



Department of Energy
Washington, DC 20585

Mission
FUSRAP 7380
OH. 21

APR 12 1991

Mr. Roger Boyd
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Mr. Kevin Driesbach
Radiological Health Program
Department of Health
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Gentlemen:

The U.S. Department of Energy (DOE) established its Formerly Utilized Sites Remedial Action Program (FUSRAP) to (1) identify, through record searches, sites which were previously utilized by predecessor agencies, (2) evaluate the radiological condition of these sites to determine if they contain contamination from past activities of predecessor agencies, and (3) clean up sites, as needed, to conform with current radiological guidelines. DOE must have authority under the Atomic Energy Act to perform these activities, and the activities are contingent upon a finding that there is such authority.

The Magnus Brass Manufacturing Company of Cincinnati, Ohio, supplied uranium machining services to the U.S. Atomic Energy Commission (AEC) during the 1950s. After a review of the available records, DOE has determined that it lacks the authority under the Atomic Energy Act for any needed remedial action of the Magnus Brass facilities. A provision in the Magnus Brass Manufacturing Company's subcontract holds the government harmless from any liability or claims for the work that was performed. The authority review is enclosed for your information. It provides helpful background information concerning the sites and more fully explains the basis for DOE's decision.

DOE does not have any information concerning the present radiological condition of the sites, which are located at 533 Reading Road and 1029 West 7th Street in Cincinnati. The purpose of this letter is to inform you of

DOE's finding and to notify you that DOE will eliminate these sites from further consideration under FUSRAP.

If you have any questions, please call me at 301-353-8149.

Sincerely,



W. Alexander Williams, PhD
Designation and Certification Manager
Off-Site Branch
Division of Eastern Area Programs
Office of Environmental Restoration

Enclosure

cc:

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J. Baublitz, EM-40

bcc:
Weston
EM-40 (3)
EM-42 (2)
Williams reader

EM-421:AWilliams:jh:353-8149:4/5/91:Elim.waw

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EM-421 *AW*
Williams
4/5/91

EM-421
Wagoner
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EM-42
Fulmer *etc*
4/5/91

EM-42
Fiore
4/5/91

EM-40
Bambnitz
4/10/91