



August 1, 2012

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

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

Dear Mr. Secretary:

Waste Management (WM) Mercury Waste, Inc. and Chemical Waste Management, Inc. are 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 our plan to store elemental mercury at two Waste Management facilities, which have permits issued under section 30005(c) of the Solid Waste Disposal Act (42 U.S.C. §6925(c)) and are 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. §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.

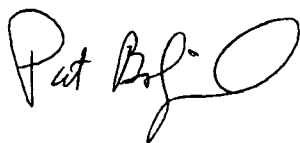
In accordance with those certification requirements, WM Mercury Waste, Inc. and Chemical Waste Management, Inc. hereby certify that we will ship stored elemental mercury to the U.S. Department of Energy's designated facility when the Secretary is able to accept the elemental mercury. We further certify that we will not sell the stored elemental mercury or otherwise place it into commerce.

Elemental mercury will be stored at two Waste Management locations: our WM Mercury Waste, Inc. mercury retort facility in Union Grove, Wisconsin, which operates under Permit and

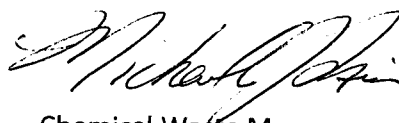
EPA ID# WIR-000-000-356, and our Chemical Waste Management, Inc. Emelle, Alabama hazardous waste landfill, which operates under Permit and EPA ID# ALD-000-622-464. Both facilities will store the elemental mercury in accordance with our permit requirements on or before January 1, 2013.

Should you have any questions about our elemental mercury storage operations, please contact Patrick Baskfield, Sr. Operations Manager, at (262) 878-2599 or pbaskfie@wm.com.

Sincerely,



WM Mercury Waste, Inc.



Chemical Waste Management, Inc.

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