



State of South Carolina Office of the Governor

NIKKI R. HALEY
GOVERNOR

1205 PENDLETON STREET
COLUMBIA 29201

March 23, 2016

The Honorable Ernest J. Moniz
United States Department of Energy
1000 Independence Avenue, SW
Washington, D.C. 20585

Dear Secretary Moniz,

I have appreciated your continued willingness to discuss the federal government's obligations at the Savannah River Site (SRS) in Aiken, South Carolina, but I am concerned that our conversations have been unproductive.

On December 14, 2015, I wrote you demanding that the Department of Energy (DOE) comply with federal law — either dispose of the requisite defense plutonium or remove it from our state. DOE chose to do neither, and beginning January 1, 2016, DOE owes South Carolina \$1 million per day until these obligations are met. Unfortunately, DOE has again chosen to violate federal law by failing to make these payments. DOE's open disregard for federal law left South Carolina with no other option but to sue to protect its rights.

I was very troubled to learn that now in the midst of this lawsuit and before DOE has even filed a response DOE is in the process of shipping upwards of 331 kilograms of defense usable plutonium from Japan to SRS. DOE's failure to uphold its commitments and now continued shipments of plutonium into our state puts South Carolina at risk for becoming a permanent dumping ground for nuclear materials. It is imperative to the safety of our citizens and our environment that South Carolina not allow this to happen. Therefore, stop shipment or re-route this defense plutonium. God bless.

My very best,

A blue ink signature of Nikki R. Haley, written in a cursive style.

Nikki R. Haley