



GSA Office of General Counsel

November 15, 2007

John Wall
Martin & Wall, P.C.
1633 Q Street, NW, Suite 230
Washington, DC 20009

Re: Nuclear Waste Technical Review Board

Dear Mr. Wall:

By letter dated November 13, 2007, Ms. Joyce Dory, Director of Administration, Nuclear Waste Technical Review Board (NWTRB) has requested that I furnish you with certain information in connection with your examination of the accounts of the NWTRB as of November 13, 2007.

As counsel for the General Services Administration, I provide advice to NWTRB on the administrative matters that are before NWTRB and work with the Agency Liaison Division, GSA on issues involved with providing administrative support to NWTRB pursuant to a Memorandum of Understanding between NWTRB and the GSA Agency Liaison Division.

Subject to the foregoing and to the last paragraph of this letter, I advise you that since October 1, 2006 the Counsel's office of GSA was involved in 1 case in which there were material loss contingencies coming within the scope of clause (a) of Paragraph 5 of the Statement of Policy referred to in the last paragraph of this letter.

GSA acted as counsel on behalf of NWTRB on a personnel matter submitted by an employee of NWTRB. An EEO discrimination case was filed against the NWTRB on the basis of sex, age and the disability of her child. The claim was settled for \$100,000. Payment was made to the claimant as per her request on January 1, 2007. The GSA attorney who handled the case on behalf of NWTRB is Allen Phaup, Office of General Counsel, General Law Division, GSA.

The information set forth herein is as of November 13, 2007, and we disclaim any undertaking to advise you of changes which thereafter may be brought to our attention.

This response is limited by, and in accordance with the ABA Statement of Policy regarding lawyers' responses to auditor's requests for information (December 1975); without limiting the generality of the foregoing, the limitations set forth in

U.S. General Services Administration
1800 F Street, NW
Washington, DC 20405-0002
www.gsa.gov

such Statement of the scope and use of this response (Paragraphs 2 and 7) are specifically incorporated herein by reference and any description of any "loss contingencies" is qualified in its entirety by Paragraph 5 of the Statement and the accompanying commentary (which is an integral part of the Statement).

Consistent with the last sentence of paragraph 6 of the ABA Statement of Policy, and pursuant to NWTRB's request, this will confirm as correct the NWTRB's understanding as set forth in its audit inquiry letter to me that whenever, in the course of performing legal services for NWTRB with respect to a matter recognized to involve an unasserted possible claim or assessment that may call for financial statement disclosure, we have formed a professional conclusion that NWTRB must disclose or consider disclosure concerning such possible claim or assessment, GSA Counsel, as a matter of professional responsibility to the NWTRB, will so advise the NWTRB and will consult with NWTRB concerning the question of such disclosure and the applicable requirements of Statement of Financial Accounting Standards No. 5.

Sincerely,

A handwritten signature in black ink, appearing to read "Lesly P. Wilson". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Lesly P. Wilson
Senior Assistant General Counsel
General Law Division
General Services Administration