

**Bethlehem Apparatus Company, Inc.**

890 Front St., P.O. Box Y, Hellertown, PA 18055 • 610-838-7034 • FAX 610-838-6333

April 4, 2014

Via Electronic Transmission:  
(the.secretary@hq.doe.gov)

The Honorable Steven Chu, Secretary  
U.S. Department of Energy  
Forrestal Building  
1000 Independent Avenue S.W.  
Washington, DC 20585-0113

Dear Mr. Secretary:

Bethlehem Apparatus Company, Inc. is writing to you in accordance with Section 5(g)(2)(B) of Public Law No. 110-414, "The Mercury Export Ban Act of 2008 (hereinafter referred to as "the Act"), to notify you of its plan to store elemental mercury at the Bethlehem Apparatus Company facility, which has a permit under Section 30005(c) of the Solid Waste Disposal Act (42 U.S.C. §6925(c)) and is authorized to store hazardous waste.

We understand under the Act, that should the Secretary be unable to accept elemental mercury at a facility designated by the Secretary, for reasons beyond the control of the owner or operator of the permitted facility, the permitted facility may store the elemental mercury and shall not be subject to the storage prohibition of Section 30004 (j) of the Solid Waste Disposal Act (42 U.S.C. §30004(j)) of the Solid Waste Disposal Act (42 U.S.C. §6924 (i)).

We also understand that such authorized storage is contingent upon making certifications to the Secretary as required under Section 5(g)(2)(B)(ii) and (iii) of the Act.

In accordance with those certification requirements, Bethlehem Apparatus Co., Inc. hereby certifies that it will ship stored elemental mercury to the U.S. Department of Energy's designated facility when the Secretary is able to accept the elemental mercury. Bethlehem Apparatus Co., Inc. further certifies that it will not sell the stored elemental mercury or otherwise place it into commerce. In the event that an alternative elemental mercury treatment and disposal provision is approved by EPA, Bethlehem Apparatus Co., Inc. retains the right to exercise this option in lieu of shipment to a designated facility.

Bethlehem Apparatus Co., Inc. is located at 890 Front Street, Hellertown, PA 18055.



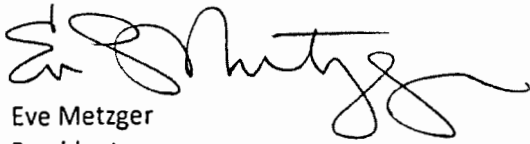
Letter to The Honorable Steven Chu, Secretary  
April 3, 2014

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If you have any questions or comments, please don't hesitate to contact me via e-mail at [emetzger@bethapp.com](mailto:emetzger@bethapp.com) or at 610-838-7034.

Sincerely,

BETHLEHEM APPARATUS CO., Inc.

A handwritten signature in black ink, appearing to read "Eve Metzger", with a stylized flourish at the end.

Eve Metzger  
President

## Secretary Moniz

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**From:** Eve Metzger <emetzger@bethapp.com>  
**Sent:** Friday, April 04, 2014 10:27 AM  
**To:** Secretary Moniz  
**Subject:** Notice to store elementary mercury  
**Attachments:** BethApp Letter to DOE Secretary 4-4-14.pdf

Dear Mr. Secretary,

Please find attached Bethlehem Apparatus Company's notice in accordance with the Mercury Export Ban Act of 2008. If you have any difficulty opening the attached file, please contact our office at 610-838-7034.

Sincerely,

Eve L. Metzger

BETHLEHEM APPARATUS COMPANY, INC.

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