Department of
Environmental Quality

Amanda Smith
Executive Director

DIVISION OF RADIATION CONTROL
Rusty Lundberg
Director

April 16, 2013

Daniel B. Shrum
Senior Vice President, Regulatory Affairs
EnergySolutions, LLC
423 West 300 South, Suite 200
Salt Lake City, Utah 84101

RE: Indirect Transfer of Control of Radioactive Materials Licenses Numbers UT 2300478 and UT 2300249 and Utah Ground Water Quality Discharge Permit Number UGW450005

Dear Mr. Shrum:

In two separate letters dated January 21, 2013, EnergySolutions notified the Director of the Utah Division of Radiation Control of a proposed indirect transfer of control for Utah Radioactive Materials Licenses Numbers UT 2300478 and UT 2300249 and Utah Ground Water Quality Discharge Permit Number UGW450005. EnergySolutions also submitted a written response dated April 5, 2013 to the Division's Request for Additional Information dated March 29, 2013.

EnergySolutions' initial and subsequent letters have been reviewed and in accordance with Utah Administrative Code R313-19-34(2) the Director of the Division of Radiation Control consents with the proposed indirect transfer of control. This determination is based on the following findings:

As a business transaction, the proposed indirect transfer of control is an administrative matter and no other actions are necessary with respect to the actual licenses and permit;

The proposed indirect transfer of control will not result in any amendments or changes to the above referenced licenses or permit;

EnergySolutions, LLC remains the licensee and permittee;

EnergySolutions' administrative and operational organization responsible for conducting license and permit activities or meeting applicable regulatory requirements, commitments, and obligations remains unchanged;

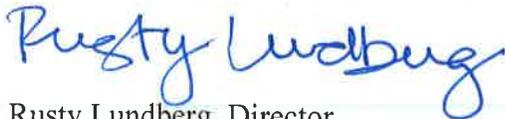
The proposed indirect transfer of control does not affect or change the existing financial surety instruments for the licenses. EnergySolutions, LLC will remain fully responsible for the decontamination and decommissioning of the licensee's facilities and will maintain financial surety mechanisms for Utah Radioactive Materials Licenses Numbers UT 2300249 and UT 2300478; and

EnergySolutions, LLC remains the legal entity responsible for compliance with the applicable requirements of the Utah Radiation Control Rules, commitments, and representations made to the Division of Radiation Control and the Conditions of Utah Radioactive Materials Licenses UT 2300249 and UT 2300478 and the Utah Ground Water Quality Discharge Permit UGW450005.

An evaluation of the requirements in UAC R313-17-2 was conducted and resulted in a determination that concurrence regarding an indirect transfer of control does not require a formal public participation process since the actual control of all operations and regulatory obligations are unaffected and will remain with EnergySolutions, LLC as the existing licensee and permittee and additionally is otherwise consistent with applicable statutory and regulatory requirements.

Please contact John Hultquist of our agency by email (jhultquist@utah.gov) or by phone (801-536-4250) if you have any questions regarding this matter.

Sincerely,



Rusty Lundberg, Director

cc: Pamela J. Henderson, NRC
Deborah A. Jackson, NRC
Duncan White, NRC
Randy Erickson, NRC R-IV
Dennis Sollenberger, NRC
Stephen Poy, NRC
Myron Bateman, Tooele County Health Dept.
Jeff Coombs, Tooele County Health Dept.
Scott Anderson, UDSHW
Connie Nakahara, UAGO