

**From:** tomclements329@cs.com,  
**To:** porterhj@dhec.sc.gov,  
**Subject:** Re: One more question - about WesDyne at WCFFF Re: Mr. Porter? Air, NPDES permits for Westinghouse Government Services, LLC? I can't find them  
**Date:** Fri, Aug 20, 2021 12:36 pm

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Harry -

Thanks for your response. I don't doubt what you say is correct from DHEC's perspective.

Maybe I don't need to say it, but something mysterious is going on concerning the TPBAR issue.

For example, in November 2020, I filed a FOIA request with the NNSA for "Any current contracts between the National Nuclear Security Administration and WesDyne International LLC and/or Westinghouse Government Services LLC or any other private entity concerning manufacture of Tritium-Producing Burnable Absorber Rods for NNSA."

They tried to deter me by providing just a few pages of the contract. Now, they say they will provide more. The pages they did provide do stipulate that that the contractor is responsible for "ultimate disposal of waste products" and names WesDyne:

"WesDyne will deliver TPBARs to the Fuel Vendor (i.e., Westinghouse) in time for final assembly to meet delivery of fuel as agreed upon between the fuel vendor and TVA."

WesDyne isn't a registered business in Richland County. I can guess at what the arrangement might be with WCFFF, NNSA and the NRC but won't get into that here. The NRC has responded to me at public meetings and said that the NNSA "regulates" TPBAR fabrication. But NNSA isn't a regulatory agency in the sense of the NRC or DHEC, or to the public. Who regulates TPBAR fabrication remains hazy.

Regards,  
Tom

-----Original Message-----

From: Porter, Henry <porterhj@dhec.sc.gov>  
To: Tom Clements <tomclements329@cs.com>  
Cc: Kuhn, Kimberly M. <kuhnkm@dhec.sc.gov>  
Sent: Fri, Aug 20, 2021 9:25 am  
Subject: Re: One more question - about WesDyne at WCFFF Re: Mr. Porter? Air, NPDES permits for Westinghouse Government Services, LLC? I can't find them

Tom,

We do not have any permits issued to WesDyne, and WesDyne does not have any manufacturing operation at the Westinghouse fuel facility.

Henry J. Porter, Chief  
Bureau of Land and Waste Management  
S.C. Department of Health & Environmental Control  
Office: (803) 898-1411

Mobile: (803) 360-6423

Connect: [www.scdhec.gov](http://www.scdhec.gov) [Facebook](#) [Twitter](#)

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**From:** Tom Clements <tomclements329@cs.com>

**Sent:** Thursday, August 19, 2021 1:19 PM

**To:** Porter, Henry <porterhj@dhec.sc.gov>

**Cc:** Kuhn, Kimberly M. <kuhnkm@dhec.sc.gov>

**Subject:** One more question - about WesDyne at WCFFF Re: Mr. Porter? Air, NPDES permits for Westinghouse Government Services, LLC? I can't find them

**\*\*\* Caution. This is an EXTERNAL email. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\***

Hello Mr. Porter,

As it appears that Westinghouse Government Services may have been merged into WesDyne International, can you confirm that WesDyne has no stand-alone DHEC air and NPDES permits and operates under those issued by DHEC to the Westinghouse Columbia Fuel Fabrication Facility?

Likewise, as far as DHEC regulation is concerned, does WesDyne have manufacturing operations at the Westinghouse fuel facility?

Many thanks for your response.

Tom Clements

-----Original Message-----

From: Porter, Henry <porterhj@dhec.sc.gov>

To: Tom Clements <tomclements329@cs.com>

Cc: Kuhn, Kimberly M. <kuhnkm@dhec.sc.gov>

Sent: Thu, Aug 5, 2021 2:03 pm

Subject: Re: Mr. Porter? Air, NPDES permits for Westinghouse Government Services, LLC? I can't find them

Mr. Clements,

We do not have hazardous waste registrations posted online but do maintain them in a database.

There are no agreements that Westinghouse Government Services, LLC would be regulated under permits that DHEC issued to WCFFF. All of the manufacturing at the Columbia facility is done by WCFFF, including the manufacturing of the TPBAR assemblies. Westinghouse Government Services, LLC does not have manufacturing operations at the Columbia facility.

Henry J. Porter, Chief

Bureau of Land and Waste Management

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**From:** Tom Clements <tomclements329@cs.com>  
**Sent:** Thursday, August 5, 2021 12:46 PM  
**To:** Porter, Henry <porterhj@dhec.sc.gov>  
**Cc:** Kuhn, Kimberly M. <kuhnkm@dhec.sc.gov>  
**Subject:** Re: Mr. Porter? Air, NPDES permits for Westinghouse Government Services, LLC? I can't find them

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Hello Mr. Porter,

Thank you very much for your answer to my inquiry concerning regulation of Westinghouse Government Services. I have two follow-up questions to which I would appreciate a response.

1. Is the mentioned WCFFF "hazardous waste registration" posted on line somewhere or is this otherwise available from DHEC?
2. Noting that Westinghouse Government Services LLC is a duly registered company with the SC secretary of state, is there any agreement in place between DHEC and DOE and/or the NRC and/or WCFFF that Westinghouse Government Services be regulated by DHEC under permits held by WCFFF?

Thank you very much for your response.

Tom Clements  
SRS Watch  
Columbia, SC

-----Original Message-----

From: Porter, Henry <porterhj@dhec.sc.gov>  
To: Tom Clements <tomclements329@cs.com>  
Cc: Kuhn, Kimberly M. <kuhnkm@dhec.sc.gov>  
Sent: Wed, Aug 4, 2021 2:17 pm  
Subject: Re: Mr. Porter? Air, NPDES permits for Westinghouse Government Services, LLC? I can't find them

Mr. Clements,

DHEC does not have any permits issued to Westinghouse Government Services, LLC. DHEC has issued Air and NPDES permits to the Westinghouse Columbia Fuel Fabrication Facility (WCFFF), and the WCFFF is registered as a large quantity hazardous waste generator. Hazardous waste generated at the WCFFF including any hazardous waste resulting from the production of the TPBAR assemblies is managed under the WCFFF's hazardous waste registration.

Henry J. Porter, Chief  
Bureau of Land and Waste Management  
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**From:** Tom Clements <tomclements329@cs.com>  
**Sent:** Tuesday, August 3, 2021 11:36 AM  
**To:** Porter, Henry <porterhj@dhec.sc.gov>  
**Cc:** Kuhn, Kimberly M. <kuhnkm@dhec.sc.gov>  
**Subject:** Mr. Porter? Air, NPDES permits for Westinghouse Government Services, LLC? I can't find them

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Hello Mr. Porter,

I am trying to track down the DHEC air permit and NPDES permit for a company called Westinghouse Government Services, LLC but am not able to find those permits. The company is duly registered with the SC Secretary of State.

I would appreciate your help in locating those permits or an explanation of DHEC's understanding of how hazardous wastes from that company are managed.

I recall a presentation you gave on October 17, 2019 to the SC Nuclear Advisory Council, where you said in the Q&A period that waste from the company in question were transferred to another company holding required DHEC permits - the Westinghouse Fuel Fabrication Facility.

Thus, I have two questions: 1) what is your understanding of the status of DHEC permits required for and held by Westinghouse Government Services, LLC? and 2) if wastes from Westinghouse Government Services, LLC are transferred to the Westinghouse Columbia Fuel Fabrication Facility for processing and disposal and, if so, what is the legal arrangement for that per DHEC regulations?

As a point of information, the US Nuclear Regulatory Commission claims it does not regulate Westinghouse Government Services and that it is regulated by DOE's National Nuclear Security Administration (NNSA). But that assessment is faulty as NNSA is not a regulatory agency, as DHEC will be aware.

Many thanks for your response to this inquiry.

Tom Clements  
Director, Savannah River Site Watch  
Columbia, SC