

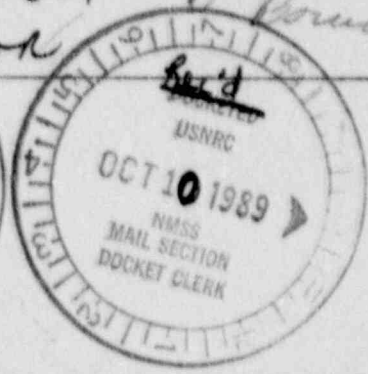
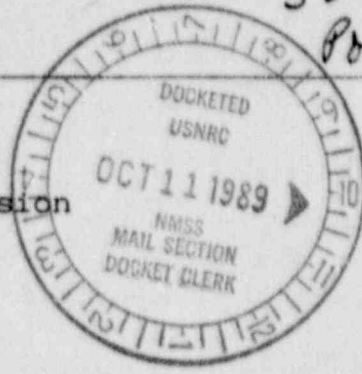
# AlChemIE, Inc.

All Chemical Isotope Enrichment, Inc.

rec'd 10/10/89  
envelope dated 10/6/89  
J. Swift  
to Bureau

Docket  
50-603  
50 604  
PDR

Mr. Hugh L. Thompson Jr.  
US Nuclear Regulatory Commission  
Washington, D.C. 20555



Dear Mr. Thompson,

Along with this letter, I enclose copies of pleadings, motions, and orders which have been filed in the AlChemIE Reorganization Action since my last submittal. I am endeavoring to get the NRC added as an addressee so you will receive from the Bankruptcy Clerk copies of all papers as they are filed.

AlChemIE continues to work towards resolution of its critical issues with DOE. We are currently preparing a reorganization plan which will serve as the framework for future company business activities.

I want to thank the NRC staff for your fair monitoring of this situation. I know all parties involved would like to see the benefits of this technology transfer effort brought to the American people.

If you need any additional information on this matter, please advise and I will see that the same is sent to you.

Very truly yours,

Stephen A. Irving  
Attorney of Record

8910180245 891011  
PDR ADOCK 05000603  
A FDC

1/1  
DF03  
additional information  
25995

DOCKET NO. 50-603 E, 50-604

CONTROL NO. 25995

DATE OF DDC. \_\_\_\_\_

DATE RCVD. October 10, 1989

FCUF \_\_\_\_\_ PDR

FCAF  LPDR \_\_\_\_\_

I & E REF.

SAFEGUARDS

FCTC \_\_\_\_\_ OTHER

DATE 10/11/89 INITIAL SAC



# United States Bankruptcy Court

Eastern District of Tennessee

In re ALL CHEMICAL ISOTOPE ENRICHMENT,  
INC. a/k/a ALCHEMIE, INC.

Bankruptcy Case No. 3-89-01695

Debtor  
UNIVERSAL BROKERS OF EQUIPMENT, INC.

v. Plaintiff  
ALL CHEMICAL ISOTOPE ENRICHMENT, INC.  
a/k/a ALCHEMIE, INC. and  
ANDERSON COUNTY BANK Defendant

Adversary Proceeding No. 3-89-0154

## SUMMONS IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to submit a motion or answer to the complaint which is attached to this summons to the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall submit a motion or answer to the complaint within 35 days.

Address of Clerk  
United States Bankruptcy Court  
Suite 1501, Plaza Tower  
Knoxville, Tennessee 37929-1501

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Name and Address of Plaintiff's Attorney  
James R. Moore, Esq. \*\*  
P. O. Box 1790  
Knoxville, TN 37901

If you make a motion, your time to answer is governed by Bankruptcy Rule 7012.

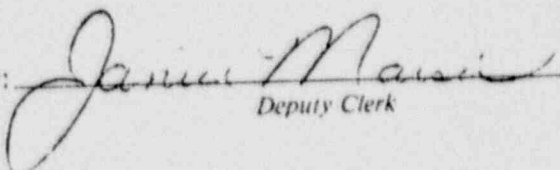
**IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**

\*\*Stanley G. Emert, Jr.  
P. O. Box 107  
Knoxville, TN 37901

Clerk of the Bankruptcy Court

September 29, 1989

Date

By:   
Deputy Clerk



# **AlChemIE, Inc.**

All Chemical Isotope Enrichment, Inc.

---

January 31, 1989

Mr. Joe Parks  
Director, Enrichment Operations Division  
U.S. Department of Energy  
Oak Ridge Operations  
Post Office Box 2001  
Oak Ridge, TN 37831-8757

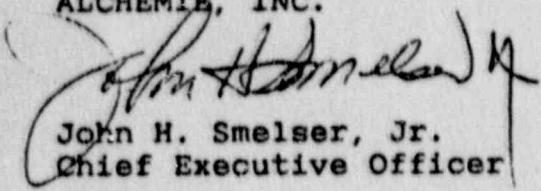
Dear Mr. Parks:

Attached please find a rough draft to a possible compromise agreement for D&D. This is in accordance with our previous conversation.

I will be at GCEP the rest of this week. Please advise at that location your comments.

Sincerely,

ALCHEMIE, INC.

  
John H. Smelser, Jr.  
Chief Executive Officer

JHS:ss

AlChemIE/DOE contract no. \_\_\_\_\_, dated November 20, 1987, is amended to provide as follows:

1. Financial Guarantees for Ultimate Decontamination and Disposal of Classified and/or Contaminated Equipment. AlChemIE has herebefore agreed to bear the expenses associated with decontamination and disposal of its classified and/or contaminated equipment. In order to address DOE's concerns that AlChemIE has available or will reasonably have available the funds to meet this obligation, AlChemIE and DOE agree as follows:
  - a. AlChemIE has previously provided to the Nuclear Regulatory Commission a Standby Letter of Credit in the amount of \$517,000.00 to cover its ultimate decontamination and disposal obligations. AlChemIE will keep this letter of credit in force during its leasehold tenure at CPDF.
  - b. Additionally within \_\_\_\_ days after going into production, AlChemIE will post an installment surety instrument in the amount of \_\_\_\_\_, and will increase this amount quarterly, as reasonably directed by DOE, in like amounts until such time as the maximum sum of \_\_\_\_\_ shall be posted.
  - c. As AlChemIE conducts on-going operation D&D activities, the maximum amount listed above will be concomitantly adjusted.
2. Title to Classified Equipment. Once title to the classified equipment has passed to AlChemIE, the same shall not revert to DOE unless and until AlChemIE has performed necessary D&D activities on said equipment. AlChemIE shall be entitled to sell such equipment as provided by law and applicable regulations.
3. DOE will affirmatively assist AlChemIE in the process of declassifying equipment, the rationale for classification of which no longer exists.



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
(NORTHERN DIVISION)

In Re:

ALL CHEMICAL ISOTOPE ENRICHMENT, INC.,  
a/k/a ALCHEMIE, INC.,

Debtor

Ch. 11 #3-89-01695

**MOTION TO INSPECT EQUIPMENT**

Comes Universal Brokers of Equipment (hereinafter "UBE") and Diane Mealer by and through counsel and would move the court to order that movants:

On the 3rd day of October, 1988 the debtor All Chemical Isotope Enrichment, Incorporated, ("AlChemIE") entered into a contact with the Movant, Universal Brokers of Equipment, Incorporated, ("UBE") a TN corporation. The contract called for UBE to sell items of equipment, scrap or supporting systems which ALCHEMIE designated as available for sale, both classified and unclassified, which were located at the gas centrifuge in the Portsmouth Plant in Piketon, Ohio ("GCEP"). The Debtor's schedules show the remaining equipment as being worth \$63,000,000.00, however it is believed that this equipment has a liquidation value of approximately \$5,000,000.00.

UBE hired specifically qualified people in order to handle the very unique nature of the equipment and property being sold. Both Diane Mealer and Edward Griffin, employees of UBE, were approved by the Department of Energy ("DOE") to be on the site of GCEP, and having inspected the equipment and handled its sale, are very familiar with the equipment belonging to the debtor at this site. UBE sales have generated \$1,748,380.00 with regard to the equipment, and UBE is due in excess of \$300,000.00 in commissions.



As a result of the difficulties encountered by UBE in attempting to fulfill its obligations under the contract a complaint was filed by UBE against the Debtor on May 19, 1989 and a Temporary Restraining Order was obtained. On June 19, 1989 at a hearing before Judge James B. Scott, Jr., the Court ordered from the bench that a special master be appointed. Prior to the Order being entered as a result of the June 19, 1989 hearing, the Debtor herein filed the present proceeding before this Court. Prior to the filing of the bankruptcy petition the debtor refused to allow the movant to inspect the Portsmouth equipment.

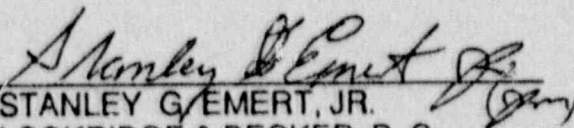
Given the present situation of the debtor, and the actions of the U. S. Attorney the movant believes it to be in the best interests of the Debtor and its creditors for an immediate inspection of the debtor's equipment at GCEP to occur, in order to determine not only what equipment is there but also its condition and the effects of the removal of previously sold equipment. From the testimony of the debtor's board of directors it is apparent that there is no one who is quite certain of the condition of the equipment belonging to the debtor located in Portsmouth.

Movant has contacted the U. S. Trustee and both Anderson County Bank and John Smelcher who are the only parties claiming to hold a security interest in the equipment and none have an objection to the movants immediate inspection of the equipment. Given the hearing presently scheduled for August 9, 1989 on not only the motion to dismiss but the motion to lift the stay with regard to part of the equipment, movant would request that the court enter the requested order as soon as possible.

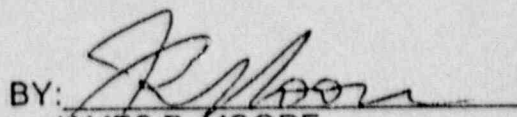
WHEREFORE, movant would request that the Court issue an order allowing Diane Mealer and Ed Griffin, to inspect the equipment of the debtor located at the Portsmouth facility in Piketon Ohio, subject to any conditions and requirements of the Department of Energy.

DATED: 8/4/89

Respectfully Submitted,

  
STANLEY G. EMERT, JR.  
LOCKRIDGE & BECKER, P. C.  
P. O. BOX 107  
KNOXVILLE, TENNESSEE 37901  
(615) 522-4194

MELNICK & MOORE

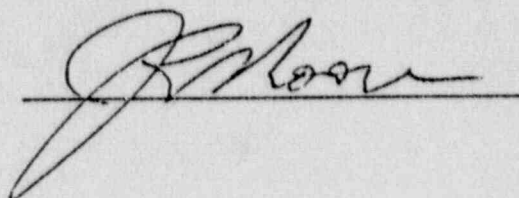
BY:   
JAMES R. MOORE  
602 S. Gay Street, Suite 900  
P. O. Box 1790  
Knoxville, Tennessee 37901  
(615) 637-2523

Counsel for Universal Brokers of  
Equipment, Inc. and Diane Mealer

#### CERTIFICATE OF SERVICE

The undersigned hereby represents that a true and exact copy of the foregoing Motion for 2004 Exam to Andrew Carey, Alchemie, Inc., Pine Ridge Office Park, Suite 202-B, 702 Illinois Avenue, Oak Ridge, Tennessee 37830 and to William Sonnenburg, Assistant U.S. Trustee, U.S. Courthouse, Room 58, Chattanooga, TN 37402, this the 4<sup>th</sup> day of August, 1989.

M/Inspection Portsmouth 89



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
(NORTHERN DIVISION)

In Re:

ALL CHEMICAL ISOTOPE ENRICHMENT, INC.,  
a/k/a ALCHEMIE, INC.,

Debtor

Ch. 11 #3-89-01695

ORDER TO INSPECT EQUIPMENT

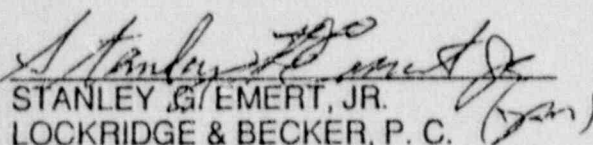
Upon motion Universal Brokers of Equipment (hereinafter "UBE") and Diane Mealer by and through counsel and for good cause shown it is hereby

ORDERED that the representatives of UBE including Diane Mealer and Ed Griffin, may inspect the equipment of the debtor located at the Portsmouth facility in Piketon Ohio, subject to any conditions and requirements of the Department of Energy.

DATED: \_\_\_\_\_

\_\_\_\_\_  
RICHARD STAIR, JR.  
U. S. BANKRUPTCY JUDGE

APPROVED FOR ENTRY:

  
STANLEY G. EMERT, JR.  
LOCKRIDGE & BECKER, P. C. (Jan)  
P. O. BOX 107  
KNOXVILLE, TENNESSEE 37901  
(615) 522-4194



MELNICK & MOORE

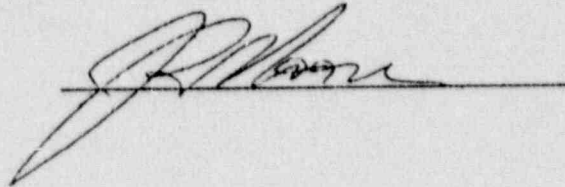
BY: 

JAMES R. MOORE  
602 S. Gay Street, Suite 900  
P. O. Box 1790  
Knoxville, Tennessee 37901  
(615) 637-2523

Counsel for Universal Brokers of  
Equipment, Inc. and Diane Mealer

CERTIFICATE OF SERVICE

The undersigned hereby represents that a true and exact copy of the foregoing Motion for 2004 Exam to Andrew Carey, Alchemie, Inc., Pine Ridge Office Park, Suite 202-B, 702 Illinois Avenue, Oak Ridge, Tennessee 37830 and to William Sonnenburg, Assistant U.S. Trustee, U.S. Courthouse, Room 58, Chattanooga, TN 37402, this the 4<sup>th</sup> day of August, 1989.





IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN  
DISTRICT OF TENNESSEE

In re

Case No. 3-89-01695

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC.  
a/k/a ALCHEMIE, INC.

Debtor

ORDER

The debtor's Motion To Dismiss filed July 14, 1989, after notice, came on for hearing on July 24, 1989. The court, after hearing statements of counsel and receiving limited evidence, directs that the Motion To Dismiss be continued for further hearing to August 9, 1989, at 9:00 a.m., in the Courtroom, 15th Floor, Plaza Tower, Knoxville, Tennessee. The debtor is directed to provide documents or copies thereof relating to its dealings with the investor group which led to the execution of a "Memorandum Of Understanding" executed May 30, 1989. These documents will be delivered to the Office of the United States Trustee, 6th Floor, Plaza Tower, Knoxville, Tennessee, on or

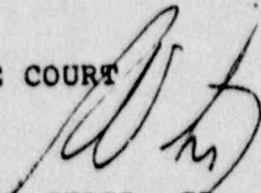
before July 28, 1989, for inspection by interested parties.

This order is entered nunc pro tunc for July 24, 1989.

SC ORDERED.

ENTER: July 31, 1989

BY THE COURT



RICHARD STAIR, JR.  
United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE: )  
ALL CHEMICAL ISOTOPE ENRICHMENT, INC.) Case No. 3-89-01695  
d/b/a ALCHEMIE, INC. )  
DEBTOR

AFFIDAVIT OF PROPOSED ATTORNEYS

STATE OF TENNESSEE

COUNTY OF SEVIER

Before me, the undersigned authority personally appeared Charles W. Kite, who being first duly sworn, deposes and says:

1. I, Charles W. Kite, am an attorney at law duly licensed to practice in this State and admitted to practice in this Court.

2. I am a member of the firm of Brabson, Kite and Vance and maintain offices at Citizens National Bank Plaza, Sevierville, Tennessee.

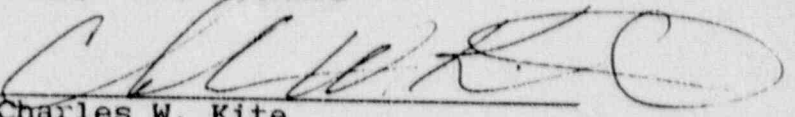
3. I and the firm of Brabson, Kite and Vance have been requested to represent the Debtor specifically for the purpose of being general counsel for the Board of Directors and to advise it on non-bankruptcy matters, and for the purpose of representing the Debtor in the completion of contracts between



the Debtor and the U.S. Department of Energy and between the Debtor and the investors currently having a contract including the preparation and review of all documents to be prepared to consummate the contracts.

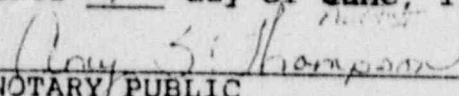
4. To the best of my knowledge, neither I or any member of the firm of Brabson, Kite and Vance has or represents an interest adverse to the Debtor or its estate. The firm of Brabson, Kite and Vance is owed One Thousand and 00/100 (\$1,000) Dollars by the Debtor for services rendered prior to the filing of the bankruptcy proceeding which is not connected with or related to the preparation of the original Petition, and Schedule and Statement of Affairs filed herein. The firm of Brabson, Kite and Vance or its members have two executory contracts with the Debtor, one to acquire funding and a capital contribution and one for the sale of isotopes.

BRABSON, KITE & VANCE

BY: 

Charles W. Kite  
P.O. Box 5260  
Sevierville, TN 37864  
(615) 673-9938

Subscribed and sworn before me  
Witness by hand and Official Seal  
this 4<sup>th</sup> day of June, 1989.

  
NOTARY PUBLIC

My Commission Expires: 2-19-92



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

IN RE:

ALL CHEMICAL ISOTOPE ENRICHMENT,  
INC., d/b/a ALCHEMIE, INC.,

Case No. 3-89-01695  
(Richard Stair, Jr.)

Debtor.

ORDER

This matter came to be heard <sup>in chambers</sup> on the 5th day of September, 1989 before the Honorable Judge Stair, Bankruptcy Judge, in the Eastern District of Tennessee, Northern Division, upon Anderson County Bank's Motion to Reconsider his prior ruling of that day directing Anderson County Bank to deposit <sup>to the clerk's Registry Account</sup> \$2,000,000.00 plus interest pursuant to the August 24, 1989 hearing <sup>directing the Bank to collateralize a \$2,000,000.00 court account</sup> and the Court finds, upon argument of counsel, review of the "Motion to Reconsider" including the fact that Anderson County Bank <sup>pledged securities on</sup> ~~had~~ <sup>has</sup> \$1,604,699.00 in deposit at the Federal Reserve Bank of Atlanta, Nashville branch, and a cashier's check in the amount of \$416,397.00, at the time of the hearing whose aggregate amounts add up to the sum total of \$2,000,000.00 plus interest accrued to date, and for good cause shown, the Court finds that the Motion to Reconsider is well taken and granted under the following terms and conditions:

1. That the \$1,604,699.00 <sup>pledged securities on</sup> deposit in the Federal Reserve Bank of Atlanta, Nashville branch, shall be taken out of a joint account so as to allow the ~~Federal Bankruptcy~~ <sup>United States</sup> Trustee sole dominion and control over the account;

2. The parties acknowledge by signature below that all documents necessary to transfer sole custody and control of the funds/securities on deposit at the Federal Reserve Bank of Atlanta, Nashville branch, to the <sup>United States</sup> Trustee herein, have been properly executed by Anderson County Bank and delivered to the <sup>United States</sup> Trustee herein.

3. That Anderson County Bank has issued a check in the amount of \$416,397.00 payable to the United States Trustee and that said check shall be deposited in <sup>a properly collateralized</sup> ~~an~~ account with First Tennessee Bank in the name of the Trustee. Further, upon receipt of the Ginnie Mae certificates from Merrill Lynch to the Federal Reserve Bank of Atlanta, Nashville branch, the <sup>United States</sup> Trustee or his designate shall release the \$416,397.00 back to the Anderson County Bank upon proper verification by the Trustee that the Ginnie Maes are <sup>pledged as additional</sup> ~~proper~~ collateral in the Federal Reserve Bank of Atlanta, Nashville branch, together with any cash deposits necessary to provide 110% collateral of the \$416,397.00 amount in the Federal Reserve Bank.

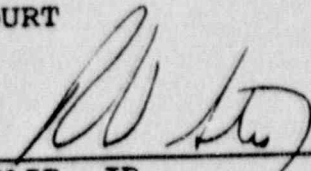
4. That all the documentation, paperwork and other items hereinabove mentioned have been properly executed and in place by 12:00 noon on September 6, 1989.

It is therefore ORDERED, ADJUDGED AND DECREED that Anderson

County Bank's Motion to Reconsider is well taken under the terms and conditions as hereinabove specified.

ENTERED this 6th day of September, 1989.

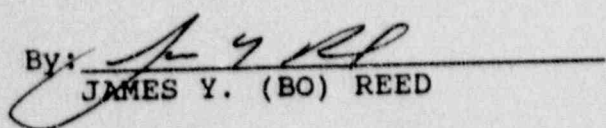
FOR THE COURT

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
U.S. Bankruptcy Court Judge

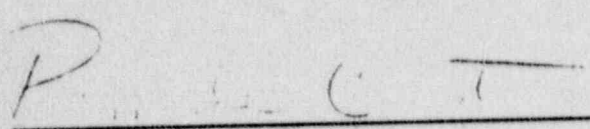
APPROVED FOR ENTRY:

ANDERSON COUNTY BANK

  
By: \_\_\_\_\_  
PAUL E. DUNN

By:   
\_\_\_\_\_

JENKINS & JENKINS  
2121 Plaza Tower  
Knoxville, Tennessee 37929  
Phone: 615-524-1873

  
\_\_\_\_\_  
PAMELA G. STEELE  
Assistant U.S. Attorney

201 U.S.P.O. & Courthouse  
P.O. Box 872  
Knoxville, Tennessee 37901  
Phone: 615-673-4561



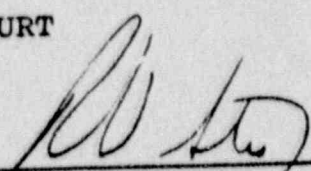




County Bank's Motion to Reconsider is well taken under the terms and conditions as hereinabove specified.


ENTERED this 6th day of September, 1989.

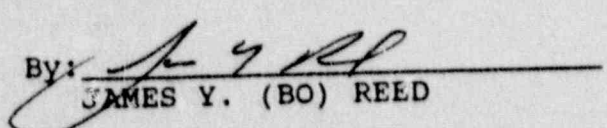
FOR THE COURT

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
U.S. Bankruptcy Court Judge


APPROVED FOR ENTRY:

ANDERSON COUNTY BANK

  
By: \_\_\_\_\_  
PAUL E. DUNN

  
By: \_\_\_\_\_  
JAMES Y. (BO) REED

JENKINS & JENKINS  
2121 Plaza Tower  
Knoxville, Tennessee 37929  
Phone: 615-524-1873

  
\_\_\_\_\_  
PAMELA G. STEELE  
Assistant U.S. Attorney

201 U.S.P.O. & Courthouse  
P.O. Box 872  
Knoxville, Tennessee 37901  
Phone: 615-673-4561

# ANDERSON COUNTY BANK

---

Member FDIC  
101 South Main Street  
Clinton, Tennessee 37716  
615/457-4200

## LISTING OF BANK SECURITIES

- (1) \$50,000 face value U.S. Treasury Bill maturing 9-29-89
- (2) \$508,627 GNMA (Jumbo Midget) 10% due 12-20-02  
(Principal remainings= \$455,338.00, currant market value=\$453,630.00)
- (3) 1,020,000.00 face value U.S. Treasury Bill maturing 11-24-89.
- (4) \$300,000.00 Federal National Mortgage Assn. maturing 11-12-90.
- (5) \$175,990 Federal Home Loan Mortgage maturing 03-01-01.

Corporate Resolution of  
Anderson County Bank

9.5.89  
*[Signature]*

Be it resolved that a quorum was called of the Board of Directors who duly met for the purpose mentioned herein and passed the following resolutions, as depicted by their signatures affixed thereto, to wit:

It is resolved that the directors waive all notice of meeting and/or special meeting of the Board of Directors; and

It is resolved that the Board of Directors authorizes and directs James F. Griffin to sign any and all documents necessary to allow the Federal Trustee to have sole and exclusive control and direction of any and all funds or accounts with the Federal Reserve Bank of Atlanta, Nashville Branch in Anderson County Banks sole or joint name.

*William H. Howell*  
Director

*William H. Howell*  
Director

*L. B. Parker*

*Chairman*  
*Dana Kay Cooper*



RESOLUTION OF ANDERSON COUNTY BANK

BE IT RESOLVED that since the original Charter and By-Laws are in the possession of the appropriate regulatory authorities in Nashville we, the Directors, heretofore attest that the attached unsigned copy of the Charter and By-Laws are a true and exact copy of the signed originals properly recorded with the Secretary of State in Nashville, Tennessee.

Dated this 6th day of September, 1989.

*L. B. Parker*

DIRECTOR

*William H. Brown*

DIRECTOR

*William M. Cooper*

DIRECTOR

*Anna Kay Cooper*

DIRECTOR

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

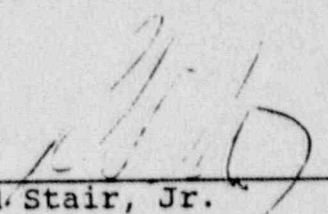
IN RE: )  
)  
ALL CHEMICAL ISOTOPE ) BK No. 3-89-01695  
ENRICHMENT, INC., a/k/a )  
ALCHEMIE, ) Chapter 11  
)  
Debtor. )

ORDER

This matter, pursuant to the Joint Motion to Compel Compliance With Agreed Order and To Assure Adequate Protection filed by the United States of America, on behalf of its agency, the Department of Energy, and the United States Trustee, having come on to be heard by this Court on September 1, 1989, and September 5, 1989, it is

HEREBY ORDERED that Anderson County Bank deposit in this Court by close of Court September 5, 1989, the amount of \$2 million plus any and all interest accrued since the date of the filing of the bankruptcy petition, June 20, 1989.

ENTER: September 5, 1989

  
Richard Stair, Jr.  
United States Bankruptcy Judge

APPROVED FOR ENTRY:

JOHN W. GILL, JR.  
United States Attorney

By: 

PAMELA G. STEELE  
Assistant U.S. Attorney  
201 U.S.P.O. & Courthouse  
Post Office Box 872  
Knoxville, Tennessee 37901  
615/673-4561/FTS 854-4561

E. FRANKLIN CHILDRESS, JR.  
United States Trustee  
Region XIII

By: Patricia C. Foster  
PATRICIA C. FOSTER  
Attorney for the United  
States Trustee  
900 Georgia Ave., Room 48  
Chattanooga, TN 37402  
615/752-5153



**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE**

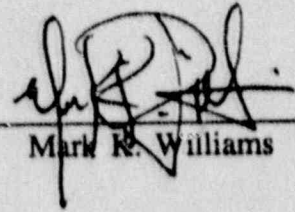
IN RE: )  
 )  
ALL CHEMICAL ISOTOPE )  
ENRICHMENT, INC., )  
a/k/a ALCHEMIE, )  
 )  
Debtor. )  
\_\_\_\_\_ )

Docket No. 3-89-01695  
Chapter 11

**NOTICE OF APPEARANCE**

McC Campbell & Young hereby gives notice of its appearance as counsel for Judith A. Wilson. It is requested that copies of all notices, orders and other documents to be served in this bankruptcy case be served upon Ms. Wilson through her attorneys at the following address:


Mark K. Williams, Esq.  
McC Campbell & Young  
Post Office Box 550  
Knoxville, Tennessee 37901-0550

  
\_\_\_\_\_  
Mark K. Williams

McCAMPBELL & YOUNG  
2021 Plaza Tower  
Post Office Box 550  
Knoxville, Tennessee 37901-0550  
Telephone: (615) 637-1440  
Attorneys for Judith A. Wilson

CERTIFICATE OF SERVICE

I certify that a true and perfect copy of the foregoing Notice of Appearance has been served upon AlChemIE, by placing same in the United States Mail with sufficient postage thereon, this 3rd day of August, 1989.

  
\_\_\_\_\_  
Mark R. Williams

MKW080/A:8204.DOC/2

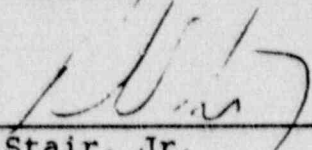
IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE: )  
 )  
ALL CHEMICAL ISOTOPE )  
ENRICHMENT, INC., a/k/a ) Docket No. 3-89-01695  
ALCHEMIE, ) Chapter 11  
 )  
Debtor. )  
\_\_\_\_\_ )

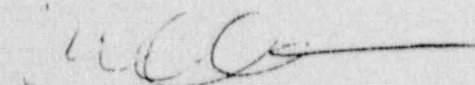
ORDER

Upon Motion of John H. Smelser, Jr., it is hereby  
ORDERED that the Motion for Relief from the Stay filed  
by John H. Smelser, Jr. is hereby withdrawn.

ENTER: September 21, 1989

  
\_\_\_\_\_  
Richard Stair, Jr.  
United States Bankruptcy Judge

Approved for Entry:

  
\_\_\_\_\_  
M. Edward Owens, Jr.  
MORTON, LEWIS, KING & KRIEG  
Post Office Box 2425  
620 Market Street, Fifth Floor  
Knoxville, Tennessee 37902  
Telephone: (615) 546-4646  
Attorneys for John H. Smelser, Jr.



IN THE UNITED STATE BANKRUPTCY COURT FOR  
THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

---

IN RE:	)	
	)	
ALL CHEMICAL ISOTOPE	)	Case No. 3-89-01695
ENRICHMENT, INC., aka	)	Chapter 11
AlchemIE	)	
	)	
Debtor.	)	

---

AGREED ORDER


---

This cause came before the Court on the Motion to Alter or Amend an Order and Opinion filed by the Debtor on August 25, 1989, and a Motion For Sanctions For Violations of the Automatic Stay filed by the Debtor on August 23, 1989. Based on representations of counsel for the Debtor and counsel for the Department of Energy that each party has agreed to an extension of time for the filing of responses and memoranda in support and opposition of the aforementioned motions, it is hereby

ORDERED that the Debtor shall have to and including September 11, 1989 to file a memorandum in support of its Motion to Alter or Amend an Order and Opinion, and it is further

ORDERED that the Department of Energy shall have through and including September 18, 1989 to file briefs and responses to the Motion to Alter or Amend an Order and Opinion and the Motion for Sanctions For Violations of the Automatic Stay.

ENTERED this 1 day of ~~August~~ <sup>September,</sup> 1989.

  
Richard Stair, Jr.  
UNITED STATES BANKRUPTCY COURT  
JUDGE

APPROVED FOR ENTRY:

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: *Mary D. Miller*  
David E. Fielder  
Mary D. Miller  
Suite 600, Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400

DEPARTMENT OF ENERGY

By: *Pamela Steele* By permission *MDM*  
Pamela Steele  
Assistant United States Attorney  
P.O. Box 872  
Knoxville, Tennessee 37901

mdm12.72

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE:

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC., a/k/a  
ALCHEMIE,

Debtor.

)  
)  
)  
)  
)  
)  
)

BK No. 3-89-01695


Chapter 11

AGREED ORDER

This cause came before the Court on debtor's Motion for Sanctions for Violations of the Automatic Stay filed on August 23, 1989, which the Court has set for hearing on October 10, 1989. Based on representations of counsel for the debtor and counsel for the United States of America, on behalf of its agency, the Department of Energy, that the debtor has agreed to an extension of time for the United States to file its response to said motion, it is hereby

ORDERED that the United States shall have through and including September 25, 1989, to file its response to debtor's Motion for Sanctions for Violation of the Automatic Stay.

ENTER: September 21, 1989

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
UNITED STATES BANKRUPTCY JUDGE



APPROVED FOR ENTRY:

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: Mary D. Miller  
DAVID E. FIELDER  
MARY D. MILLER  
Suite 600, Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400

UNITED STATES OF AMERICA

By: Pamela G. Steele  
PAMELA G. STEELE  
Assistant U.S. Attorney  
201 U.S.P.O. & Courthouse  
Post Office Box 872  
Knoxville, Tennessee 37901  
615/673-4561  
FTS 854-4561

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Agreed Order was served by mail, postage prepaid, to the following parties, this 18th day of September, 1989:

Michael H. Fitzpatrick, Esquire  
Jenkins and Jenkins  
2121 Plaza Tower  
Knoxville, TN 37929

Patricia C. Foster  
Attorney for the U. S. Trustee  
Suite 610, Plaza Tower  
800 S. Gay Street  
Knoxville, TN 37929

Linda Stewart  
Adroit Office Supplies  
122 East Division Road  
Oak Ridge, TN 37830

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Minnetonka, MN 55343

American Photocopy  
P.O. Box 61  
Knoxville, TN 37901

Millwright\* Billinos  
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P.O. Box 1  
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Ebasco  
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575 Oak Ridge Turnpike  
Oak Ridge, TN 37830

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Harbin Company  
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Oak Ridge, TN 37830

IHR  
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130 Main Street  
Clinton, TN 37717-0703

Peat Marwick  
767 Fifth Avenue  
New York, NY 10153

Pike Sanitation Co.  
120 S. Lock Street  
Waverly, OH 45690-1389

Polaris Travel  
136 S. Illinois Avenue  
Oak Ridge, TN 37830

Principal Mutual  
Rusty Farrell, Ins. Admrs.  
P.O. Box 4998  
Knoxville, TN 37921-0998

Mr. Ray Pinkstaff  
Pugh & Company  
P.O. Box 50250  
Knoxville, TN 37950-0250



Mike Anderson  
Rent-A-Maid  
Route 8, Box 238  
Clinton, TN 37716

Gordon Sams  
Scott Sams Enterprises  
6500 Papermill Road  
Suite 210  
Knoxville, TN 37919

TN Comm. Credit  
P.O. Box 188  
Loudon, TN 37774

Terminal Steel  
6562 E. Seven Mile Road  
Detroit, MI 48234

Johr Weaver, Esquire  
McCord & Weaver  
22nd Floor, Plaza Tower  
Knoxville, TN 37929

Stanley G. Emert, Esquire  
Lockridge & Becker, P.C.  
Suite 600, One Centre Square  
P.O. Box 107  
Knoxville, TN 37901

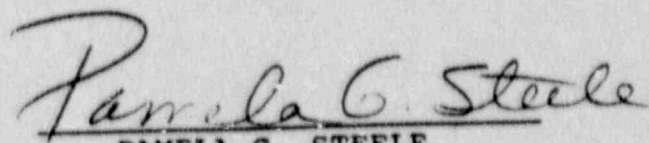
Edward M. Owens, Jr., Esquire  
Morton, Lewis, King & Krieg  
P.O. Box 2425  
Knoxville, TN 37901

James R. Moore, Esquire  
P.O. Box 1790  
1400 Riverview Tower  
900 S. Gay Street  
Knoxville, TN 37901

Ann Ward, Esquire  
Department of Energy  
Office of Chief Counsel  
P.O. Box 2001  
Oak Ridge, TN 37831-8510

William Sonnenburg, Esquire  
Office of the U.S. Trustee  
Room 62  
U.S.P.O. & Courthouse  
Chattanooga, TN 37402

Internal Revenue Service  
Special Procedures  
P.O. Box 1107  
Nashville, TN 37202  
Attn: John Dyess

  
PAMELA G. STEELE  
Assistant U.S. Attorney

# United States Bankruptcy Court

Eastern District of Tennessee

In re ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC.  
a/k/a ALCHEMIE, INC.

Bankruptcy Case No. 3-89-01695

Debtor

PINE RIDGE LTD./LNRC

Plaintiff

ALL CHEMICAL ISOTOPE ENRICHMENT,  
INC., a/k/a d/b/a ALCHEMIE, INC.  
Defendant

Adversary Proceeding No. 3-89-0136

## ALIAS SUMMONS IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to submit a motion or answer to the complaint which is attached to this summons to the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall submit a motion or answer to the complaint within 35 days.

Address of Clerk	United States Bankruptcy Court Suite 1501, Plaza Tower Knoxville, TN 37929-1501
------------------	---

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Name and Address of Plaintiff's Attorney	Hugh W. Morgan, Esq. P. O. Box 629 Knoxville, TN 37901-0629
--	---

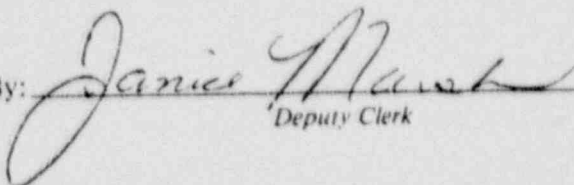
If you make a motion, your time to answer is governed by Bankruptcy Rule 7012.

**IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**

Clerk of the Bankruptcy Court

September 6, 1989

Date

By:   
Deputy Clerk





share of any increase in operating expenses of the building. A copy of the lease is filed herewith as Exhibit A.

2. Plaintiff, as landlord, entered into a separate and additional lease on January 10, 1989, with defendant as tenant, covering 1,875 square feet of office space located at Suite A-104 on the First Floor of Building A in Pine Ridge Office Park, 700 South Illinois Avenue, Oak Ridge, Tennessee, for a term of one (1) year, beginning February 2, 1989, and ending January 31, 1990, at an annual rental of \$16,875.00 payable in monthly installments of \$1,406.00 each on the 1st day of each month, plus tenant's proportionate share of any increase in the amount of operating expenses of the building as described in the contract. A copy of said lease is filed herewith as Exhibit B.

3. Defendant filed its Voluntary Petition under Chapter 11 on June 20, 1989. Defendant neither assumed nor rejected such leases and on August 20, 1989, sixty (60) days after the date of the Order For Relief in the case, such leases terminated pursuant to 11 U.S.C. § 364(d)(4).

4. Defendant retains possession of the leased property and continued using it as office space even though the leases are rejected pursuant to 11 U.S.C. § 365(d)(4).

5. Plaintiff further says that the defendant failed to pay rent on either lease on June 1, 1989, hence, it was in default within the meaning of 11 U.S.C. § 365(b)(1) when it filed its petition for relief in this action.

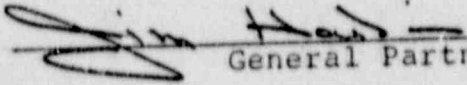
6. Plaintiff seeks an order from this Court decreeing that it is entitled to an order modifying the stay pursuant to 11 U.S.C. § 1362, to regain the occupancy, use and possession of the property.

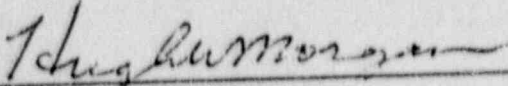
7. Plaintiff, Pine Ridge Ltd/LNRC, says that it is entitled to an order from this Court decreeing that it is entitled to be restored to possession of the leased premises.

8. Plaintiff says that it is entitled to recover as damages the reasonable rental value of the premises until it regains possession of the premises plus reasonable costs of restoring the premises to their condition at the beginning of the leased period.

WHEREFORE, plaintiff, Pine Ridge Ltd/LNRC, sues for relief from the automatic stay, a judgment of possession, and damages.

PINE RIDGE LTD/LNRC, Plaintiff

BY:  \_\_\_\_\_  
General Partner

 \_\_\_\_\_  
Hugh W. Morgan  
Attorney for Plaintiff

OF COUNSEL:

KRAMER, RAYSON, McVEIGH,  
LEAKE & RODGERS  
Post Office Box 629  
Knoxville, TN 37901-0629  
(615)+525-5134



ISO INVESTORS  
A California Limited Partnership

Mr. A. Andrew Carey  
All Chemical Isotope  
Enrichment, Inc.  
Pine Ridge Office Park, Suite 202-B  
702 S. Illinois Avenue  
Oak Ridge, Tennessee 37830

Re: Loan Commitment

Dear Mr. Carey:

This letter will confirm the agreement of the undersigned to advance funds to All Chemical Isotope Enrichment, Inc. up to an aggregate of not more than \$200,000.00. These will be discretionary advances made by the undersigned on the following terms:

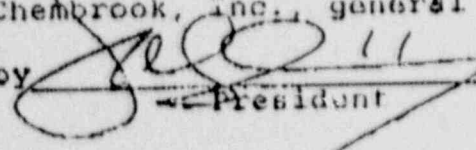
1. The loan will be in the original principal amount of up to \$100,000.00 which may be drawn by the Debtor as administrative expenses are incurred. Draws will be in the discretion of the lender.
2. The loan proceeds will be used primarily to pay for administrative expenses of the Debtor pursuant to 11 U.S.C. §503(b) including, but not limited to operating expenses and a retainer of \$10,000 to Heiskell, Donelson, Bearman, Adams, Williams & Kirsch.
3. The loan shall bear no interest.
4. The loan shall be unsecured.
5. The loan shall be an administrative expense; provided, however, repayment of the loan shall be subordinate to all other administrative expenses.
6. The loan shall be due and payable upon the earlier of confirmation of a plan of reorganization, dismissal of the case or conversion of the case to Chapter 7; provided, however, the loan may be repaid over a period of not more than five years after confirmation of a plan of reorganization if the Debtor is able to successfully reorganize.

Should you have any questions, please feel free to contact the undersigned.

Sincerely yours,

ISO Investors, a CA ltd. partnership  
by Chembrook, Inc., general partner

by

  
President

CERTIFICATE OF SERVICE

It is hereby certified that the undersigned has served a true and correct copy of the foregoing Application on the parties set forth on the attached list, by U.S. Mail, this 31<sup>st</sup> day of August, 1989.

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: 

David E. Fielder

Mary D. Miller

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Knoxville, Tennessee 37929  
(615) 522-4400

mdm11.64

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130 Main Street  
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120 S. Lock Street  
Waverly, OH 45690-1389

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Millwright Billinos  
Rosemary E. Pomeroy, Atty.  
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Columbus, OH 43215-3709

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Rusty Farrell, Ins. Adms.  
P.O. Box 4998  
Knoxville, TN 37921-0998

Ann Ward, Esquire  
Department of Energy  
Office of Chief Counsel  
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John H. Smelser, Jr.  
CEO, Inc.  
P.O. Box 595  
Knoxville, TN 37901

Mr. Ray Pinkstaff  
Pugh & Company  
P.O. Box 50250  
Knoxville, TN 37950-0250

Pamela Steele, Esquire  
U.S. Department of Justice  
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Knoxville, TN 37901

City of Oak Ridge  
P.O. Box 1  
Oak Ridge, TN 37831

Nike Anderson  
Rent-A-Maid  
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Clinton, TN 37716

William Sonnenberg, Esquire  
Office of the U.S. Trustee  
Room 62  
U.S.P.O. and Courthouse  
Chattanooga, TN 37402

William E. Wynne  
Ebasco  
Two World Trade Center  
New York, NY 10048-0752

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Scott Sams Enterprises  
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Suite 210  
Knoxville, TN 37919

Patricia Foster, Esquire  
Office of the U.S. Trustee  
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Knoxville, TN 37929

Ann Hasden  
H & R Technical Associates  
575 Oak Ridge Turnpike  
Oak Ridge, TN 37830

TN Comm. Credit  
P.O. Box 188  
Loudon, TN 37774

Internal Revenue Service  
Special Procedures  
P.O. Box 1107  
Nashville, TN 37202  
ATTN: C. G. (NICK) WILLIAMS

Jim Harbin  
Harbin Company  
706 S. Illinois Ave.  
Suite D 105  
Oak Ridge, TN 37830

Terminal Steel  
6561 E. Seven Mile Road  
Detroit, MI 48234

David Reichert, Esquire  
Reichert, Strauss & Reed  
2510 Carew Tower  
Cincinnati, OH 45202

IHR  
P.O. Box 60  
Harrogate, TN 37752

John Weaver, Esquire  
McCord & Weaver  
22nd Floor, Plaza Tower  
Knoxville, TN 37929



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

IN RE:

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC.

Debtor.

)  
)  
)  
)  
)  
)

Case No. 3-89-01695  
CHAPTER 11

APPLICATION OF THE DEBTOR-IN-POSSESSION FOR APPROVAL  
OF POST-PETITION UNSECURED FINANCING

The Debtor, by and through counsel, applies to this Court for an order approving post-petition unsecured financing under the provisions of 11 U.S.C. §364. In support of this Application, the Debtor would show to the Court as follows:

1. Applicant is the Debtor-in-possession and is operating its business, known as All Chemical Isotope Enrichment, Inc. d/b/a AlChemIE, Inc., which is a business formed to acquire equipment to produce isotopes and to sell such isotopes for commercial purposes.

2. The Debtor needs funds for administrative expenses including but not limited to normal operating expenses of the Debtor. In addition, such funds are needed to pay the other administrative expenses including, without limitation, a retainer of \$10,000 to be paid to Heiskell, Donelson, Bearman, Dams, Williams & Kirsch ("Heiskell, Donelson"), which retainer will be applied against fees and expenses incurred in representing the Debtor in this case.

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TENNESSEE  
BY

3. The loan will be made by certain investors and/or potential investors who will lend the funds to the Debtor for the expenses described above on the terms set forth in Paragraph 4 below. A copy of the proposed agreement to lend funds is attached to this Application.

4. The terms of the loan for which the Debtor seeks approval are as follows:

(a) The loan will be in the original principal amount of up to \$100,000.00 which may be drawn by the Debtor as administrative expenses are incurred. Draws on the loan will be in the discretion of the lender.

(b) The loan proceeds will be used primarily to pay for administrative expenses of the Debtor pursuant to 11 U.S.C. §503(b) including, but not limited to operating expenses and a retainer of \$10,000 to Heiskell, Donelson.

(c) The loan shall bear no interest.

(d) The loan shall be unsecured.

(e) The loan shall be an administrative expense, provided, however, repayment of the loan shall be subordinate to all other administrative expenses.

(f) The loan shall be due and payable upon the earlier of confirmation of a plan of reorganization, dismissal of the case or conversion of the case to Chapter 7; provided, however, the loan may be repaid over a period of not more than five years after confirmation of a plan of reorganization if the Debtor is able to successfully reorganize.

5. The Debtor needs to obtain approval of the financing as soon as possible to assist it in its reorganization, and the Debtor requests that this Court shorten the notice requirement and hold an expedited hearing on this Application.

WHEREFORE, the Debtor prays as follows:

1. That after notice and a hearing, the Court authorize the Debtor to obtain post petition unsecured financing as set forth above;

2. That the Court shorten the time for notice of the hearing pursuant to Bankruptcy Rule 2002; and

3. That the Court grant such further relief as may be necessary or appropriate.

Respectfully Submitted,

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: 

David E. Fielder

Mary D. Miller

Suite 600, Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
(NORTHERN DIVISION)

In Re:

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC.,  
a/k/a ALCHEMIE

Debtor

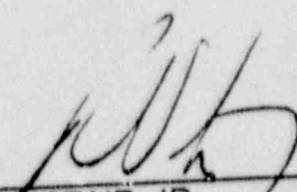
Case No. 3-89-01695  
Chapter 11

ORDER LIFTING AUTOMATIC STAY AS TO  
UNIVERSAL BROKERS OF EQUIPMENT, INC.


Upon motion of Universal Brokers of Equipment (hereinafter "UBE") by  
and through counsel pursuant to 11 U.S.C. §362(d) and for good cause shown;

IT IS ORDERED that, the automatic stay is lifted as to the debtor to the  
extent necessary to allow the movant to file an adversary proceeding against  
the debtor as set forth in movant's motion.

ENTERED: August 21, 1989

  
RICHARD STAIR, JR.  
U. S. Bankruptcy Judge

APPROVED FOR ENTRY:

  
JAMES R. MOORE  
1400 Riverview Tower  
P. O. Box 1790  
Knoxville, Tennessee 37901  
(615) 637-2523

Counsel for Universal Brokers of Equipment, Inc.  
O/2004BucetaBKV/UBE/79

IN THE UNITED STATE BANKRUPTCY COURT FOR  
THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

IN RE:

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC.

Debtor.

)  
)  
)  
)  
)  
)

Case No. J-89-01695  
Chapter 11

MOTION TO ALTER OR AMEND AN ORDER AN OPINION

Comes now the Debtor, All Chemical Isotope Enrichment, Inc. and moves this Court to alter or amend its order and opinion rendered on the Debtor's Motion to extend the termination date of its Contract with the Department of Energy ("DOE") to clarify whether 11 U.S.C. §108(b) is applicable to such Contract, and in support of this Motion the Debtor would show to the Court as follows:

1. The Debtor moved to extend the termination date of a Contract dated November 20, 1987 between DOE and the Debtor on August 11, 1989. After a hearing on the matter on August 15, 1989, the Court denied the Debtor's motion.

2. In its opinion, the Court stated that "Section 108 of Title 11 has no application to the Debtor's ability to cure any default under its November 20, 1987 agreement with the Department of Energy".

3. The Debtor avers that 11 U.S.C. §108(b) does apply by its terms to all contracts, including the Contract with DOE, and, therefore, operates to extend the termination date of the Contract sixty (60) days from the date the petition

was filed in this case. Since the bankruptcy petition was filed on June 20, 1989, the sixty (60) day period ended on August 19, 1989. This date was a Saturday, therefore, the deadline was extended to August 21, 1989 pursuant to Bankruptcy Rule 9006.

WHEREFORE, the Debtor prays as follows:

1. That the Court alter or amend its Order and Opinion to find that 11 U.S.C. §108(b) operates to extend the termination date of the Contract with DOE through and including August 21, 1989; and

2. That the Debtor be granted any and all other further relief which this Court deems appropriate.

Respectfully submitted,

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: 

David E. Fielder

Attorneys for the Debtor  
Suite 600 Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

In re:

ALL CHEMICAL ISOTOPE ENRICHMENT,  
INC.,

Debtor.

Case No.: 3-89-01695

Chapter 11

MOTION TO CONVERT TO CHAPTER 7

Comes now the United States Trustee and respectfully asks this Court pursuant to 11 U.S.C. § 1112(b) to convert this proceeding to a case under Chapter 7 of Title 11 of the United States Code.

In support of this Motion, the United States Trustee asserts:

1. On June 20, 1989, the debtor voluntarily filed this reorganization proceeding.
2. The debtor's contract with the United States Department of Energy was terminated on August 15, 1989, and as a result reorganization of this debtor is no longer feasible.
3. The debtor's contract termination evidences an inability to effectuate a Plan of Reorganization which is a ground for conversion under 11 U.S.C. § 1112(b)(2).
4. The evidence furnished to the U. S. Trustee of insurance coverage on the debtor's equipment shows that such coverage expired on August 12, 1989, while personal property coverage at 702 S. Illinois Avenue in Oak Ridge, Tennessee, expired on August 15, 1989. The face amount of the policy which covered the

FILED SEP 18 1989


UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TENNESSEE

equipment was only \$10,000,000, while the debtor listed such property in its petition schedules as having a value of \$63,000,000. The face amount of the personal property policy was only \$5,000, while the debtor listed such property on Schedule B-2, Item 1, as having a value of \$27,000. The debtor also furnished evidence of insurance on a 1988 Jeep Waggoner, but no vehicles are listed in the debtor's schedules filed with the petition.

WHEREFORE, the United States Trustee asks that this court enter an Order pursuant to 11 U.S.C. § 1112(b) converting this proceeding to a case under Chapter 7 of Title 11 of the United States Code.

Respectfully submitted,

B. Franklin Childress, Jr.  
United States Trustee  
Region VIII


  
Patricia C. Foster  
Attorney for U. S. Trustee  
900 Georgia Avenue, Room 48  
Chattanooga, TN 37402  
(615) 752-5153

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the attached Motion to Convert to Chapter 7 was sent by U. S. Mail properly addressed and with correct postage to the following:

David E. Fielder  
Attorney for Debtor  
Suite 600, Plaza Tower  
Knoxville, TN 37929

DONE this 18<sup>th</sup> day of September 1989.

  
Patricia C. Foster  
Attorney for U. S. Trustee  
900 Georgia Avenue, Room 48  
Chattanooga, TN 37402  
(615) 752-5153



IN THE UNITED STATE BANKRUPTCY COURT FOR  
THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

IN RE:

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC.

Debtor.

)  
)  
)  
)  
)  
)

Case No. J-89-01695  
Chapter 11

MOTION FOR SANCTIONS FOR VIOLATIONS  
OF THE AUTOMATIC STAY

Comes now, the Debtor, All Chemical Isotope Enrichment, Inc. and moves this Court to impose sanctions upon the Department of Energy ("DOE") for the willful violation of the automatic stay (11 U.S.C. §362(a)). In support of this Motion, the Debtor would show to the Court as follows:

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §157(b), 11 U.S.C. §106(b), 11 U.S.C. 106(c) and 11 U.S.C. §362(a).

2. DOE has made demand for moneys in which the Debtor has an interest which is held by Anderson County Bank, and such demand constitutes a claim against the bankruptcy estate thereby waiving DOE's immunity from suit. In addition, DOE is not immune from suit under §362 since under the provisions of §362 the automatic stay is applicable to "all entities." Section 106(c) provides that a provision of this title (the Bankruptcy Code) applies to a governmental unit as long as that provision contains the word entity.

3. On or about June 20, 1989, the Debtor filed a

FILED AUG 28 1989  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TENNESSEE

bankruptcy petition for protection from creditors under Chapter 11 of the United States Bankruptcy Code.

4. Prior to the filing of the bankruptcy petition, the Debtor entered into a contract with DOE which provided that the Debtor would enter into an Escrow Agreement with a bank depositing Two Million Dollars (\$2,000,000) into an escrow account. These funds were to compensate DOE for unclassified equipment, should the Debtor not obtain ownership of classified equipment under the terms of the contract and were held by Anderson County Bank pursuant to the terms of an Escrow Agreement between Anderson County Bank and the Debtor, a copy of which is attached hereto as Exhibit A. Though DOE approved the Agreement, the only two parties to the Escrow Agreement are the Debtor and Anderson County Bank. As a party to the Escrow Agreement, the Debtor has an interest in the funds held in escrow therefore, such funds constitute property of the bankruptcy estate.

5. DOE made written demand upon the Anderson County Bank for the funds in the escrow account on August 16, 1989. A copy of the demand letter is attached hereto as Exhibit B.

6. The Debtor gave notice to the United States Attorney, as counsel for DOE, that such demand was a violation of the automatic stay on August 16, 1989. A copy of the letter to the United States Attorney is attached as Exhibit C.

7. The following day, DOE again made written demand on Anderson County Bank for the funds held in the escrow account. A copy of the demand letter dated August 17, 1989 is attached hereto as Exhibit D.

8. DOE sent these demand letters and made other demands upon the Bank despite actual knowledge of the Bankruptcy Petition filing.

9. The Debtor also avers that DOE has taken action to take control of certain equipment owned by the Debtor which is located at the Portsmouth, Ohio DOE Facility in violation of 11 U.S.C. §362(a) and has intentionally interfered with the Debtor's business affairs. Specifically, DOE on or about August 23, 1989 took action to revoke security clearances and to deny access to the DOE Facility of two contractors who were working on behalf of the Debtor to coordinate prospective sales of the Debtor's equipment located at the DOE Facility. The Debtor avers that these actions were taken willfully with intent to take control of the Debtor's assets and have substantially damaged the Debtor, all in violation of the automatic stay.

10. The Debtor avers that the actions of the DOE violate subparagraphs (1), (2), (3), (4), (5) and (6) of 11 U.S.C. §362(a) and the Court should impose sanctions for such violations, including, actual damages, attorneys' fees, costs and punitive damages.



WHEREFORE, premises considered, the Debtor, prays as follows:

1. That this Court determine that the actions by DOE constitute willful violations of 11 U.S.C. §362(a).

2. That this Court impose sanctions on DOE for its willful violation of the automatic stay including, without limitation, actual damage, attorneys' fees, costs and punitive damages; and

3. That the Debtor be granted any and all other further relief which this Court deems appropriate.

Respectfully Submitted,

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: David E. Fielder  
David E. Fielder  
Mary D. Miller  
Suite 600, Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400

CERTIFICATE OF SERVICE

It is hereby certified that the undersigned has served a true and correct copy of the foregoing Motion for Sanctions and an Injunction for Violations of the Automatic Stay upon all creditors and other parties in interest as set forth on the attached list, by U.S. Mail or by hand delivery, this 22<sup>nd</sup> day of August, 1989.

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: David E. Fielder  
David E. Fielder  
Mary D. Miller  
Suite 600, Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400

Insurance Service Group  
130 Main Street  
Clinton, TN 37717-0703

Mike Fitzpatrick, Esquire  
Jenkins & Jenkins  
2121 Plaza Tower  
Knoxville, TN 37929

Linda Stewart  
Adroit Office Supplies  
122 East Division Road  
Oak Ridge, TN 37830

Peat Marwick  
767 Fifth Avenue  
New York, NY 10153

Stanley G. Bnert, Esquire  
Suite 2108 Plaza Tower  
Knoxville, TN 37929

Advantage Leasing  
10501 Wayzata Blvd.  
Minnetonka, MN 55343

Pike Sanitation Co.  
120 S. Lock Street  
Waverly, OH 45600-1389

Edward M. Owens, Jr., Esq.  
Morton, Lewis, King & Krieg  
P.O. Box 2425  
Knoxville, TN 37901

American Photocopy  
P.O. Box 61  
Knoxville, TN 37901

Polaris Travel  
136 S. Illinois Ave.  
Oak Ridge, TN 37830

James Moore, Esquire  
620 Market St., Suite 301  
Knoxville, TN 37902

Millwright Billinos  
Rosemary E. Pomeroy, Atty.  
225 E. Broad Street  
Columbus, OH 43215-3709

Principal Mutual  
Rusty Farrell, Ins. Admrs.  
P.O. Box 4998  
Knoxville, TN 37921-0998

Ann Ward, Esquire  
Department of Energy  
Office of Chief Counsel  
P.O. Box 2001  
Oak Ridge, TN 37831-8510

John H. Smelser, Jr.  
CEO, Inc.  
P.O. Box 595  
Knoxville, TN 37901

Mr. Ray Pinkstaff  
Pugh & Company  
P.O. Box 50250  
Knoxville, TN 37950-0250

Pamela Steele, Esquire  
U.S. Department of Justice  
P.O. Box 872  
Knoxville, TN 37901

City of Oak Ridge  
P.O. Box 1  
Oak Ridge, TN 37831

Mike Anderson  
Rent-A-Maid  
Route 3, Box 238  
Clinton, TN 37716

William Sonnenberg, Esquire  
Office of the U.S. Trustee  
Room 62  
U.S.P.O. and Courthouse  
Chattanooga, TN 37402

William E. Wynne  
Ebasco  
Two World Trade Center  
New York, NY 10048-0752

Gordon Sams  
Scott Sams Enterprises  
6500 Papermill Road  
Suite 210  
Knoxville, TN 37919

Patricia Foster, Esquire  
Office of the U.S. Trustee  
6th Floor, Plaza Tower  
Knoxville, TN 37929

Ann Hasden  
H & R Technical Associates  
575 Oak Ridge Turnpike  
Oak Ridge, TN 37830

TN Comm. Credit  
P.O. Box 188  
Loudon, TN 37774

Internal Revenue Service  
Special Procedures  
P.O. Box 1107  
Nashville, TN 37202  
ATTN: C. G. (NICK) WILLIAMS

Jim Harbin  
Harbin Company  
706 S. Illinois Ave.  
Suite D 105  
Oak Ridge, TN 37830

Tenninal Steel  
6561 E. Seven Mile Road  
Detroit, MI 48234

JHR  
P.O. Box 60

John Weaver, Esquire  
McCord & Weaver  
22nd Floor, Plaza Tower

EXHIBIT AESCROW AGREEMENT

THIS ESCROW AGREEMENT is made and entered into on this the 14th day of May, 1989, by and between ALL CHEMICAL ISOTOPE ENRICHMENT, INC., a Tennessee corporation hereinafter referred to by its acronym "AlChemIE" and Richardson County Bank hereinafter referred to as "Escrow Agent."

## WITNESSETH:

THAT WHEREAS AlChemIE and the United States Department of Energy (USDOE) have entered into a contract for the sale by USDOE to AlChemIE of equipment from the terminated GAS CENTRIFUGE ENRICHMENT PROGRAM, and

WHEREAS, said equipment is currently located at DOE's Gas Centrifuge Plant in Portsmouth, Ohio, and a benefit to USDOE from the AlChemIE/USDOE transaction is the cost avoidance of removing said equipment, and AlChemIE has agreed to pay the cost thereof, and

WHEREAS, to additionally compensate DOE under certain circumstances, AlChemIE has agreed to post an escrow account in the amount of two Million Dollars, with the terms and conditions of said account governed by this document, and

WHEREAS, the applicable portions of the AlChemIE/USDOE agreement addressing the escrow account are stated verbatim as follows:

"A. Ownership of the unclassified equipment shall vest in AlChemIE upon:

(ii) Deposit by AlChemIE of \$2 million in an escrow account pursuant to an agreement between AlChemIE and a bank, the terms of which have heretofore been approved by USDOE. The approved form of escrow agreement is attached hereto and made a part hereof as Attachment 2.

B. The purpose of the \$2 million escrow account is to additionally compensate USDOE for the unclassified equipment should AlChemIE not obtain ownership of the classified equipment. Therefore, the parties agree that:



- (i) Interest on the escrowed funds shall be the property of AlChemIE;
  - (ii) The escrow agreement shall terminate and the funds be released to AlChemIE when AlChemIE acquires ownership of the classified equipment pursuant to paragraph 4 hereof;
  - (iii) Should AlChemIE not obtain ownership of the classified equipment and this Agreement is terminated under paragraph 4 after ownership of the unclassified equipment has vested in AlChemIE, the escrowed funds shall become the property of DOE without requirement of any legal action.
- C. If the Attorney General advises that the transfer would be inconsistent with the antitrust laws, this Agreement shall terminate. If AlChemIE has not deposited \$2 million in the escrow account within 30 days after the date of receipt of the opinion of the Attorney General that the proposed transfer of equipment to AlChemIE is not inconsistent with the antitrust laws, this Agreement shall terminate. Said 30-day period may be extended by mutual agreement of the parties."

(AlChemIE/USDOE Agreement, pages 4 and 5)

NOW, THEREFORE, in order to establish an escrow account which meets the foregoing criteria, AlChemIE and A.C.B. agree as follows:

1. AlChemIE hereby deposits Two Million Dollars with A.C.B. which shall hold said funds as Escrow Agent.
2. Interest generated from the escrowed funds shall be the property of AlChemIE and shall be paid periodically to AlChemIE, at AlChemIE's direction.
3. The disposition of the escrowed funds shall occur as follows:
  - a) The escrowed funds (\$2 million without deduction) shall be remitted to USDOE, in accordance with the terms of this agreement.
  - b) If AlChemIE performs the actions necessary to obtain ownership of classified gas centrifuge equipment pursuant to Paragraph 4 of the . . .

Alchemie/USDOE agreement, then, upon submission of proof thereof to the Escrow Agent, the escrow funds shall be disbursed upon demand to Alchemie.

c) If Alchemie obtains ownership of the unclassified gas centrifuge equipment but does not obtain ownership of the classified equipment, then, upon submission of proof thereof to the Escrow Agent, the escrow funds shall be disbursed upon demand to USDOE.

d) For purposes of this Agreement, "Proof" shall be defined as an instrument signed by USDOE and attesting to the Escrow Agent the appropriate disposition of the escrowed funds.

e) At the time of disbursement under any conditions hereof, accrued interest shall be paid to Alchemie.

4. It is expressly understood and acknowledged that the escrowed funds are not to be pledged, assigned, or in any manner encumbered except as addressed herein.

IN WITNESS WHEREOF, the parties hereto now sign this Escrow Agreement, attesting by the signatures below that this document has been read, understood, and concurred with in full.

Steph... CHAIRMAN,  
BOARD OF DIRECTORS  
All Chemical Isotopes Enrichment, Inc.

May 4, 1988  
Date

William A. Brown  
President Bank

May 4, 1988  
Date

Approved: Robert E. Lynch  
U.S. Department of Energy

May 4, 1988  
Date

EXHIBIT B**Department of Energy**

Oak Ridge Operations

P.O. Box 2001

Oak Ridge, Tennessee 37831-8755

August 16, 1989

Mr. James F. Griffin, President  
Anderson County Bank  
101 South Main Street  
Clinton, Tennessee 37716

Dear Mr. Griffin:

**SALES AGREEMENT (CONTRACT NO. DE-R005-BB0R21776)**

Sales Agreement (Contract No. DE-R005-BB0R21776) between the Department of Energy (DOE) and All Chemical Isotopes Enrichment Company, Inc. (AlChemIE) expired of its own terms yesterday, August 15, 1989, and was not extended. The enclosed letter of August 11, 1989, from DOE to AlChemIE contains some details you might find useful about the expiration of the Sales Agreement.

The Escrow Agreement dated May 4, 1988, executed by AlChemIE and the Bank of Anderson County, with DOE's approval, provides in part as follows:

- 3.c) If AlChemIE obtains ownership of the unclassified gas centrifuge equipment but does not obtain ownership of the classified equipment, then, upon submission of proof thereof to the Escrow Agent, the escrow funds shall be disbursed upon demand to USDOE.
- d) For purposes of this Agreement, "Proof" shall be defined as an instrument signed by USDOE and attesting to the Escrow Agent the appropriate disposition of funds.

This is to inform you officially that the Sales Agreement between DOE and AlChemIE expired of its own terms on August 15, 1989, without AlChemIE having obtained ownership of the classified equipment. DOE hereby officially demands that the funds in the escrow account be disbursed to it by Anderson County Bank by making a wire transfer of the funds today, August 16, 1989. The wire transfer should be made to the Federal Reserve Bank of New York for credit to DOE Oak Ridge. The following information is provided for use in making the wire transfer:



Mr. James F. Griffin

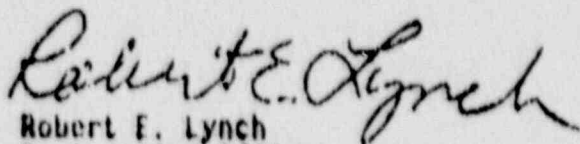
- 2 -

August 16, 1989

Receiving Bank  
Line 2 - Receiver DFI# (To Bank)  
Line 5 - Rec-DFI-Name & Product Code  
Line 6 - Third Party Information

TREASURY DEPARTMENT  
021030004  
TREAS NYC/CTR/  
BNF-/AC-89185369 OBI-DOE  
Oak Ridge, TN ORV  
Invoice No.  
Sales Doc No. DE-R005-880R21776

Sincerely,



Robert E. Lynch  
Contracting Officer

Enclosure

cc w/enclosure:  
Dr. A. Andrew Carey, President  
AlChemIE, Oak Ridge, TN 37831

EXHIBIT C

LAW OFFICES  
HARRIS, DONELSON, BEARMAN, ADAMS, WILLIAMS & KIRSON  
A PROFESSIONAL CORPORATION

SUITE 600 - THREE FLOORS  
600 GAY STREET

KNOXVILLE, TENNESSEE 37920

(615) 272-4400

TELEPHONE

(615) 272-5101

WILLIAMS' DIRECT DIAL (615)

TWENTIETH FLOOR  
FIRST TENNESSEE BUILDING  
MEMPHIS, TENNESSEE 38103  
MU 11 830-8000  
TELECOPIER (901) 677-2303

SUITE 308, THE FORUM BUILDING  
6750 POPLAR AVENUE  
MEMPHIS, TENNESSEE 38138  
(901) 788-0713  
TELECOPIER (901) 788-7847

SUITE 600  
KNOXVILLE CITY CENTER BUILDING  
511 UNION STREET  
KNOXVILLE, TENNESSEE 37910  
(615) 788-0018  
TELECOPIER (615) 788-7378

TENTH FLOOR  
JAMES BUILDING  
735 BRADY STREET  
CHATTANOOGA, TENNESSEE 37402  
(615) 762-4400  
TELECOPIER (615) 762-4410

A. L. HARRIS 1000-1000  
E. A. WILLIAMS, JR. 1000-1078  
J. H. KIRSON 1000-1003  
W. L. BEARMAN, JR. 1000-1000

- LEO BEARMAN
- CLIVE W. DANE
- LEWIS W. DONELSON
- FRANK P. DAVIS, JR.
- FRANK WILLIAMS, III
- FRANK W. DAVIS, JR.
- BOY DEWITT
- DAVID G. WILLIAMS
- DOUGLAS A. MALMO
- ROBERT MONTGOMERY WHITE
- ROBERT D. BIRD
- LEO BEARMAN, JR.
- MAURICE WELLS
- WILLIAM HUME BARR
- STEPHEN H. BULLER
- RICHARD B. DORSETT
- MICHAEL P. FLEMMING
- ROBERT WALSH
- ROBERT D. BIRD, JR.
- O. MICHAEL RICHARDS
- JOHN S. SPILL
- CHARLES T. TROTT, JR.
- SAMUEL H. DAVIS, JR.
- J. THOMAS SMITH
- H. WYATT JAMES III
- COURTNEY H. PEARRE
- LARRY S. WILSON
- JUN P. STEWART
- WALTER P. BRIDGEMAN
- ROBERT G. LINDEN
- DANIEL G. HATFIELD
- WILLIAM H. D. FOLLO, JR.
- STEPHEN B. ANDERSON
- ALLAN J. WARD
- DUSTIN SILVIA MALONE
- FRANK P. DONELSON
- STEPHEN G. WAREFIELD
- CHARLES E. HARRIS
- O. MATTHEW BLUMER
- DAVID S. FIELDS
- HARRIS PATRICK BULLER
- ROBERT T. LEWIS, III
- BICHARD J. WELLS
- JOHN C. PHIPPS II
- DEAN ADAMS, JR.
- EVRENE J. FOREMAN, JR.
- B. ROBERT MORRIS
- DANIEL S. HARRIS

- JOHN C. MURPHY
- PATRICK P. BARRER
- JOHN H. MURPHY
- MICHAEL W. SPENCER
- CHARLES B. WALTER
- DEBORAH S. HARRIS
- JOHN P. MOYER
- MARY L. ANDREW
- DAVID W. BARR, JR.
- ANITA PEACOCK BARR
- SHIRLEY JUDITH CUMMINGS
- WILLIAM B. BISHOP, JR.
- JOHN H. BISHOP
- CHARLES W. RAY
- JOHN P. HARRIS
- ANNE S. HARRIS
- LIZBETH M. HARRIS
- JOHN H. HARRIS, JR.
- JILL M. STEINBERG
- STEPHEN P. STEINBERG
- JAMES A. FIELDS
- MICHAEL C. PATTON
- STEPHEN E. ROTH
- SCOTT A. HARRIS
- DAVID I. HARRIS
- WILLIAM H. HARRIS, III
- MICHAEL HARRIS BARRER
- MARK H. HARRIS
- STEPHEN W. HARRIS
- JOHN W. HARRIS
- JACK E. HARRIS, JR.
- STEPHEN W. HARRIS
- BENJAMIN H. HARRIS
- EDWARD J. HARRIS, JR.
- JEFFREY L. HARRIS
- WILLIAM H. HARRIS

- EDMUND
- DEAN ADAMS
- ROBERT M. MORRIS
- EDWARD S. BULLER
- KEITH WILSON

August 16, 1989

HARD DELIVERY

Pam Steele  
Assistant U.S. Attorney  
P.O. Box 872  
Knoxville, Tennessee 37901

RE: In Re AlchemIE  
Case No. 3-89-01695

Dear Pam:

It has come to our attention that the Department of Energy has made demand upon the Anderson County Bank for funds held in an escrow account at the Anderson County Bank for the benefit of AlchemIE, because of the expiration of the sales contract between AlchemIE and the Department of Energy. Irrelevant of the time for performance of the contract, it is our position that these funds are property of the bankruptcy estate and as such, the Department of Energy is subject to the provisions of the automatic stay pursuant to 11 U.S.C. §362. We consider this demand a violation of the automatic stay. As you will note, 11 U.S.C. §362(a) does use the word "entities" as required by 11 U.S.C. §106(c), and, therefore, the Department of Energy would not be immune from suit. If

Pam Steele  
August 16, 1989  
Page 2

actions are not taken to retract this demand, we will have to pursue sanctions against the Department of Energy pursuant to 11 U.S.C. §362(h).

Sincerely,

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: *Mary D. Miller*  
David E. Fielder  
Mary D. Miller

MDM/sj  
mdm12.29





## Department of Energy

EXHIBIT D

Oak Ridge Operations  
P.O. Box 2001  
Oak Ridge, Tennessee 37831-0200 H755

August 17, 1989

Mr. James F. Griffin, President  
Anderson County Bank  
101 South Main Street  
Clinton, Tennessee 37716

Dear Mr. Griffin:

SALES AGREEMENT (CONTRACT NO. DC-R005-88OR21776)

You were notified by letter dated August 16, 1989, that the above referenced sales agreement between All Chemical Isotope Enrichment Company, Inc. (AlChemIE) and the Department of Energy (DOE) expired by its own terms on August 15, 1989. In accordance with the terms of an Escrow Agreement dated May 4, 1988, executed by AlChemIE and the Anderson County Bank (Bank), with the approval of DOE, the Bank was required to disburse funds in the referenced escrow account upon demand by DOE after the expiration of the Sales Agreement. The August 16, 1989, letter directed you to disburse the funds by wire transfer on that date to an account held by the U.S. Department of Treasury in the Federal Reserve Bank. As of this date, the funds have not been transferred. Unless you comply immediately with DOE's demand for transfer of the funds, DOE will have to take any appropriate steps to force compliance.

This letter is to notify you that any interest accruing on the funds in the escrow account after August 15, 1989, is the property of the U.S. Government and shall not be paid to AlChemIE. Provisions in the Escrow Agreement allowing AlChemIE to be paid interest earned on the account applied only while the funds were properly being held in escrow. Once DOE properly made demand for the money in the account, as DOE did yesterday, DOE, not AlChemIE, is entitled to interest earned from August 15, 1989, until the funds are paid to DOE.

Thank you for your cooperation.

Sincerely,

*Robert E. Lynch*  
Robert E. Lynch  
Contracting Officer

cc: Dr. A. Andrew Carey, President  
AlChemIE, Oak Ridge, TN 37831

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE: ALL CHEMICAL ISOTOPE ENRICHMENT, INC.  
DBA ALCHEMIE, INC.

Debtor Case No. 9-89-01625

OBJECTION TO MOTION TO DISMISS  
AND/OR MOTION FOR CONTINUANCE

COMES NOW Dennis L. Bell, a shareholder and creditor in this cause, and Maurice Hill and Paul Hayden as shareholders, hereinafter collectively referred to as Respondents, by and through counsel and in support of his objection to Debtor's Motion to Dismiss would say unto this Honorable Court as follows:

1. On or about the 14th day of July, 1989 the Debtor filed for a Motion to Dismiss the bankruptcy.
2. In Paragraphs 3 and 4 of the Motion to Dismiss the Debtor indicates that it has solved it's differences with the bank and can pay it's legitimate debt when it falls due. Pursuant to information available to Respondents as of Friday, the 21st of July, 1989, the Respondents believe that there is a substantial likelihood that the Debtor has not solved these differences and is not in a position to satisfy it's creditors.
3. Respondents are of the opinion that in order to satisfy the bank and other creditors that the Debtor must have an \$8,000,000 bond that is accepted by the Department of Energy and is in place and that the Debtor must also have the agreement of the shareholders of the company to dilute the shares of the company before outside investors, on which Debtor is counting to satisfy the creditors, have a legal obligation to come forward and participate with the Debtor in satisfying the creditors.



4. Respondents are of the opinion that before these conditions are met, the Debtor should remain in Chapter 11 as the Respondents wish for the Court to oversee the reorganization of the Debtor and oversee any proposal that is made that will affect the creditors and the shareholders of the Debtor.

5. Respondents have just received late on Thursday, July 20, 1989 various documents which purport to be the Memorandum of Understanding and other documents involving the Debtors ability to satisfy the creditors, copies of which are attached hereto as Collective Exhibit A to this Motion, and the Respondents believe that it should have substantially more time to review these documents than two business days and would therefore request the Court to continue this hearing on the Motion to Dismiss until such time as the Respondents and other creditors and the shareholders of AlChemIE have an opportunity to review this transaction.

6. The Respondents are aware that the Debtor is alleging that the dismissal of the Chapter 11 must occur on July 24th and the dilution of the stock occur on Saturday the 29th or the investors that Debtor is relying upon to satisfy the creditors will no longer be a viable option for the company. The Respondents feel that the urgency of the time frame is invalid and improper and would show this Honorable Court that in the event a dismissal is in the best interest of the creditors and the shareholders of AlChemIE that the decision can be made after the information is distributed to all interested parties and after the conditions precedent have been met.

WHEREFORE, premises considered, the Respondents would pray unto this Honorable Court as follows:

1. That this Motion to Dismiss the bankruptcy be denied.
2. That in the alternative the Motion to Dismiss this bankruptcy be continued until such time as the creditors and shareholders of AlChemIE have had ample opportunity to review this critical information and until such time as the conditions precedent to any relief available for the creditors of AlChemIE have been met.



3. For such other further and general relief to which Respondents may be entitled.

4. That costs of this dismissal be taxed to the Debtor.

WITNESSETH this the 21<sup>st</sup> day of July, 1989.

Respectively Submitted

By:

George M. Johnson  
George M. Johnson  
David A. Burkhalter  
Counsel for Respondents

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served upon those entities below by mailing a copy of same to them with first class postage prepaid, or by hand delivery, and in addition thereto a copy has been FAXed to those entities indicated.

George M. Johnson  
George M. Johnson

*Alchemie, Inc.*

UNITED STATES BANKRUPTCY COURT  
For the EASTERN District of TENNESSEE

In re

ALL CHEMICAL ISOTOPE ENRICHMENT, INC  
A/K/A ALCHEMIE

Case No. 3-89-01695

Debtor(s)

Chapter 11

**NOTICE TO PARTIES IN INTEREST**

Notice is hereby given that:

A hearing will be held October 19, 1989  
at 1:30 P.M. in the courtroom, 15th Floor, Plaza Tower  
Knoxville, Tennessee, on the following:

1. MOTION BY JOHN H. SMELSER, JR.  
AND C.E.O., INC. TO CONVERT CASE  
TO CHAPTER 7;
2. MOTION BY THE U.S. TRUSTEE TO  
CONVERT CASE TO CHAPTER 7.

cc Debtor  
David E. Fielder, Attorney for Debtor  
United States Trustee  
M. Edward Owens, Jr., Attorney for John H. Smelser, Jr.  
and C.E.O., Inc.  
District Director of Internal Revenue  
United States Attorney  
All Creditors

RALPH T. BROWN  
Clerk of Bankruptcy Court

Date of Issuance: 09/29/89

By: Susan Raughing  
Deputy Clerk

UNITED STATES BANKRUPTCY COURT  
For the EASTERN District of TENNESSEE

In re

ALL CHEMICAL ISOTOPE ENRICHMENT, INC  
D/B/A ALCHEMIE

Case No. 3-89-01695

Debtor(s)

Chapter 11

**NOTICE TO PARTIES IN INTEREST**

Notice is hereby given that:

A hearing will be held October 10, 1989  
at 09:00 A.M. in the courtroom, 15th Floor, Plaza Tower  
Knoxville, Tennessee, on the following:

MOTION, FILED BY TENNESSEE COMMERCIAL CREDIT CORP. ON SEPT. 22, 1989, FOR RELIEF FROM THE AUTOMATIC STAY.

- cc All Chemical Isotope Enrichment, Inc., Debtor
- David E. Fielder, Attorney for Debtor
- United States Trustee
- R. Louis Crossley, Jr., Attorney for movant
- Creditors Committee Members
- M. Edward Owens, Jr., Esq.
- L. Caesar Stair, III, Esq.
- Mark K. Williams, Esq.
- Pamela G. Steele, Asst. United States Attorney
- Charles H. Child, Esq.
- Jennifer J. Fowler, Esq.
- Michael H. Fitzpatrick, Esq.
- Daniel J. Moore, Esq.

RALPH T. BROWN  
Clerk of Bankruptcy Court

Date of Issuance: Sept. 28, 1989

By:

Debra C. Settles  
Deputy Clerk



UNITED STATES BANKRUPTCY COURT  
For the EASTERN District of TENNESSEE

In re

ALL CHEMICAL ISOTOPE ENRICHMENT,  
INC. A/K/A ALCHEMIE, INC.

Case No. 3-89-01695

Debtor(s)

Chapter 11

**NOTICE TO PARTIES IN INTEREST**

Notice is hereby given that:

A hearing will be held September 14, 1989  
at 1:30 P.M. in the courtroom, 15th Floor, Plaza Tower  
Knoxville, Tennessee, on the following:

MOTION, FILED BY THE DEBTOR ON  
AUG. 31, 1989, FOR APPROVAL OF  
POST-PETITION UNSECURED FINANCING.

cc Debtor  
David E. Fielder, Attorney for Debtor  
Mary D. Miller, Attorney for Debtor  
United States Trustee  
Creditors Committee Members  
Parties shown in certificate of service  
attached to motion

RALPH T. BROWN  
Clerk of Bankruptcy Court

Date of Issuance: 09/07/89

By: Susan D. Hughes  
Deputy Clerk

UNITED STATES BANKRUPTCY COURT  
For the EASTERN District of TENNESSEE

In re

ALL CHEMICAL ISOTOPE ENRICHMENT, INC  
D/B/A ALCHEMIE, INC.

Case No. 3-89-01695

Debtor(s)

Chapter 11

**NOTICE TO PARTIES IN INTEREST**

Notice is hereby given that:

A hearing will be held September 13, 1989  
at 09:00 A.M. in the courtroom, 15th Floor, Plaza Tower  
Knoxville, Tennessee, on the following:

1. MOTION BY JOHN H. SMELSER, JR.  
AND C.E.O., INC. TO COMPEL ANDERSON  
CO. BANK TO APPEAR AND ANSWER;
2. MOTION BY JOHN H. SMELSER, JR.  
TO ALTER OR AMEND AGREED ORDER OF  
AUG. 25, 1989.

cc Debtor  
David E. Fielder, Attorney for Debtor  
Mary D. Miller, Attorney for Debtor  
United States Attorney  
Michael H. Fitzpatrick, Esq.  
Creditors Committee Members  
M. Edward Owens, Jr., Attorney for Movant  
United States Trustee

RALPH T. BROWN  
Clerk of Bankruptcy Court

Date of Issuance: 09/07/89

By: Susan Pugh  
Deputy Clerk

UNITED STATES BANKRUPTCY COURT  
For the EASTERN District of TENNESSEE

In re

ALL CHEMICAL ISOTOPE ENRICHMENT, INC  
A/K/A ALCHEMIE, INC.

Case No. 3-89-01695

Debtor(s)

Chapter 11

**NOTICE TO PARTIES IN INTEREST**

Notice is hereby given that:

A hearing will be held August 24, 1989  
at 1:30 P.M. in the courtroom, 15th Floor, Plaza Tower  
Knoxville, Tennessee, on the following:

MOTION, FILED BY BEN BRABSON AND  
RICHARD VANCE ON AUGUST 2, 1989,  
FOR PROTECTIVE ORDER AND SANCTIONS.

cc Debtor  
Charles W. Kite, Attorney for Debtor  
United States Trustee  
Ben D. Eranson, Jr., Esq.  
James R. Moore, Esq.  
Stanley G. Emert, Jr., Esq.  
Jerrold L. Becker, Esq.

RALPH T. BROWN  
Clerk of Bankruptcy Court

Date of Issuance: August 11, 1989

By: *Susan Rughier*  
Deputy Clerk



UNITED STATES BANKRUPTCY COURT  
For the EASTERN District of TENNESSEE

In re

ALL CHEMICAL ISOTOPE ENRICHMENT, INC  
AKA ALCHEMIE

8-389

Case No. 3-89-01695

Debtor(s)

Chapter 11

**NOTICE TO PARTIES IN INTEREST**

Notice is hereby given that:

A hearing will be held August 9, 1989  
at 09:00 A.M. in the courtroom, 15th Floor, Plaza Tower  
Knoxville, Tennessee, on the following:

1. MOTION OF H.G. MILLER TO QUASH OR MODIFY SUBPOENA;
2. MOTION OF DON O'SULLIVAN TO QUASH OR MODIFY SUBPOENA.

CC Debtor  
Charles W. Kite, Atty. for Debtor  
United States Trustee  
James R. Moore, Attorney for Universal Brokers  
John F. Weaver, Attorney for Movants

RALPH T. BROWN  
Clerk of Bankruptcy Court

Date of Issuance: August 2, 1989

By:

Susan D. Raughter  
Deputy Clerk

# a. Anderson Cb County Bank

Member FDIC  
101 South Main Street  
Clinton, Tennessee 37716  
615/457-4200

August 25, 1985

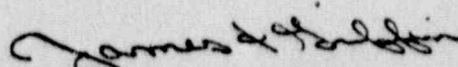
Bankruptcy Court Clerk  
1501 Plaza Tower  
Knoxville, TN 37927

Reference: Alchemie  
All Chemical Isotope Enrichment, Inc.  
Case #3-89-01695


I am President of Anderson County Bank, Clinton, Tennessee.

I hereby acknowledge the \$2,000,000.00 Escrow Account between Anderson County Bank and Alchemie has been collateralized for the amount in excess of the F.D.I.C. Insurance with Treasury Bills and Government Securities.

Sincerely,

  
James F. Griffin  
President

Sworn to and subscribed before me on the date first above written.

  
Notary Public

My commission expires

4/22/91

RECEIVED AUG 25 1985  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TENNESSEE  
BY \_\_\_\_\_

**FDIC**

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

IN RE:

ALL CHEMICAL ISOTOPE ENRICHMENT, Case No. 3-89-01695  
INC., d/b/a ALCHEMIE, INC., (Richard Stair, Jr.)  
Debtor.

AGREED ORDER

This matter came before the Court on August 24, 1989, upon the agreement reached between Anderson County Bank and the Debtor concerning the Motion for Relief from Stay, or in the alternative for adequate protection, filed by the Bank after preliminary hearing held August 9, 1989 and entered by the Court on August 16, 1989 with objections to be considered this date and the objections to the agreed order of John Smelser, Universal Brokers of Equipment and the Department of Energy. The Court has considered the objections filed and the statements of counsel for the Debtor, Anderson County Bank, and the objecting creditors and directs as follows:

Wherefore it is ORDERED as follows:

1. The Debtor in conjunction with Anderson County Bank may begin soliciting contracts for sale of the surplus unclassified equipment owned by Alchemie which is the equipment owned as a result of the Bill Of Sale between the Debtor and DOE dated November 20, 1987 excluding the equipment designated as "hold" equipment by the Debtor as listed in Exhibit A attached hereto

ATTEST: A true and correct copy.

This 25th day of August, 1989

Clerk

By: Delia C. Stair

Deputy Clerk



and made a part hereof and all necessary expenses associated with preparing and removing the equipment to consummate the contracts for sale.

2. The Debtor and Anderson County Bank shall comply with all requirements for security or otherwise of the Department of Energy or Martin Marietta in removing and selling the surplus unclassified equipment.

3. Tim Rowe shall be retained as an independent contractor by the Debtor and be designated as the site representative of the Debtor at the location of the equipment in Ohio, but his consultant's fee of \$700.00 per week shall be paid by Anderson County Bank and which expense the Bank shall recover from the sales of equipment as a cost of sale.

4. The Bank will commit to pay the independent contractors to be hired for the purpose of dismantling, removing and otherwise preparing the equipment for sale and such costs shall be deducted from any sales proceeds.

5. The Bank may designate a site representative in Ohio on its behalf, to be a person approved by the Debtor, but is not required to designate a site representative.

6. All bids for the purchase of surplus unclassified equipment must bear the written approval of A. Andrew Carey on behalf of the Debtor and William Arowood on behalf of Anderson County Bank or they shall not be enforceable.

7. All bids in excess of \$10,000.00 or any bid at any amount for technical equipment shall not be consummated prior to

notice to Pamela Steele, Assistant U.S. Attorney, Patricia Foster, Counsel for the U.S. Trustee, the 20 largest creditors of the Debtor, James Moore, Counsel for Universal Brokers of Equipment, and M. Edward Owens, counsel for John Smelser of the intended sale and an opportunity for objection.

8. All sales of surplus unclassified equipment shall be for cash, certified check or cashier's check at time of delivery.

9. The funds received from sale shall be deposited in a new account to be opened at Anderson County Bank in the name of the Debtor, as a Debtor in possession, sales escrow account, with A. Andrew Carey to be the authorized signatory. The Bank shall prepare written reports of the account on a weekly basis for submission to the Debtor. In the event that the account balance ever exceeds \$100,000.00, the Bank shall pledge government securities to collateralize the account in excess of the FDIC insurance of \$100,000.00. No withdrawals shall be made from the account except for the expense of sale except upon order of the Court.


10. The site representative of Alchemie shall provide weekly reports to the Debtor and Anderson County Bank (through Bill Arowood) of all Exit Orders.

11. The Debtor shall make monthly reports beginning September 15, 1989 to the Court of all sales consummated and expenses paid or incurred which reports shall be in addition to the monthly operating reports required of the debtor.

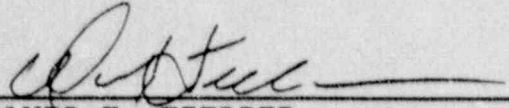
12. The escrow account at Anderson County Bank in the original amount of \$2,000,000.00 shall be collateralized by the close of business on August 25, 1989 or transferred to another bank which has the inclination and financial capacity to collateralize the account. No withdrawals shall be made from the account except upon the orders of the Court. The interest on the deposit shall be capitalized and also insured or collateralized.

ENTERED: August 25, 1989


FOR THE COURT

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
U.S. Bankruptcy Judge

APPROVED:

  
\_\_\_\_\_  
DAVID E. FIELDER  
Counsel for Debtor

HEISKELL, CONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH  
Suit 600, Plaza Tower  
Knoxville, TN 37929  
Phone: 615-522-4400

  
\_\_\_\_\_  
MICHAEL H. FITZPATRICK  
Attorney for Anderson County Bank

JENKINS & JENKINS  
2121 Plaza Tower  
Knoxville, TN 37929  
Phone: 615-524-1873



Pamela G. Steele

Pamela Steele, Esquire  
Assistant U.S. Attorney  
U.S. Courthouse and P.O. Bldg.  
Knoxville, TN 37901

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Agreed Order has been served upon the following parties at the indicated addresses by hand delivery this the 25<sup>th</sup> day of August, 1989:

U.S. Trustee  
c/o Patricia C. Foster  
610 Plaza Tower  
Knoxville, TN 37929

William H. Fitzpatrick  
Attorney

Alch.ord

**EX A****AlChemIE, Inc.**

All Chemical Isotope Enrichment, Inc.

June 9, 1989

Ms. Melda Rafferty  
U.S. Department of Energy  
Portsmouth Enrichment Office  
P.O. Box 700  
Piketon, OH 45661-0700

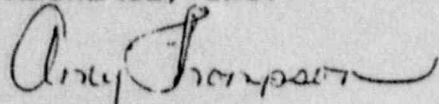
Dear Ms. Rafferty:

Enclosed is a copy of AlChemIE's "Hold List," which was prepared by Ernie C. Evans. This list is supplemented by the "Critical Items List for Removal of Centrifuges from GCEP" also prepared by Mr. Evans.

If further information is required please let me know.

Sincerely,

ALCHEMIE, INC.



Amy S. Thompson  
Office Manager

AST/bc

cc: Tim Roe, Interim-AlChemIE Site Representative

HOLD FOR ALCHEMIE

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
626	Machine installation cart w/tools, 10-drawer	1	1
* 745	Pump, Vacuum, Purge, 7.5HP TRF 1 to IDN 16457 15 to IDN 18340	78	15
* 746	Retrofit Kit Purge Vacuum Pump	50	15
787	Valves CIV-1-FC(S) not replaceable within 9 mos.	338	200
1012	Main Tools, Special	2	2
1022	Valves SCV-1/2-M	660	100
1024	Valves SMUA-1/2-M	519	100
1026	Valves SV-1/2-FC	16	16
1027	Valves SV-1-FC	100	50
1030	Valves SV-1-M	24	24
1426	Flexible Connectors Item 10-14	999	100
1427	Flexible Connectors Item 10-14	999	999
1431	Flexible Connectors Item 10-13	1 lot	100
1437	Flexible Connectors Item 10-17 2585 per lot	1 lot	100
1438	Flexible Connectors Items 10-16	999	100
1446	Isolator Mounting Kit 6621 per lot	1 lot	2600
1447	Mounting Lug Kits 6136 per lot	1 lot	2600
1454	Center Supports, 1680 per lot	1 lot	750
1524	Flexible Connectors Item 8-166	368	100

\* NOT ON ALCHEMIE EQUIPMENT  
List dated July 12, 1988



<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
1526	Flexible Connectors Item 3-188 Planning No. 724-7	47	5
1528	Flexible Connectors Item 10-12	99	5
1530	Flexible Connectors Item 10-10	73	5
* 1540	Floor Module	40	40
* 1541	Floor Module Lug	6	6
1580	Ground Straps, 3637 per lot	1 lot	100
1603	O Ring Size 220	234	234
1608	O Ring Size 335 1000 per lot	1	1
1610	O Ring Size 429	2 lots	2
1924	Flexible Connectors Item 10-15	457	100
2120	High Vacuum Pump, 3 HP W/Demister	1	1
2572	Purge Vacuum Pumps, 7.5HP	32	15
* 2578	Evacuation Pressure Readout Cart Withdrawal Unit, Side, PO AICH. Tag 0304	1	1
2585	Sample Cart	2	2
2587	Position Checkout Device	1	1
2590	Secondary Alignment Fixture	7	7
2846	Tester, Gauge, Pressure Calibration-Pressure Mobile Test System	1	1
3173	U Pack/MDP Tester	1	1

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
3175	Functional MDP Tester Equip. Rack consist of 10171,73,8890,98 3173	1	1
3205	MVIP Test Set Equip. Rack	1	1
3726	Alignment Target Kit	1	1
4059	Harness Tester USA LSA LDA	1	1
4551	Optical Alignment Tool	1	1
4877	Test Stand, USA	1	1
4878	Leak Simulator For USA Test Stand	1	1
4882	Upper Tip-Lower Tip Decay Test Unit Equip. 5-Q-6033	1	1
4883	DAS Computer Box, IP300-A	1	1
* 4886	Transducer, LDA Bond Test Supports IDN 4889	1	1
4890	Transducer & Motorized Turntable	1	1
4894	Torque & Load Cell for LDA Bond Test ALCH. Tag 1240	1	1
4898	Leak Stand & LDA Assoc. Valves	1	1
4919	Leak Detector	1	1
4922	Pump, Vacuum, Foreline Duo-Seal 150 CFM 5 HP 230/460V 3 PH 60 HZ	1	1
* 4924	Pump, Vacuum, w/Roots Blower 460 CFM 1775 RPM 25HP 460V 3PH 60HZ	1	1
4957	Buggy, Electric Test - Position Checkout Device (PCOD) is Mobile	1	1

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
4971	Buggy, Electric Test - Position Checkout Device (PCOD) is Mobile	1	1
5003	Jackstand, Transmission 1/4 Ton	5	2
5144	Tool T-735880-01	1	1
5145	Tool - T-735881-01	1	1
5146	Tool T-735882-01	1	1
5147	Tool T-735888-01	1	1
5148	Tool T-735882-01	2	2
5149	Tool T-735888-01	1	1
5150	Tool T-735889-01	1	1
5765	Torque Screw Drivers	75	25
5784	Lift Tool Support Assembly	6	6
5785	Transfer Head Lift Tool	6	6
5786	Lower Column Assembly Guide	12	2
5787	Rotor Bundle Guide	1	1
5788	Rotor Internal Lift Bails	372	5
5789	Upper Col. Ass. Support	6	6
5793	Slinger Nut Removal Tool	12	2
5794	LSA Lift Tool	6	6
5795	Column Component Clamp Ass.	60	50
5796	Column Wave Washer Tool	1	1
5797	Upper Col Tip Holding Tool	1	1



<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
5798	Static Stand, CTF	2	2
5860	LSA Fixture	2	2
5861	Laser Fixture	1	1
5862	Tool Roll Stand	2	2
5863	LSA Lift Fixture	2	1
5864	USA Lift Fixture	2	1
5865	Column Gap Control Box	4	4
5866	Laser Alignment Fixture	8	8
5869	Rotor Guides	1	1
5870	Rotor Cover	8	8
5871	Lower Support Fixture	2	2
5872	Transfer Handles	5	5
5873	Slinger Nut Tool	2	2
5874	Rotor Centering Tool	2	2
5875	LSA Lift Tool	4	4
5876	LDA Lift Sling	2	2
5877	Lower Support Lift Adapter	2	2
5878	Roll Stand (Tooling)	16	8
5879	LDA Fixture	2	2
5880	Rotor Centering Tool	1	1
5881	USA Lowering Guide	2	2
5882	Rotor Grim Guide	2	2
5883	Column Sleeve	2	2
5884	Bumper Bearing Holdown Tool	3	3

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
5886	LSA Lift Fixture	2	2
5887	Feed Port Batons	2	2
5888	DP Holders	5	5
5889	DP Transfer Racks	3	3
5890	Lower Column Removal Tool	2	2
5891	Column Extractor Tool	1	1
5892	LDA Receiving Lift Tool	5	2
5893	LSA Carts	6	6
5894	Invar Nut Wrench	12	5
5895	USA Lifting Tool	6	6
5896	LDA Lift Tool	6	6
5897	Diffusion Pump Lift Tool	6	6
5898	Secondary Alignment Equip.	6	2
5899	Support Handling Fixture	6	2
5900	Install Tool Column Dowel Ass.	1	1
5901	Column Lift Bails	372	5
5903	Casing Primary Alignment System	4	4
5904	Setting Tool Column Assembly	6	6
5905	Installation Tool Column Baffle	6	6
5906	O Ring Clamp Casing	5	5
5907	Column lower Tip Holding Device	6	6
5908	Rotor Guide Upper (Static)	5	5

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
5909	PID USA Lift Tool	9	2
5910	Rotor Guide Lower	9	9
5911	Column Lift Bails	24	24
5912	Column Guide Exten Tool Assembly	6	6
5913	O Ring Clamp Lower Drive Assembly	5	5
5914	Arm and Plate Weights	32	32
5915	LSA Vac Fun. System W/1/2 HP 1 PH Motor	2	2
5925	Machine Valve Sets Loc - T-51,52,53,54,55,56	999	25
* 6059	Terminal CRT ADP System XX Slide Repair Area 4th Fl. Center	1	1
6060	Printer Data ADP System XX ALCH. Tag 1247	1	1
6061	Line Printer DEC. Writer III ADP System XX ALCH. Tag 1257	1	1
6062	Terminal Hardcopy ADP System XX ALCH. Tag 1258	1	1
6063	Computer ADP System XX ALCH. Tag 1262	1	1
6064	Disk Drive ADP System XX ALCH. Tag 1262	1	1
6066	Plotter, 8 Pen Vector ADP System XX	1	1
6072	Computer, Series 1000 ADP System XX, Rotor Bal.	1	1
6079	Programmer ADP System XX	1	1



<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
6234	Workbench, 30 X 60 1 3/4 Maple W/2 Drawers	1	1
6240	Wiring Harness Tester	1	1
6299	Tool #735882-01	2	2
6300	Tool #735888-01	1	1
6301	Tool #T-735889-01	1	1
6307	Guide Pins (Set of 4)	1	1
6310	Leak Detector	1	1 ← Sold to Kirchner by UBE 4/2/89
6314	Dolly, Motorized Stationary, 5-Ton	1	1
6320	Base Assembly for Rotor Accept	1	1
6412	Col. Damper Transfer Rack	15	2
6413	Manifold Transfer Rack	50	2
6414	LDA Transfer Rack	124	5
6415	USA Transfer Rack	120	2
6428	Lower Tip Transfer Rack	15	2
6429	Upper Tip Transfer Rack	10	2
6470	Rotor Dollies	6	6
* 6471	Rotor Upending Bicycle Wheels	1	2
* 6472	Rotor Upending Bicycle	1	1
6474	Upper Col. Lift Bail	20	2
6476	Rotor Loader/Unloader W/Gold Power Winch	1	1
6477	Casing Lift Bail	2	2
6479	Rotor Lift Bail I-Beam	1	1
* 6494	Leak Detector	1	1
6519	Rotor Internal Lift Bails	18	18

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
6525	Casing Dollies	20	5
6526	Dolly Casing Upending	4	2
6530	Lancer Boss (Small Sideload) ALCH. Tag 0356	1	1
6574	Lower Column Insertion Tool	5	2
6575	LDA Lift Adaptor	5	5
6576	Lower Rotor Guide	5	5
6581	LDA Lift Bell	2	2
6582	Support Handling Fixture	4	2
6583	Lift Bail, Diff Pump	5	5
6584	Bumper Assy Tool	6	2
6585	Upper Rotor Guide	4	2
6586	Fifth Member Alignment Tool	4	2
6589	Column Assy Console	4	2
6590	Lower Column Transporters	3	3
6591	Extracting Tool	2	2
6595	Heat Shield Loader/Unloader Trough	1	1
6599	Casing Lift Fixture	2	2
6696	Hydraulic Cylinder 3in. X 25in Steel Double Acting	1	1
6702	Vacuum Pump Rotary W/1 HP 115 VAC	1	1
6703	Laminar Airflow Booth 8x8x8 ft.Window Walls	1	1

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
6711	LSATE Support Module PA143401-1-1	1	1
6712	LSATE Dynamic Stand PA143502-1-1	1	1
6714	Terminal, Electronic Data	1	1
6717	USA Repair Stand W/Tooling	1	1
6719	USA TST STD W/Console Hydraulic Pump	1	1
6758	Feed Carts Two Cyl ALCH. Tag 0499	2	2
6766	MDP Storage Cabinets	7	7
6768	Vacuum Cart Feed & Withdrawal ALCH. Tag 0500	2	2
6796	HGP Valves	300	50
6802	Valve, Hand 4"	139	50
6810	Valve, Hand 2"	179	179
6820	Pressure Transducer Baratron	70	25
6821	Pressure Transducer Baratron	210	50
6822	Valve Instrument Isolation	500	100
6828	Transfer Head Lift Tool	2	2
6963	LSA Lift Fixture	1	1
7014	Damper Transf Cart	1	1
7195	LDA Removal Fixture	1	1
7198	Column Puller	1	1
7249	Pump, Vacuum 10in Diffusion Cont	3	1
7250	Vacuum Valve 10 in angle.	3	1



<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
7279	Sample Panel, Gas Test 5 Torr Gages ALCH Tag 1205	11	5
7397	Fault Detector Assembly	1	1
7987	Cold Trap, Webber	1	1
7988	Cold Trap, Webber	1	1
7989	Cold Trap, Webber	1	1
8019	Strongback 30 Ft. 5 Ton W/4 Leg Wire Rope Sling W/2 Comalongs, 6 Ton	1	1
8032	Tool USA Magnet Keeper Removal	2	2
8033	Component Part USA Disassembly Fixture	6	6
8037	Cart Oil Filtrated in Strict Accord	12	12
8044	V Band Clamps 30,686 per lot, 13,700	1 lot	500
8188	Arm & Plate Fixture Assy.	3	3
8190	Machine Valve Panels	21	21
8220	Demister, oil for vacuum pump J-1221	1	1
8222	Demister, oil for Vacuum Pump J-1216	1	1
8225	Pump, Vacuum Air, 300 CPM W/Roots Blower, 3HP, 60HZ and controls	1	1
8226	Pump, Vacuum, Air. w/Roots Blower 3 HP, 3 PH, 60 HZ W/Oil demis & Contr.	1	1
8227	Pump, Vacuum, Air, 75CFM, W/Rcots 1.5 HP. 3 PH, 60 HZ W/Oil Demis & contr.	1	1

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
8228	Pump, Vacuum, Air, 75 CFM, 1 W/Roots, Blower, 1.5 HP, 3 PH 60 HZ, w/controls	1	1
8260	Pump, Vacuum, W/Roots, Blower, 300 CPM 1750 RPM 10 HP, 460 V, 3PH, 60HZ w/ controls	1	1
8263	Contaminant Monitor Mass Spect. 3"-60 Deg Analyzer, E.B. Ion Source ALCH. Tag 0277	1	1
8264	Demister, Air, 2500 SCFM AMB Temp, Vertical, Air Flow Poly Woven Pad	1	1
8265	Demister, Air 2500 SCFM AMB Temp Vertical Air Flow Poly Woven Pad	1	1
8535	Index - Syn Positioner	4	2
8828	Flowmeter, Back Fill Cart	1	1
8829	Flowmeter, Back Fill Cart	1	1
8831	Flowmeter, Back Fill Cart	1	1
8837	Analyzer, Vibration Operators Diagnostic Unit (ODU) ALCH. Tag 0299	1	1
8838	Analyzer, Vibration Operators Diagnostic Unit (ODU) ALCH. Tag 0301	1	1
8881	Plotter, Curve, X-Y Recorder	1	1
8883	LSA Calibr Cab (Incl X-Y Recorder) ALCH Tag 1259	1	1
8900	Mass Spectrometer ALCH. Tag 0824	1	1
8940	Tractor, Industrial Towing (IPTT) CM Transport Tractor (IPTT) ALCH. Tag 0525	1	1

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
8941	Tractor, Industrial Towing (IPTT) CM Transport Tractor (IPTT) ALCH. Tag 0527	1	1
9021	Detector, Leak Salt Cart ALCH. Tag 0279	1	1
9022	Detector, Leak Salt Cart	1	1
9023	Buggy, Gas Sampling	1	1
9024	Buggy, Gas Sampling	1	1
9025	Buggy, Electric Test Position Check-Out Device ALCH. Tag 0282	1	1
9118	Withdrawal Unit, Side Portable Roughing Pump Sys. (Props Cart) ALCH. Tag 0347	1	1
9119	Withdrawal Unit, Side Portable Roughing Pump Sys (Props Cart) ALCH. Tag 0348	1	1
9129	Withdrawal Unit, Side, PO Dump Cart	1	1
* 9135	Cart, Drive Down	1	1
* 9137	Cart, Drive Down	1	1
9214	Cart, Maintenance(Special)	1	1
9217	Cart, Maintenance(Special)	1	1
9223	Cart, Maintenance(Special)	1	1
9225	Cart, Maintenance(Special)	1	1
9252	Monitor, Temperature 40-140 DEGF VDC Input 24U 0.12A DC Chassis	1	1
9255	Controller, Temperature 40-140 Indicator Adjustable Setpoint	1	1



<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
9294	Trailer, Heavy Duty (IPT) Intra-Plant Transporter CM (IPT)	1	1
9296	Trailer, Heavy Duty (IPT)	1	1
9297	Trailer, Heavy Duty (IPT) Intra-Plant Transporter CM (IPT)	1	1
9300	Trailer, Heavy Duty (IPT) Intra-Plant Transporter CM (IPT)	1	1
9302	Trailer, Heavy Duty (IPT) Intra-Plant Transporter CM (IPT)	1	1
9303	Trailer, Heavy Duty (IPT) Intra-Plant Transporter CM (IPT)	1	1
9304	Trailer, Heavy Duty (IPT) Intra-Plant Transporter CM (IPT) ALCH. Tag 0539	1	1
9305	Trailer, Heavy Duty (IPT) Intra-Plant Transporter CM (IPT)	1	1
9309	Oil Changing Cart	1	1
9818	Secondary Alignment Fixture	1	1
9924	Proximity Probes	54	54
9959	Regulator Inertgas 0-200 PSI from 3000 TRF to IDN 18014	1	1
9961	Regulator Inertgas 0-200 PSI from 4000 Trf to IDN 18014	1	1
10043	Trap, Vacuum, Contaminants Particles, Liquids	2	2
10273	Cold Trap Assembly	1	1
10299	USA Electronics Console SN 31-101	1	1

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
10506	Contaminate Monitor P/N 10-50002	2	1
11972	Continous Monitor for Flourine 120V 1PH 60HZ Assoc. with SYSID 11978	1	1
12049	P1 Tape I.D. 20IN to 25IN	10	5
12052	2C Vacuum Pump Oil	12	12
12053	2C Vacuum Diff Pump Oil	5	5
* 12194	Cables for testing MVIPS	3	3
* 12195	Panel Drive Up Control	2	2
* 12196	Panel Switch and Monitor	1	1
12576	Air Turbine	3	2
13522	Container, Shipping (USA-P1D) 37.5/29 OD/OH	46	46
13523	Container, Shipping (Manifold P1D) 37.5/20 OD/OH	13	13
13524	Container, Shipping 9-Pack (Rotor) 540/96/102 L/W/H	15	15
13525	Container, Shipping (PLA, UCA) 525.25/43.5/50 L/W/H	18	18
13526	Container, Shipping (USA)	205	205
13527	Container, Shipping (LSA)	73	73
13528	Container, Shipping (Manifold) 37.5/29 OD/OH	74	74
13529	Container, Shipping (LDA) 37.5/29 OD/OH	124	124
13530	Container, Shipping (LCA) 27.5/47 OD/OH	62	62

<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
13531	Container, Shipping (UTA) 27.5/29 OD/OH	40	40
13532	Container, Shipping (LTA) 27.5/47 OD/OH	36	36
13533	Container, Shipping (A&P) 37.5/29 OD/OH	29	19
13660	Container, Heat Shield 8 ft. wide, 8 FT 9IN High, 44ft long	3	3
13661	Trailer, Flat Bed for Heat Shields NBH2-F2-44	1	1
13975	Fomblin Vacuum Pump Oil (50KG Containers)	7	7
15244	Displacement Measuring System Probes W/Oscillator Demodulator	1	1
15318	Displacement Probe	60	60
15460	Lifting Cleats for V Pole RTF	2	2
15856	Pump Diffusion DEACO579QR20342	60	25
16071	Telescope Alignment W/ Micrometer Adjustment	1	1
16455	Generator, Diesel, 24 OKW 300KVA 277/480 volts 361 AMPS 0.8 PF 375 HP 1800 RPM	1	1
16620	Compressor, Air 5HP Motor	1	1
16621	Receiver, Air, 9 Feet Tall	1	1
16632	UPS System Inverter Output 208/120V 3 Phase	1	1
16634	Battery 120 Bank for UPS	120	120
16640	Generator Switchgear Control Panel Standby Unit for Diesel Generator	1	1



<u>SYSID #</u>	<u>DESCRIPTION</u>	<u>QTY</u>	<u>QTY ON HOLD</u>
17344	Cascade of Service Modules 120 Machine Positions Steel Grades ASTM501	1	1
17345	Cascade of Service Modules 120 Machine Positions Steel Grade ASTM501	1	1
17564	Trap, Chemical	8	4
17603	Stand, Rotor Balance RBS	3	1
17701	Local Control Center Includes 1 RDS, 2 TC Panels RDS-50000 Automatic Switch Co. Temp.	5	2

\* 18680

\* 18704

ADDITIONAL ITEMS NEEDED BY ALCHEMIE

MVIPS

MDP'S

Fifth Points

Microcomputers (By Lot) (1)

Valves, instrument 3/8"(X3001, South) New - Hundreds

Purge Vacuum retrofit kits, pumps (RA Bldg 1st Floor) - 3

4" dia. aluminum elbows w/bolt flanges (X3001, SE wall) - 30

Complete Rotor Balance Stand

All Train 4 and Train 3

INTEROFFICE MEMORANDUM

DATE: February 9, 1989  
TO: John Smelser  
FROM: E.C. Evans *EE*  
SUBJECT: Critical Item List for Removal of Centrifuges from GCEP

Recently you mentioned to me that a Critical Items List (CIL) was needed for centrifuge removal from GCEP. I have worked with Henry Smith and Sam Senatore and prepared such a list.

I recommend these items be brought under control now so these are not removed, sold, disconnected, disabled, or otherwise rendered unavailable to AlchemIE. The AlchemIE site representative (Bruce Clark) should approve any action relative to any of the listed items. The site representative should have the movable items (not cranes, etc.) placed in the CTTF or other area and locked up. Then a physical inventory should be taken.

Many of the listed items do not have SYSID numbers. Several of the items, such as cranes are to remain at GCEP.

Copy Buddy Scruggs



CRITICAL ITEMS LIST  
FOR  
REMOVAL OF CENTRIFUGES FROM GCEP

FEBRUARY 8, 1989



REMOVAL OF CENTRIFUGES FROM GCEP  
LIST OF CRITICAL TOOLS AND EQUIPMENT REQUIRED

To remove the approximate 1400 centrifuges from GCEP will require demounting, transporting, disassembling, packing and shipping actions. Some equipment items such as cranes and special tractor-trailer combinations and special tooling will be necessary. Some additional items will expedite the removal and aid in avoiding damage to components. To aid in assuring the necessary items which exist at the GCEP are retained for this removal the following list has been prepared. This list does not include the additional tooling required by AlChemIE, Inc., to assemble centrifuges.

The items listed should be brought under control to assure availability when needed. Since the items are presently at many locations the immediate control should be on removal from GCEP. This control should be followed with a physical and functional examination of each to determine if each can be used. Then, where feasible (not installed cranes, for example) the items should be removed to locations where these will be used and controlled by locks. The machine disassembly tooling could be placed in the CTTF and the CTTF kept locked.

The items listed have been extracted from methods (procedures) and lists obtained from MMES/GCEP personnel. There will be some duplication due to differences in designations of some items and the list is not all inclusive. The list does not include standard hand tools such as socket wrenches, box and wrenches, etc. It does include all of the critical items recognized at this time. As stated above this list should be used to prevent the removal from GCEP of any of these items until it is decided the item is no longer needed. As the need for additional items becomes known these should be added to the list.



SPECIAL TOOLING TO BE RETAINED FOR REMOVAL  
OF CENTRIFUGES FROM GCEP  
(List Is In Alpha-Numeric Order)

NOTE: Where duplicates exist in greater number than required for operations and maintenance the excess tools may be sold. However, in most cases these special tools will have a very low sales value.

<u>Tool Number</u>	<u>Description</u>
0741-T01	Upper Rotor Guide
1705-T01	Internal Rotor Lift Bail
M7D97201-319-1	Port Cover
M7D97201-333-6	O-Ring
MA5-1352-4-16	20 Socket-Head Screws
T-620144	Casing Lift Fixture
T-735743	Casing Lift Bail
T-735746	Upending Cart (Rotor)
T-735748	Column Wave Washer Compression Tool
T-735749	Casing Erection Wheels
T-735750	Rotor Dolly
T-735751	Casing Dolly
T-735753	Rotor External Lift Bail
T-735754	Column Joint Support
T-735758	Slinger Nut Torque Wrench
T-735769	Column Lift Bail
T-735770	Process-Line Bail
T-735776	Lower Drive Lift Tool Receiving
T-735777	LDA Lift Adapter Assembly
T-735784	Lift Tool Support Assembly
T-735785	Lift Tool - Diffusion Pump Assembly
T-735789	Lift Tool - Transfer Head
T-735791	Column Lowered Tip Holding Device
T-735792	Setting Tool Column Assembly
T-735794	Installation Tool - Column Baffle Catcher
T-735797	Column Lift Mechanism
T-735798	Column Guide Extension Tool
T-735800	Conveyor - Universal Lift Fixture Assembly
T-735801	Lift Tool - USA Assembly
T-735802	Installation Tool - Column Dowel Assembly
T-735803	Alignment Pins - USA Assembly
T-735804	O-Ring Clamp - USA
T-735805	Upper Column Assembly - Column Support
T-735813	Lifting Tool for LSA Assembly
T-735817	Column Upper Tip Holding Tool
T-735818	Stand Small Machine Parts
T-735822	Handling Fixture Support
T-735825	Lower Column Assembly Guide
T-735834	Upper Suspension Magnet Tool

<u>Tool Number</u>	<u>Description</u>
T-735840	Lift Sling Rotor
T-735841	Casing Lift Sling
T-735845	Shield Lift Bail
T-735846	Diffusion Pump Support Stand
T-735847	Rotor Horizontal Extractor
T-735848	Rotor Pulling Device
T-735849	Handling Fixture Upper Tip
T-735852	Handling Fixture Lower Tip
T-735855	Rotor Release Vacuum Pump
T-735856-1	Stand Column (Linear)
T-735857	Column Insertion - Tip Contact Tool
T-735858	Saddle Dolly (Shield)
T-735860	Transfer & Assembly Rack Diffusion Pump
T-735861	Removal Tool - Lower Column
T-735871	Casing Cleaning Tool
T-735873	Column Wrench (Scoop Post)
T-735875	Shield Horizontal Extractor
T-735876	Column Lift Bail Extension
T-735078	Crane Hook - Adapter
T-735879	Vertical Alignment Certification Kit
T-735080	Invar Nut Special Wrench
T-735882	Special Wrench - Lower Tip Adjustment
T-735883	Special Wrench - Arm and Plate Assembly
T-735884	Special Wrench - Arm and Plate to Column
T-735885	Special Wrench - Feed Port
T-735886	Special Wrench - Top Sleeve to Column
T-735887	Special Wrench - Lower Tip to Column
T-735888	Special Wrench - Invar Rod and Adjust Sleeve
T-735889	Special Wrench - Column Lift Bail
T-735891	Special Wrench - Lower Tip Torque
T-735893	Column Extractor Tool (Remove from Container)
T-735894	Shaft Protective Fixture
T-735898	Motor Base Handling Clamp
T-735899	Column Lift Rod Assembly
T-735901	Tooling Bail - Locator Lift Tool Support
T-735902	Shield Safety Fixture
T-735904	External Lift Bail with Safety Strap
V-2021	Crane 7 1/2 Ton
V-2025	Crane 7 1/2 Ton
TBD	Transfer Racks
TBD	Tote Pans
TBD	Transfer Dollies
No Tool Numbers Available. All at CTF Stand.	Amplifier System-Cables 1 & 2
	Secondary Alignment Tool
	E.A.S. Electronic Levels
	Amplifier Meters 1 & 2 Model No. 432
	Step and Stop Work Platform
	Amplifier Meters Model No. 232

## MACHINE DISASSEMBLY EQUIPMENT

Long Farts Extractor  
Container Upender  
Sideloaders  
Cab Cranes & Bridges 73 ft.  
Pendant Cranes (V1201-V1202) & Radio Controls  
Maintenance Crane 73 ft.  
Rigid Mast Cranes & Bridges - Buffer Storage  
IPT/IPTT  
Nine Pack Rotor Containers  
Cassettes  
Transfer Car (Nine Pack Containers)  
ISO Lift Fixture (Rotor Nine Pack Containers)  
Internal Rotor Lift Fixture  
Cassette Grappler  
Pendant Cranes CTF  
Casing Dollies  
Casing Lift Fixture  
Casing Downending Wheels and Blocks  
Radio Controls RMC Buffer Storage  
Fork Lifts  
Jib Cranes  
Small Parts Elevator  
External Rotor Lift Fixture  
Rotor Loader/Unloader  
Rotor Strongback & Lifting Cables  
Rotor Handling Transition Hook  
Rotor Dollies  
Rotor Downending Wheels  
Rotor Puller (External)  
Vacuum Pump for Nine Pack (CTF)  
Rotor Lift Slings  
Column Lift Fixtures  
Column Upending Downending Strongback  
Containers 36 Pack (UCA & PLA)  
Transfer Wagon (36 Pack)  
Universal Lift Fixture & Conveyor (CTF)  
Articulator (CTF)  
Trap Doors (CTF Static Stands)  
USA Drive Unit  
Dock Levelers  
Rigid Mast Crane (PB1)



LIST OF PACKAGING ITEMS

<u>COMPONENT NAME</u>	<u>DI NO.</u>	<u>PACKING ITEM TO BE RETURNED</u>	<u>PACKAGING I.D. NUMBER</u>
Casing	2-1	1 Upper Ring Cover/Casing	M7E97201-S104
		1 Lower Flange Cover/Casing	M7E97201-S105
		1 Pump Flange Cover/Casing	M7E97201-S106
Process Line	3-1	5 Foam Collars/3 Process Lines	X-7725-1835-MF
		1 Foam Cylinders/3 Proc. Lines	X-7725-1835-MI
Upper Column Assembly	4-1	7 Foam Collars/1 UCA	X-7725-1802-ME
		1 Foam Cylinder/1 UCA	X-7725-1802-ME
Lower Column Assembly	5-1	1 Metal Container	X-7725-1812-ME
		5 Foam Inserts/Container	X-7725-1812-ME
		* 1 Protector Assembly/LCA	M7E97201-S613
Lower Drive Assembly	6-1	1 Metal Container	X-7725-1808-ME
		3 Foam Inserts/Container	X-7725-1808-ME
Lower Suspension Assembly	7-1	1 Metal Container	X-7725-1805-ME
		2 Foam Inserts/Container	X-7725-1805-ME
		1 Housing Cover Assembly/LSA	M7D97201-S302
Upper Suspension Assembly	8-1	1 Metal Container	X-7725-1804-ME
		2 Foam Inserts/Container	X-7725-1804-ME
		1 Flange Assembly/USA	M7E97021-S410
		1 Protector Assembly/USA	M7E97021-S411
		1 Keeper/USA	M7E97201-S412
		1 Hand Knob/USA	
Upper Tip Assembly	11-1	1 Metal Container	X-7725-1813-ME
		3 Foam Inserts/Container	X-7725-1813-ME
		1 Protective Cover/UTA	M7D97201-S633
Lower Tip Assembly	12-1	1 Metal Container	X-7725-1814-ME
		3 Foam Inserts/Container	X-7725-1814-ME
		1 Protective Cover/LTA	M7D97201-S643
Arm & Plate Assembly	14-2	1 Metal Container	X-7725-1825-ME
		3 Foam Inserts/Container	X-7725-1825-ME
Manifold Assembly	15-1	1 Metal Container	X-7725-1806-ME
		4 Foam Inserts/Container	X-7725-1806-ME
		1 Protective Cover Assy/Man.	M7D7201-S143
Support	16-26	1 Wooden Box/Support (Goodyear Only)	GS-16-20-2

\*Note: This item is classified Confidential Restricted Data (CRD).

GCEP Inventory Report

AlChemIE Unclassified Equipment Sorted By SYS.D

Inventory Database

July 12, 1988

Items marked with H on right side of page - hold for AlChemIE. Number after H such as H-3 means hold 3 for AlChemIE and sell remainder, if any.

All other items are for sale.

Hold is based upon requirements for a 720 centrifuge plant plus spares for 20 years plus critical items\* required to remove and disassemble centrifuges and related equipment from GCEP. Most critical items will move to AlChemIE centrifuge plant. Some will be for sale after removal of centrifuges and related equipment. Some will remain in GCEP as DOE owned building equipment ~~or~~ for example the Rigid Mast Crane on the critical items list. <sup>as</sup>

Note: Many of the descriptions of items are inadequate to clearly identify what they are. An inspection of the GCEP should be made before a final list is prepared.

\* See also Critical Items List for additional items.

Critical Item List for Removal of Centrifuges from GCEP

Additional Definition

April 7, 1989

The item "IPT/IPTT" on page 5 should be further defined to read as follows:

IPT/IPTT, two tractors and 8 trailers, these tractors and trailers shall be released when no longer required.





# AlChemIE, Inc.

All Chemical Isotope Enrichment, Inc.

Add to  
AlChemIE  
"Hold" list.

## INTEROFFICE MEMORANDUM

DATE: April 7, 1989  
TO: John Smelser  
FROM: E. C. Evans ECE  
SUBJECT: Critical Item List for Removal of Centrifuges  
from GCEP, Additional Definition

The subject item list includes the IPT/IPTT referring to the intraplant transport tractors and trailers. There are a total of six tractors and eight trailers. Only one operating tractor is required to remove the centrifuges from PBI. It would be wise to have a spare ready in the event the one in use requires service or repairs. The other four could be sold now. MMES will probably be conservative and want all six held until no longer required. To avoid any misunderstanding the Critical Item List should further define the entry of "IPT/IPTT" as follows:

"IPT/IPTT", 2 tractors and 8 trailers".

To do this the attached sheet should be added to the Critical Items List.

AlChemIE's plans for removal need to be detailed to determine how many of the trailers will be required for moving and temporary storage of centrifuges. From this a schedule to retain some and sell some trailers could be prepared.

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE:

ALL CHEMICAL ISOTOPE ENRICHMENT, INC.  
d/b/a ALCHEMIE, INC.

DEBTOR

)  
) Case No. 3-89-01695  
)  
)

N O T I C E

Take notice that a hearing of the motion to dismiss  
will be held in the U. S. Bankruptcy Court, 15th Floor,  
Plaza Tower, Knoxville, Tennessee 37929-1521, at 9:00 a.m.,  
July 24, 1989.





IT IS ORDERED:

1. That the debtor-in-possession, or any successor, shall withhold, segregate, and hold separate and apart on the debtor's books of account:

a. All taxes due the United States pursuant to 26 U.S.C. § 3111, e.g., employer's Federal Insurance Contribution Act (FICA) taxes;

b. All taxes required to be withheld from employees under 26 U.S.C. §§ 3402 and 3102 (withheld income and FICA taxes); and

c. Any other taxes required to be collected from others or imposed upon the debtor-in-possession, or any successor, under any law of the United States. See 26 U.S.C. § 6302(b) and Department of Treasury regulations promulgated thereunder.

2. That the amounts withheld, segregated, and held separate and apart on the books and records as required by paragraph 1 above shall be deposited in a separate bank account, in a bank as defined by 26 U.S.C. § 581, in trust for the United States within the time prescribed by 26 U.S.C. § 7512 and 26 C.F.R. § 301.7512-1.

3. That the debtor-in-possession, or any successor, shall use the money deposited in accordance with paragraph 2 above only for the purpose of purchasing federal depository receipts in accordance with Treasury regulations or for the direct payment of

such taxes, where permitted by Treasury regulation, with the filing of appropriate federal tax returns. Each depositor payment made by the debtor, or any successor, shall be accompanied by a Form 501 - Federal Tax Deposit, Withheld Income, FICA Taxes and/or Form 511 if agricultural workers are involved. See 26 U.S.C. § 6302 and 26 C.F.R. § 31.6302(c)-1.

4. That the debtor-in-possession, or any successor, shall timely file all tax returns required by the Internal Revenue Code at the times prescribed by said Code and applicable Treasury Regulations and shall, upon request, cooperate with IRS by providing information and documentation concerning the tax liabilities that should be reflected on such returns.


5. That the debtor-in-possession, or successor, shall notify the Court each time it, in a timely manner, fails to make a deposit or payment or to file a return as required by this Order. Each such notice to the Court shall be delivered to the Court within 10 days of such failure.

6. That the use of the singular form of the words "debtor," "debtor-in-possession," or "successor" in this Order is intended to include the plural form of such words where applicable. The words "debtor" and "debtor-in-possession" are used interchangeably in the Order.

7. That the provisions of this Order are effective as of the date of the entry of this Order, and the debtor-in-possession, or any successor, is directed to comply immediately

herewith. Further, this Order shall continue in effect until all payments and other provisions of the plan of reorganization have been successfully completed.

ENTER: September 12, 1989

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
UNITED STATES BANKRUPTCY JUDGE

APPROVED FOR ENTRY:

JOHN W. GILL, JR.  
United States Attorney

By: Pamela G. Steele  
PAMELA G. STEELE  
Assistant U.S. Attorney  
201 U.S.P.O. & Courthouse  
Post Office Box 872  
Knoxville, Tennessee 37901  
615/673-4561  
FTS 854-4551



IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
EASTERN DISTRICT OF TENNESSEE, NORTHERN DIVISION

IN RE )  
 )  
ALL CHEMICAL ISOTOPE ) Case No. 3-89-01695  
ENRICHMENT, INC. a/k/a ) Chapter 11  
ALCHEMIE, )  
 )  
Debtor. )

ORDER

The MOTIONS of Don O'Sullivan and H.G. Miller TO QUASH SUBPOENA OR IN THE ALTERNATIVE TO MODIFY SUBPOENA came on to be heard on the ninth day of August, 1989, whereupon the hearings on the motions, by request and agreement of the movants and the respondent, Universal Brokers of Equipment, Inc., were adjourned to August 24, 1989, at 1:30 P.M. so that the movants and respondent could attempt to resolve the matters out of Court. It is

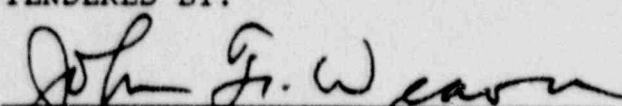
**ORDERED** that the hearings on the above referenced motions of Don O'Sullivan and H.G. Miller are adjourned to August 24, 1989, at 1:30 P.M.

ENTER: August 11, 1989.

BY THE COURT:

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
U.S. BANKRUPTCY JUDGE

TENDERED BY:

  
\_\_\_\_\_  
JOHN F. WEAVER, Attorney for Don  
O'Sullivan and H.G. Miller

CERTIFICATE OF SERVICE

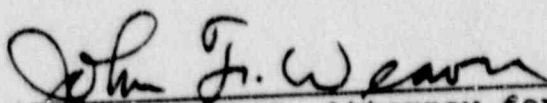
The undersigned hereby certifies that on the ~~ninth~~<sup>tenth</sup> day of August, 1989, he served a true and exact copy of the foregoing ORDER by first class mail, postage prepaid, upon each of the following addressed as follows:

William R. Sonnenburg  
Assistant U.S. Trustee  
U.S. Post Office & Courthouse  
900 Georgia Avenue, Room 48  
Chattanooga, Tennessee 37402

Patricia C. Foster  
Attorney for U.S. Trustee  
Suite 610, Plaza Tower  
800 S. Gay Street  
Knoxville, Tennessee 37902

James R. Moore  
Attorney at Law  
1400 Riverview Tower  
Knoxville, Tennessee 37902

This ~~ninth~~<sup>tenth</sup> day of August, 1989.

  
\_\_\_\_\_  
JOHN F. WEAVER, Attorney for Don  
O'Sullivan and H.G. Miller

JFW3:145.ORD

IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

---

IN RE:	)	
	)	Case No. 3-89-01695
ALL CHEMICAL ISOTOPE	)	
ENRICHMENT, INC.	)	
	)	CHAPTER 11
Debtor.	)	


---

ORDER

---

In consideration of the annexed application for authority to engage counsel, and good cause appearing therefor, it is hereby ORDERED AND DECREED that All Chemical Isotope Enrichment, Inc., the Debtor-in-Possession, is hereby authorized to employ the firm of Heiskell, Donelson, Bearman, Adams, Williams & Kirsch to represent the Debtor-in-Possession throughout the course of these proceedings, with a retainer of \$10,000 to be paid by the Debtor from the proceeds of an unsecured loan from certain investors and/or shareholders of the Debtor, with such compensation to be based on the time, nature, extent and the value of the services rendered, as may be approved by this Court in accordance with Bankruptcy Rule 2016.

ENTER: August 10, 1989  
Junc Pro Tunc to  
August 4, 1989

  
Richard Stair, Jr., United  
States Bankruptcy Judge



A PROVED FOR ENTRY:

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By: 

David E. Fielder

Attorneys for the Debtor  
Suite 600, Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400

DEF14.019

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

IN RE:

W.L.L. CHEMICAL ISOTOPE ENRICHMENT,  
INC., d/b/a ALCHEMIE, INC.,

Case No. 3-89-01595  
(Richard Stair, Jr.)

Debtor.

ORDER

This matter came before the Court on August 9, 1989 for hearing on the Motion by Anderson County Bank filed July 24, 1989 for relief from the automatic stay as to a portion of its collateral or, in the alternative, for adequate protection notice of the hearing having been mailed to the Debtor, counsel for the Debtor, the United States Trustee, the 20 largest creditors, all parties requesting notice of hearings, and the representatives of John Smelser, Universal Brokers of Equipment and Diane Mealer. At the hearing, counsel for Anderson County Bank and the Debtor announced an agreement had been reached and that an Order will be submitted reflecting the agreement. The parties agree that the hearing this date will be treated as a preliminary hearing on the Motion and that this matter will be reset for final hearing on August 24, 1989 at 1:30 p.m. in the United States Bankruptcy Court Room, 15th Floor, Plaza Tower.


Wherefore it is ORDERED as follows:

1. The hearing held August 9, 1989 on the Motion of Anderson County Bank shall be a preliminary hearing and the final hearing shall be August 24, 1989 at 1:30 p.m.


2. Anderson County Bank and the Debtor shall tender the Agreed Order concerning the Motion of Anderson County Bank within seven (7) days and provide notice of the filing to the same parties who received notice of the hearing.

ENTERED: August 16, 1989

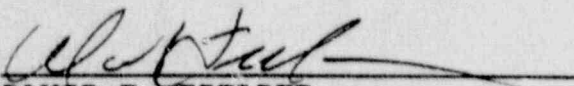
FOR THE COURT

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
U.S. Bankruptcy Judge

APPROVED:

  
\_\_\_\_\_  
MICHAEL H. FITZPATRICK  
Attorney for Anderson County Bank

JENKINS & JENKINS  
2121 Plaza Tower  
Knoxville, TN 37929  
Phone: 615-524-1873

  
\_\_\_\_\_  
DAVID E. FIELDER  
Counsel for Debtor

Suit 600, Plaza Tower  
Knoxville, TN 37929  
Phone: 615-522-4400

Alchemie.ord



IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN  
DISTRICT OF TENNESSEE

In re

Case No. 3-89-01695

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC.  
a/k/a ALCHEMIE, INC.

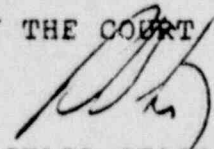
Debtor

O R D E R

This matter came on for an expedited hearing on the 15th day of August, 1989, on the "Motion To Extend The Termination Date Of A Contract" filed by the debtor on August 11, 1989; upon the "Opposition Of United States To Debtor's Motion To Extend The Termination Date Of A Contract" filed August 15, 1989; and the court, at the close of the evidence, having stated orally in open court findings of fact and conclusions of law as required by Fed. R. Bankr. P. 7052; it is accordingly ORDERED that the debtor's "Motion To Extend The Termination Date Of A Contract" shall be and is DENIED.

ENTER: August 16, 1989

BY THE COURT



RICHARD STAIR, JR.  
United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

IN RE:

ALL CHEMICAL ISOTOPE ENRICHMENT,      Case No. 3-89-01695  
INC., d/b/a ALCHEMIE, INC.,              (Richard Stair, Jr.)

Debtor.

AGREED ORDER

This matter came before the Court upon the agreement reached between Anderson County Bank and the Debtor concerning the Motion for Relief from Stay, or in the alternative for adequate protection, filed by the Bank after preliminary hearing held August 9, 1989. The Court has considered the agreement of Anderson County Bank and the Debtor and is of the opinion that the agreement should be allowed as follows:

Wherefore it is ORDERED as follows:

1. The Debtor in conjunction with Anderson County Bank may begin soliciting contracts for sale of the surplus unclassified equipment owned by Alchemie and all necessary expenses associated with preparing and removing the equipment to consummate the contracts for sale.

2. The Debtor and Anderson County Bank shall comply with all requirements for security or otherwise of the Department of

Energy or Martin Marietta in removing and selling the surplus unclassified equipment.

3. Tim Rowe shall be retained as an independent contractor and be designated as the site representative of the Debtor at the location of the equipment in Ohio, but his consultant's fee of \$700.00 per week shall be paid by Anderson County Bank and which expense the Bank shall recover from the sales of equipment as a cost of sale.

4. The Bank will commit to pay the independent contractor's to be hired for the purpose of dismantling, removing and otherwise preparing the equipment for sale and such costs shall be deducted from any sales proceeds.

5. The Bank may designate a site representative in Ohio on its behalf, to be a person approved by the Debtor, but is not required to designate a site representative.

6. All bids for the purchase of surplus unclassified equipment must bear the written approval of A. Andrew Carey on behalf of the Debtor and William Arowood on behalf of Anderson County Bank or they shall not be enforceable.

7. All sales of surplus unclassified equipment shall be for cash, certified check or cashier's check at time of delivery unless otherwise agreed upon by the Debtor and Anderson County Bank in writing in advance of delivery.

8. The parties shall divide all proceeds from sales in excess of the cost of sale on a fifty-fifty (50-50) basis. The payments to the Bank shall be adequate protection payments to be



applied to the notes secured in the collateral being sold and the funds to be paid Alchemie shall be applied to its administrative expenses. The cost of sale shall begin on August 10, 1989.

9. The funds received from sale shall be deposited in a new account to be opened at Anderson County Bank in the name of the Debtor, as a Debtor in possession, sales escrow account, with A. Andrew Carey to be the authorized signatory, but possession of the checkbook to be with William Arowood. The Bank shall prepare written reports of the account on a weekly basis for submission to the Debtor. In the event that the account balance ever exceeds \$100,000.00, the Bank shall pledge government securities to collateralize the account in excess of the FDIC insurance of \$100,000.00. At any time that the account exceeds \$100,000.00, the parties shall immediately meet to pay accrued expenses and divide the proceeds as provided in this Order.

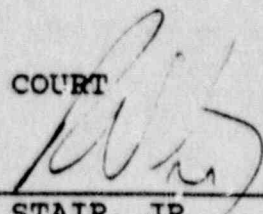
10. The site representative of Alchemie shall provide weekly reports to the Debtor and Anderson County Bank (through Bill Arowood) of all Exit Orders.

11. The service of a copy of this Agreed Order shall serve as notice of hearing on this Order to the parties listed in the certificate of service for the hearing on August 24, 1989 at 1:30 p.m. in the United States Bankruptcy Courtroom, 15th Floor, Plaza Tower, Knoxville, Tennessee.

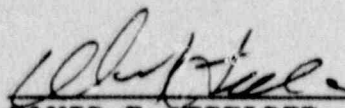
12. All written objections of appropriate parties will be considered by the Court at hearing on August 24.

ENTERED: August 16, 1989

FOR THE COURT

  
\_\_\_\_\_  
RICHARD STAIR, JR.  
U.S. Bankruptcy Judge

APPROVED:

  
\_\_\_\_\_  
DAVID E. FIELDER  
Counsel for Debtor

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH  
Suit 600, Plaza Tower  
Knoxville, TN 37929  
Phone: 615-522-4400

  
\_\_\_\_\_  
MICHAEL H. FITZPATRICK  
Attorney for Anderson County Bank

JENKINS & JENKINS  
2121 Plaza Tower  
Knoxville, TN 37929  
Phone: 615-524-1873

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Agreed Order has been served upon the following parties at the indicated addresses by placing a copy thereof, first class, postage prepaid, this the 15<sup>th</sup> day of August, 1989:

M. Edward Owens, Jr., Esq.  
MORTON, LEWIS, KING & KRIEG  
Post Office Box 2425  
Knoxville, TN 37901

James M. Moore, Esq.  
MILLIGAN & MOORE  
Centre Square  
620 Market Street, Suite 301  
Knoxville, TN 37901

Stanley Emert, Esq.  
LOCKRIDGE & BECKER  
Post Office Box 107  
Knoxville, TN 37901

U.S. Attorney  
ATTENTION: Pam Steele  
U.S. Post Office and Courthouse  
Knoxville, TN 37901

U.S. Trustee  
c/o Patricia C. Foster  
610 Plaza Tower  
Knoxville, TN 37929

Charles H. Child, Esq.  
KEY, LEE, LAYMAN, CHILD,  
O'CONNOR & PETTY  
Post Office Box 219  
Knoxville, TN 37901-0219

Caesar L. Stair, III, Esq.  
First Tennessee Bank Building, #600  
530 Gay Street, S.W.  
Knoxville, TN 37902

W. Clark Meredith, Esq.  
JOYCE, MEREDITH, KNOLTON & FLITCROFT  
Post Office Box 3445  
Oak Ridge, TN 37831-3445

Linda Stewart  
Adroit Office Supplies  
122 East Division Road  
Oak Ridge, TN 37830

Advantage Leasing  
10501 Wayzata Blvd.  
Minnetonka, MN 55343

American Photocopy  
Post Office Box 61  
Knoxville, TN 37901



Millwright Billinois  
Rosemary E. Pomeroy, Attorney  
225 E. Broad Street  
Columbus, OH 43215-3709

John H. Smelser, Jr.  
CEO, Inc.  
702 S. Illinois  
Oak Ridge, TN 37830

City of Oak Ridge  
Post Office Box 1  
Oak Ridge, TN 37831

William E. Wynne  
Ebasco  
Two World Trade Center  
New York, NY 10048-0752

Ann Hadsen  
H & R Technical Associates  
575 Oak Ridge Turnpike  
Oak Ridge, TN 37830

Jim Harbin  
Harbin Company  
706 S. Illinois Ave.  
Ste D105  
Oak Ridge, TN 37830

IHR  
Post Office Box 60  
Harrogate, TN 37752

Peat Marwick  
767 Fifth Avenue  
New York, NY 10153

Polaris Travel  
136 S. Illinois Ave.  
Oak Ridge, TN 37830

Principal Mutual  
Rusty Farrell, Ins. Admrs.  
Post Office Box 4998  
Knoxville, TN 37921-0998

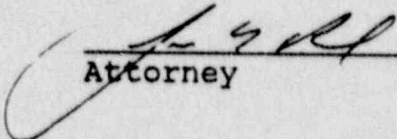
Mr. Ray Pinkstaff  
Pugh & Company  
Post Office Box 50250  
Knoxville, TN 37950-0250

Mike Anderson  
Rent-A-Maid  
Rt. 8, Box 238  
Clinton, TN 37716

Gordon Sams  
Sott Sams Enterprises  
6500 Papermill Rd., Suite 210  
Knoxville, TN 37919

TN Comm. Credit  
Post Office Box 188  
Loudon, TN 37774

Terminal Steel  
6561 E. Seven Mile Road  
Detroit, MI 48234

  
\_\_\_\_\_  
Attorney

Alch.ord

# United States Bankruptcy Court

Eastern District of Tennessee

In re

All Chemical Isotope Enrichment, Inc.,  
d/b/a Alchemie, Inc.

Bankruptcy Case No. 3-89-01695

Debtor

## SUBPOENA TO WITNESS IN A BANKRUPTCY CASE

Alexander Andrew Carey

YOU ARE COMMANDED to appear to testify in the above named proceeding at the following place and time:

Address Lockridge & Becker Sixth Floor, One Centre Square 620 Market Street Knoxville, TN 37902	Room
	Date and Time July 21, 1989 at 11:30 a.m.

YOU ARE COMMANDED TO BRING with the following document(s) and object(s):  
[If not applicable, enter "None"]  
The documents listed in the attached Notice of 2004 Examination

Subpoena issued on the request of: [Name of Party] John H. Smelser, Jr.	Inquiries may be addressed to: [Attorney's name, address and phone] M. Edward Owens, Jr. Post Office Box 2425 Knoxville, TN 37901 (615) 546-4646
---	---

Clerk of the Bankruptcy Court

JUL 21 1989  
Date

By:   
Deputy Clerk



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE:

ALL CHEMICAL ISOTOPE,  
ENRICHMENT, INC., a/k/a  
ALCHEMIE,

Debtor.

)  
)  
) Docket No. 3-89-01695  
) Chapter 11  
)  
)  
)

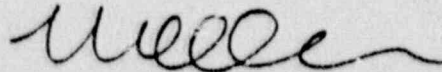
NOTICE OF RULE 2004 EXAMINATION

Pursuant to the Order of the Bankruptcy Court entered July 10, 1989, John H. Smelser, Jr gives notice that, through counsel, he will conduct an examination of Alexander Andrew Carey at the offices of Lockridge & Decker, 6th Floor, One Centre Square, Knoxville, TN 37902, beginning at 11:30 a.m. on July 21, 1989, and continuing from day to day thereafter. Alexander Andrew Carey shall bring with him to the examination the following documents:

1. All financial records of the debtor, including but not limited to, bank statements and cancelled checks (including but not limited to records of the checking account at Third National Bank of Sevierville, as to which Charles Kite is a signatory), invoices, receipts, and purchase orders.
2. The minute books of the corporation, including all minutes and other documents contained therein.
3. Any written attorney's opinions concerning the legality of any past or proposed issuance of stock by the debtor.

4. Any and all records relating to sales of equipment, including but not limited to documents showing the proceeds received from equipment sales, and the disposition of those proceeds.

5. Any and all documents relating to the debtor's obtaining of necessary permits or other approval by Martin Marietta, the Department of Energy, or the Nuclear Regulatory Commission with regard to the debtor's proposed operations in Anderson County, Tennessee.



---

M. Edward Owens, Jr.

MORTON, LEWIS, KING & KRIEG  
620 Market Street  
One Centre Square, 5th Floor  
P. O. Box 2425  
Knoxville, TN 37901  
615/546-4646

Attorneys for John H. Smelser, Jr.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was furnished by United States Mail, postage prepaid, or by hand delivery, to the following persons:

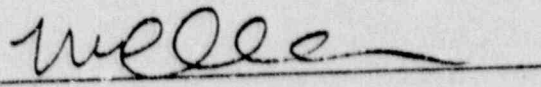
Charles W. Kite, Esquire  
Brabson, Kite & Vance  
Post Office Box 5260  
Sevierville, TN 37864

Alexander Andrew Carey  
Route 7, Dixon Road  
Lenoir City, TN 37771

Stephen Anthony Irving  
Route 7, Dixon Road  
Lenoir City, Tennessee

Mit. i Miller  
Route 2, Box 248  
Powell, TN 38749

This the 17<sup>th</sup> day of <sup>July</sup>~~June~~, 1989.



M. Edward Owens, Jr.

/meo/alchemie.nots



IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
EASTERN DISTRICT OF TENNESSEE  
NORTHERN DIVISION

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IN RE:	)	
	)	Case No. 3-89-01695
ALL CHEMICAL ISOTOPE	)	
ENRICHMENT, INC.	)	
	)	CHAPTER 11
Debtor.	)	

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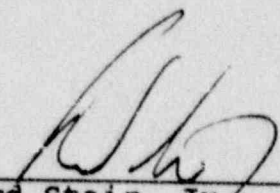
ORDER WITHDRAWING MOTION TO DISMISS

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This cause came for hearing before the Court on August 9, 1989 on the Debtor's Motion to Dismiss its Chapter 11 petition filed in this case. Based on representations of counsel in open court that the Debtor desires to withdraw its Motion, and for good cause shown, it is hereby

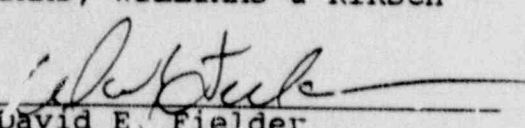
ORDERED that the Motion to Dismiss by the Debtor be and is hereby withdrawn.

ENTER: August 10, 1989

  
Richard Stair, Jr.  
United States Bankruptcy Judge

APPROVED FOR ENTRY:

HEISKELL, DONELSON, BEARMAN,  
ADAMS, WILLIAMS & KIRSCH

By:   
David E. Fielder  
Attorneys for the Debtor  
Suite 600 Plaza Tower  
Knoxville, Tennessee 37929  
(615) 522-4400

DEF14.025

# United States Bankruptcy Court

Eastern District Tennessee

**In re**

All Chemical Isotope Enrichment, Inc., Bankruptcy Case No. 89-01659  
d/b/a Alchemie, Inc.

**Debtor**

## SUBPOENA TO WITNESSES IN A BANKRUPTCY CASE

To:  
Stephen Anthony Irving

YOU ARE COMMANDED to appear to testify in the above named proceeding at the following place and time:

Address Lockridge & Becker Sixth Floor, One Centre Square 620 Market Street Knoxville, TN 37902	Room
	Date and Time July 21, 1989 at 3:00 p.m.

YOU ARE COMMANDED TO BRING with the following document(s) and object(s):  
[If not applicable, enter "None"]

The documents listed in the attached Notice of 2004 Examination

Subpoena issued on the request of:  
[Name of Party]  
John H. Smelser, Jr.

Inquiries may be addressed to:  
[Attorney's name, address and phone]  
M. Edward Owens, Jr.  
Post Office Box 2425  
Knoxville, TN 37901  
(615) 546-4646

Clerk of the Bankruptcy Court

JUL 14 1989

Date

By:

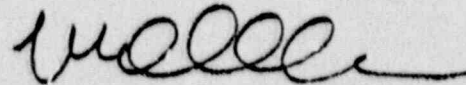
Deputy Clerk





4. Any and all records relating to sales of equipment, including but not limited to documents showing the proceeds received from equipment sales, and the disposition of these proceeds.

5. Any and all documents relating to the debtor's obtaining of necessary permits or other approval by Martin Marietta, the Department of Energy, or the Nuclear Regulatory Commission with regard to the debtor's proposed operations in Anderson County, Tennessee.



---

M. Edward Cwens, Jr.

MORTON, LEWIS, KING & KRIEG  
620 Market Street  
One Centre Square, 5th Floor  
P. O. Box 2425  
Knoxville, TN 37901  
615/546-4646

Attorneys for John H. Smelser, Jr.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was furnished by United States Mail, postage prepaid, or by hand delivery, to the following persons:

Charles W. Kite, Esquire  
Brabson, Kite & Vance  
Post Office Box 5260  
Sevierville, TN 37864

Alexander Andrew Carey  
Route 7, Dixon Road  
Lenoir City, TN 37771

Stephen Anthony Irving  
Route 7, Dixon Road  
Lenoir City, Tennessee

Mitzi Miller  
Route 2, Box 248  
Powell, TN 38749

This the 17<sup>th</sup> day of <sup>July</sup>~~June~~, 1989.

MEO

M. Edward Owens, Jr.

/meo/alchemy.ots

# United States Bankruptcy Court

Eastern District of Tennessee

In re

All Chemical Isotope Enrichment, Inc.,  
d/b/a Alchemie, Inc.

Bankruptcy Case No. 3-89-01695

Debtor

## SUBPOENA TO WITNESS IN A BANKRUPTCY CASE

To:  
Mitzi Miller


YOU ARE COMMANDED to appear to testify in the above named proceeding at the following place and time:

Address Lockridge & Becker Sixth Floor, One Centre Square 620 Market Street Knoxville, TN 37902	Room  Date and Time July 21, 1989 at 9:00 a.m.
---	---

YOU ARE COMMANDED TO BRING with the following document(s) and object(s):  
[If not applicable, enter "None"]  
The documents listed in the attached Notice of 2004 Examination

Subpoena issued on the request of: [Name of Party] John H. Smelser, Jr.	inquiries may be addressed to: [Attorney s name, address and phone] M. Edward Owens, Jr. Post Office Box 2425 Knoxville, TN 37901 (615) 546-4646
---	---

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk of the Bankruptcy Court  
By:   
Deputy Clerk



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE:

ALL CHEMICAL ISOTCPE,  
ENRICHMENT, INC., a/k/a  
ALCHEMIE,

Debtor.

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Docket No. 3-89-01695  
Chapter 11

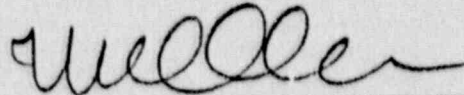
NOTICE OF RULE 2004 EXAMINATION

Pursuant to the Order of the Bankruptcy Court entered July 10, 1989, John H. Smelser, Jr. gives notice that, through counsel, he will conduct an examination of Mitzi Miller at the offices of Lockridge & Becker, 6th Floor, One Centre Square, Knoxville, TN 37902, beginning at 9:00 a.m. on July 21, 1989, and continuing from day to day thereafter. Mitzi Miller shall bring with her to the examination the following documents:

1. All financial records of the debtor, including but not limited to, bank statements and cancelled checks (including but not limited to records of the checking account at Third National Bank of Sevierville, as to which Charles Kite is a signatory), invoices, receipts, and purchase orders.
2. The minute books of the corporation, including all minutes and other documents contained therein.
3. Any written attorney's opinions concerning the legality of any past or proposed issuance of stock by the debtor.

4. Any and all records relating to sales of equipment, including but not limited to documents showing the proceeds received from equipment sales, and the disposition of those proceeds.

5. Any and all documents relating to the debtor's obtaining of necessary permits or other approval by Martin Marietta, the Department of Energy, or the Nuclear Regulatory Commission with regard to the debtor's proposed operations in Anderson County, Tennessee.



---

M. Edward Owens, Jr.

MORTON, LEWIS, KING & KRIEG  
620 Market Street  
One Centre Square, 5th Floor  
P. O. Box 2425  
Knoxville, TN 37901  
615/546-4646

Attorneys for John H. Smelser, Jr.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was furnished by United States Mail, postage prepaid, or by hand delivery, to the following persons:

Charles W. Kite, Esquire  
Brabson, Kite & Vance  
Post Office Box 5260  
Sevierville, TN 37064

Alexander Andrew Carey  
Route 7, Dixon Road  
Lenoir City, TN 37771

Stephen Anthony Irving  
Route 7, Dixon Road  
Lenoir City, Tennessee

Mitzi Miller  
Route 2, Box 248  
Powell, TN 38749

This the 17<sup>th</sup> day of <sup>July</sup>~~June~~, 1989.



M. Edward Owens, Jr.

/meo/alchemy.nts



11 251A  
(1/88)

# United States Bankruptcy Court

Eastern District of Tennessee

In re

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC., a/k/a  
ALCHEMIC

Bankruptcy Case No. 3-89-01695  
Chapter 11

Debtor

## DEPOSITION SUBPOENA IN A BANKRUPTCY CASE

To: Don O'Sullivan

YOU ARE COMMANDED to appear pursuant to Bankruptcy Rule 2004 to testify at the taking of a deposition in the above named bankruptcy matter at the following place and time:

Address The Law Offices of Lockridge & Becker One Centre Square 620 Market Street, Suite 600 Knoxville, Tennessee 37902	Room
	Date and Time Monday, July 31, 1989 2:00 p.m.

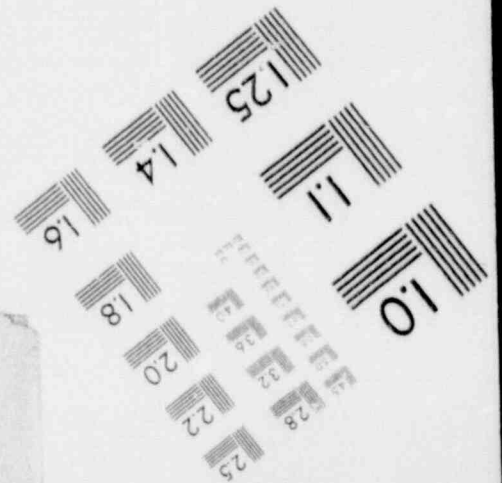
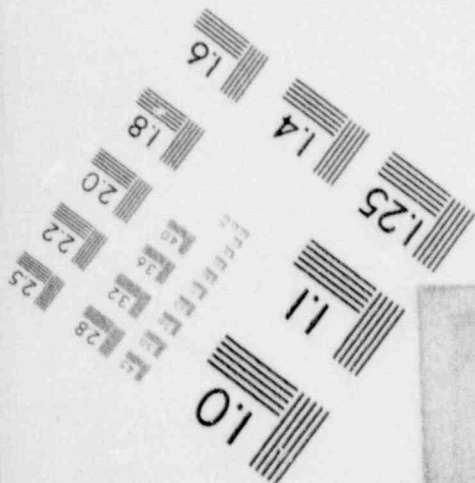
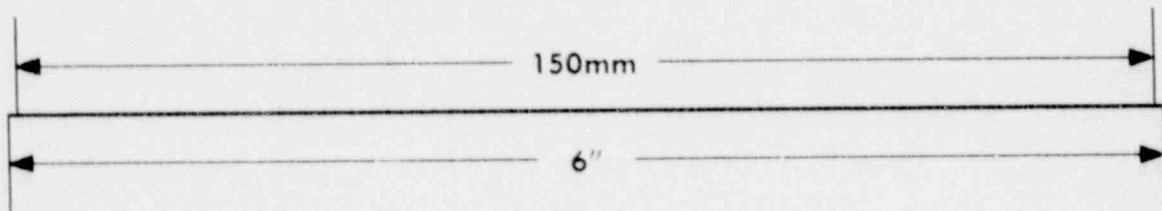
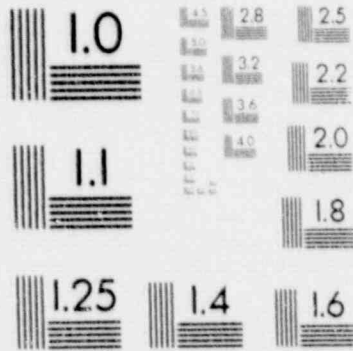
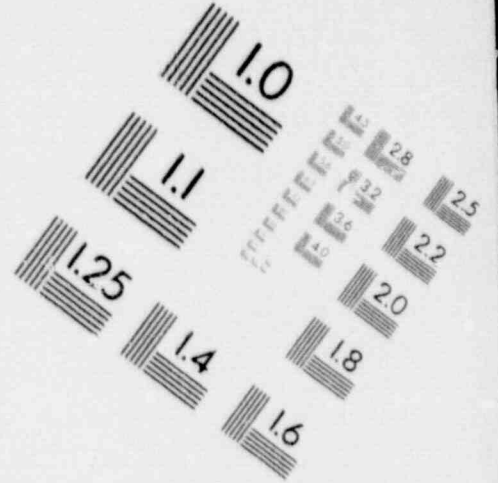
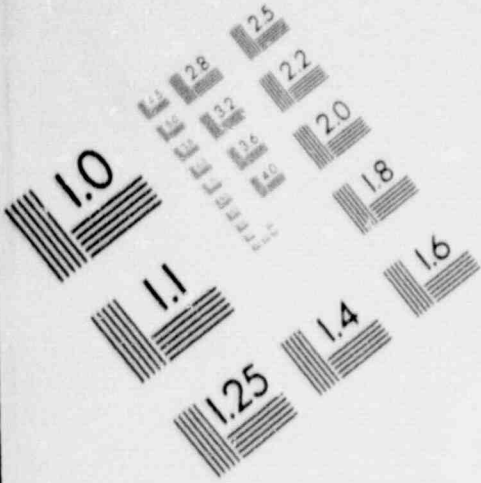
YOU ARE ALSO COMMANDED TO BRING with you the following document(s) and object(s):  
[If not applicable, enter "None"]

See Attachment

Subpoena issued on the request of: [Name of Party]  Universal Brokers of Equipment, Inc.	Inquiries may be addressed to: [Attorney's name, address and phone] James R. Moore, Esquire P. O. Box 1790 Knoxville, TN 37901 (615) 637-2523
---	--

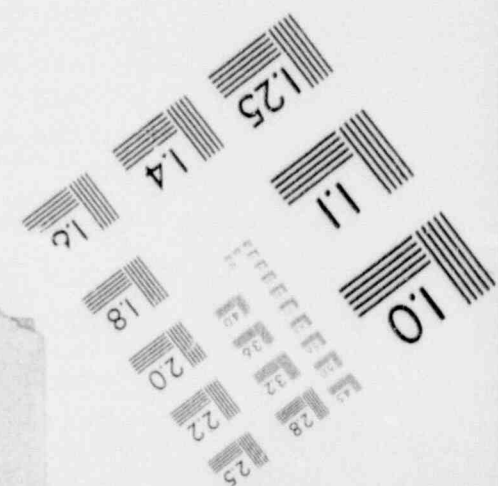
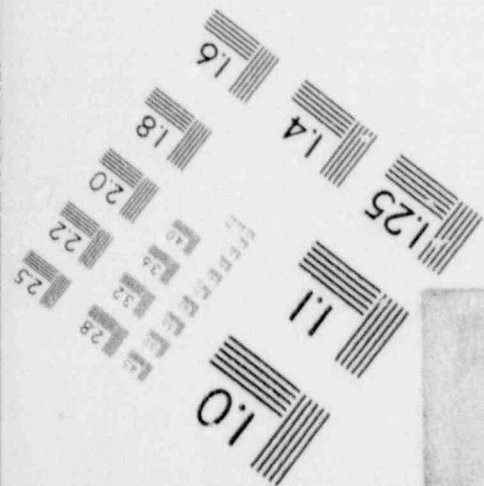
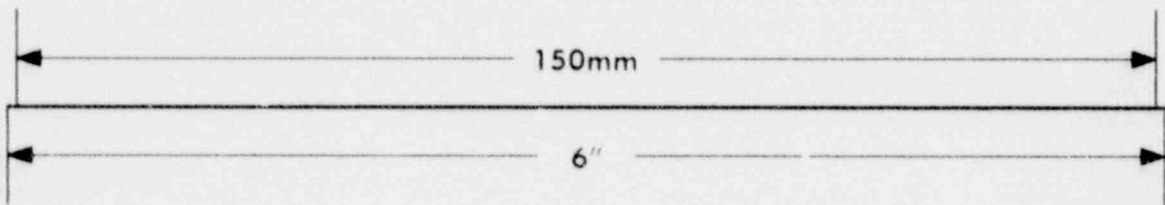
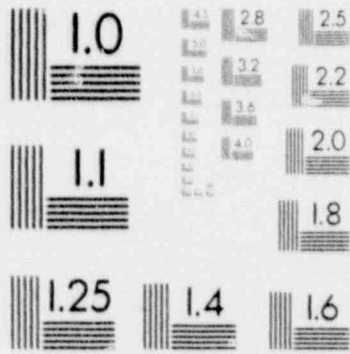
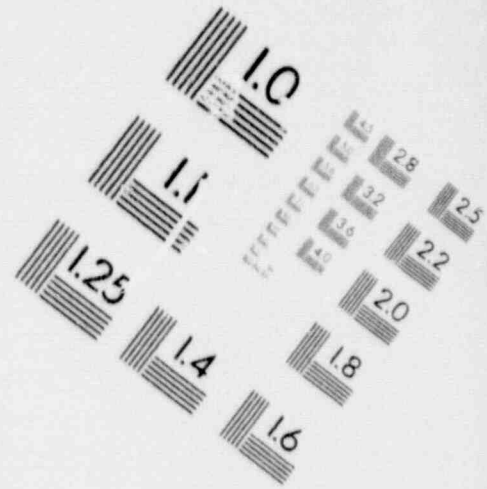
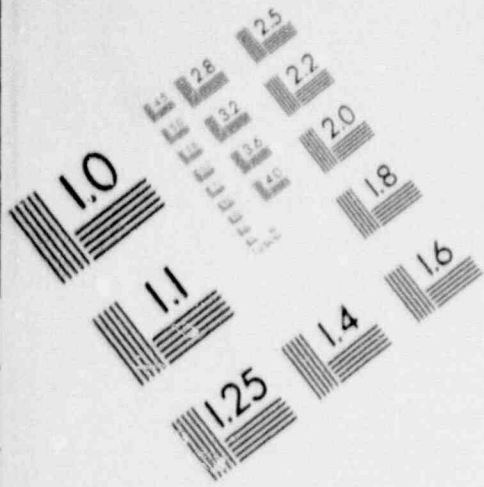
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## IMAGE EVALUATION TEST TARGET (MT-3)



# 1

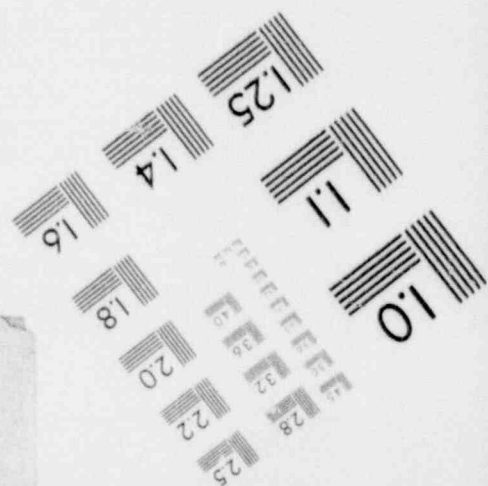
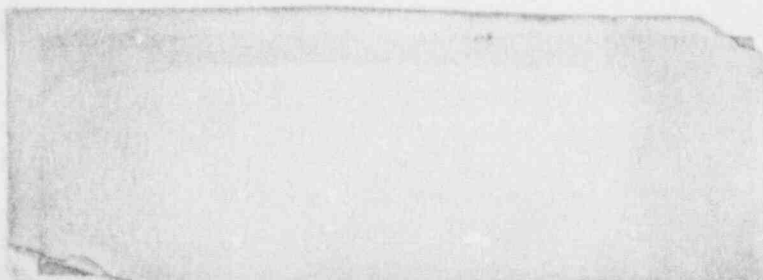
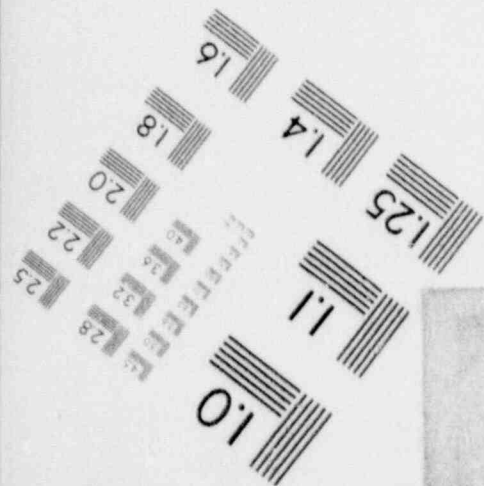
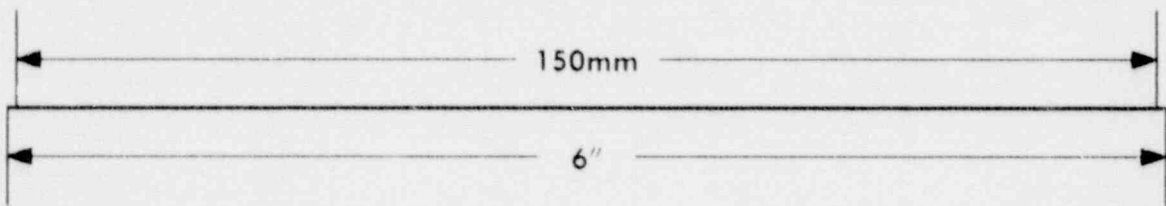
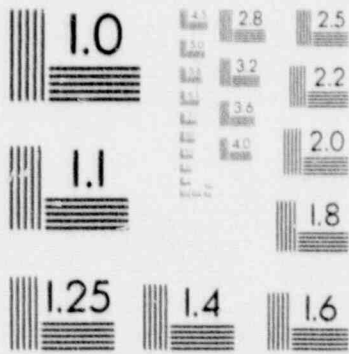
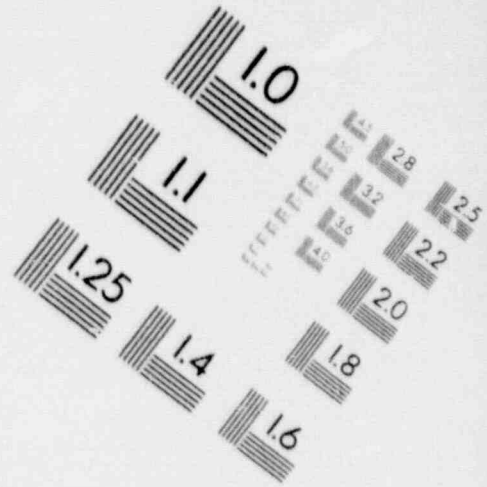
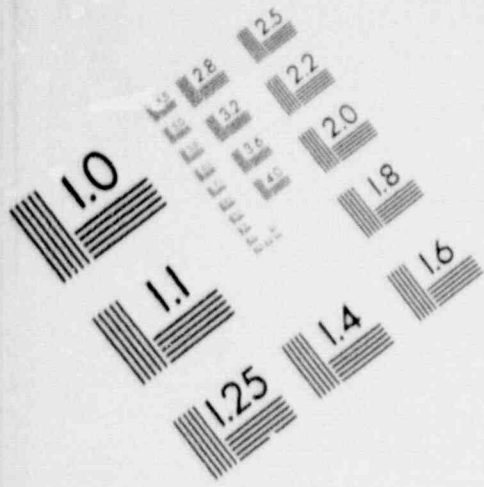
## IMAGE EVALUATION TEST TARGET (MT-3)





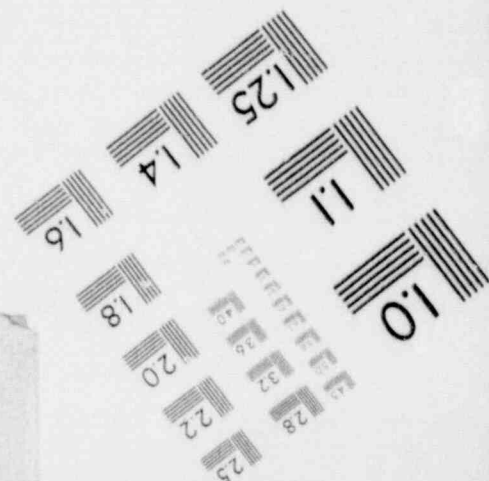
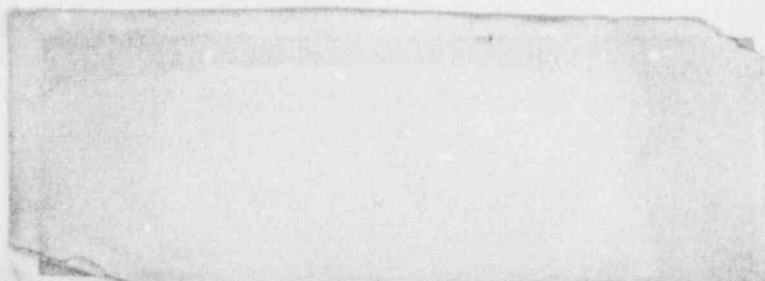
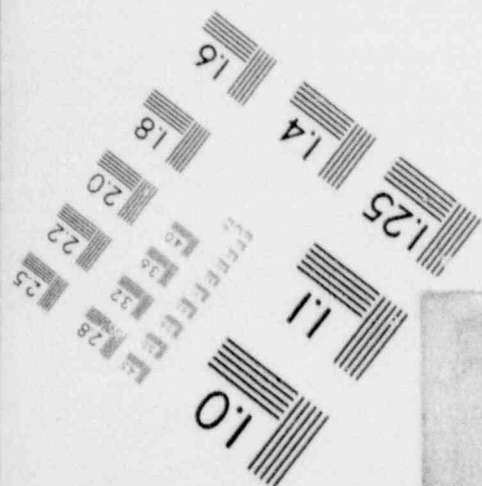
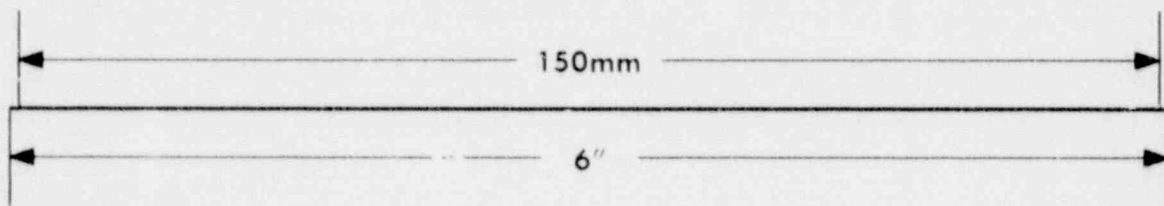
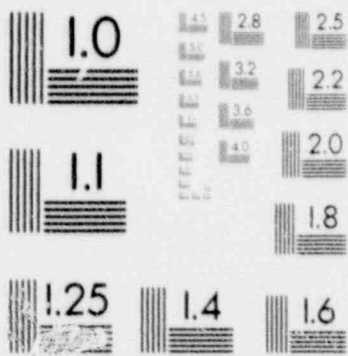
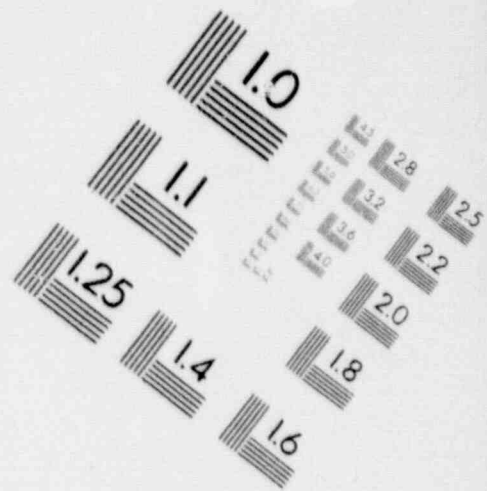
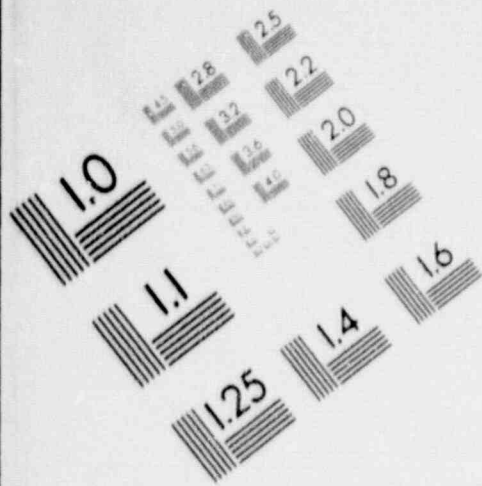
# 1

## IMAGE EVALUATION TEST TARGET (MT-3)



# 1

## IMAGE EVALUATION TEST TARGET (MT-3)



INVESTMENT GROUP - STOCK OWNERSHIP (cont'd)

<u>Name/address</u>	<u>Percentage of Ownership</u>
Margarot Kudell 21522-B Lake Forest Drive El Toro, California 92630	1.5
Doris L. Ford 21522-B Lake Forest Drive El Toro, California 92630	1.5
Mardell Development 14252 Culver Drive, Suite A-275 Irvine, California 92714	1.0
- A California General Partnership Margaret F. Kudell, General Partner	
James A. Schmieging 2100 S.E. Main Street, Suite 300 Santa Ana, California 92714	1.5
Robert A. Buceta 108 Pearl Dalton Island, California 92662	1.5
Neal Papiano, P.C. 624 So. Grand Avenue 27th Floor Los Angeles, California 90017-3320	1.5
Lawrence E. DeCrona 101 Scholz Plaza #114 Newport Beach, California 92663	1.5
Ronald L. Bruneck 14811 Devonshire Avenue Tustin, California 92680	1.5
Urban Management Party, Ltd.* 3/88 Thomas Street West Perth 6005 Western Australia Box 349 Nedlands 6009	25.5
Ownership: F.D. O'Sullivan Family Trust, F.D. O'Sullivan, Managing Director	
Malcolm K. Milliron 661 So. Baywood Avenue San Jose, California 95128	1.5
	30.0%

\* Foreign Ownership



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
(NORTHERN DIVISION)

In Re:

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC., a/k/a  
ALCHEMIE

Debtor.

Case No. 3-89-01695  
Chapter 11

ORDER COMPELLING ATTENDANCE AND  
PRODUCTION OF DOCUMENTARY EVIDENCE

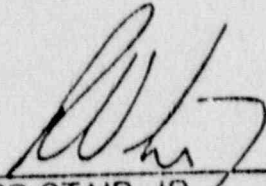
Upon the Motion for 2004 Examination filed by Universal Brokers of  
Equipment, Inc. and Diane Mealer, and good cause having been shown,

IT IS ORDERED that:


- 1) James A. Schmiesing;
- 2) H. G. Miller;
- 3) Don O'Sullivan;
- 4) Robert Buceta;
- 5) Charles Kite;
- 6) Ben Brabson; and,
- 7) Richard Vance.

maybe examined by Universal Brokers of Equipment, Inc. or their attorneys  
pursuant to Bankruptcy Rule 2004.

ENTERED: July 25, 1989.

  
RICHARD STAIR, JR.  
U. S. Bankruptcy Judge

APPROVED FOR ENTRY:

  
JAMES R. MOORE  
P. O. Box 1790  
602 Gay Street, Suite 900  
Knoxville, Tennessee 37901  
(615) 637-2523

Counsel for Universal Brokers of Equipment, Inc.  
O/2004BucetaBKV/UBE/79

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
(NORTHERN DIVISION)

IN RE:

ALL CHEMICAL ISOTOPE  
ENRICHMENT, INC., a/k/a  
ALCHEMIE,

Debtor

Case No. 3-89-01695  
Chapter 11

MOTION TO WITHDRAW AS ATTORNEYS FOR THE DEBTOR;  
MOTION TO WITHDRAW APPLICATION FOR COMPENSATION

Comes Charles W. Kite and the law firm of Brabson, Kite and Vance, and respectfully moves this Honorable Court for its Order permitting withdrawal of said attorneys as counsel for the Debtor, All Chemical Isotope Enrichment, Inc.

Movant would show that:

1. The Debtor filed its petition for reorganization under Chapter 11 of the Bankruptcy Code on June 20, 1989.
2. The Debtor filed its notice and application to employ said attorneys on July 5, 1989, together with the affidavit of said proposed attorneys.
3. Said attorneys have represented the Debtor in the proceedings held to date.
4. Said attorneys now desire to withdraw as attorneys for the Debtor and to withdraw their application for compensation.

WHEREFORE, Charles W. Kite and the law firm of Brabson, Kite and Vance pray that they be permitted to withdraw as attorneys for the Debtor and to withdraw their application for compensation.

JUL 9 1989  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TENNESSEE

RESPECTFULLY SUBMITTED this 31<sup>st</sup> day of July, 1989.

BRABSON, KITE & VANCE

By: *Richard Blaine*  
Charles W. Kite

*Richard Blaine*  
CERTIFICATE OF SERVICE

I, ~~Charles W. Kite~~, do hereby certify that I have this date forwarded a true and exact copy of the foregoing Motion to the U.S. Trustee, Mr. E. Franklin Childress, Jr., Kentucky/Tennessee Region 8, U.S. Post Office and Courthouse, Room 62, Chattanooga, TN 37402, and to all creditors and parties of interest by regular, United States Mail, postage prepaid.

*Richard Blaine*  
Charles W. Kite



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE:

ALL CHEMICAL ISOTOPE ENRICHMENT, INC.  
d/b/a ALCHEMIE, INC.

DEBTOR

)  
) Case No. 3-89-01695  
)  
)

N O T I C E

Take notice that a hearing of the motion to dismiss  
will be held in the U. S. Bankruptcy Court, 15th Floor,  
Plaza Tower, Knoxville, Tennessee 37929-1521, at 9:00 a.m.,  
July 24, 1989.

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE

IN RE:

ALL CHEMICAL ISOTOPE ENRICHMENT, INC.  
d/b/a ALCHEMIE, INC.

DEBTOR

)  
Case No. 3-89-0165<sup>C1695</sup>

MOTION TO DISMISS

To: The Honorable Richard Stair, Jr.  
The United States Bankruptcy Judge

1. On June 20, 1989, the Debtor filed its petition for reorganization proceedings pursuant to Chapter 11 of the Bankruptcy Code.
2. The primary reason for filing this petition was the commencement of foreclosure proceedings by Anderson County Bank, the Debtor's largest creditor with reference to the bulk of the tangible assets of the Debtor.
3. Since the commencement of Chapter 11 Proceedings, the Debtor has had certain discussions with the Bank which has resulted in a resolution of previous difficulties with the Bank.
4. On account of the resolution of the difficulties with the Bank, the Debtor is now believes that it is in a position where it can pay its legitimate debts and obligations as they fall due, and that no useful purpose would be served by the continuation of these proceedings, and further that

no interest of any creditor, either secured or unsecured, would be adversely affected by the immediate termination of these proceedings.

5. The Debtor further requests that the Court expedite the hearing on this motion and that the same be scheduled for a date certain on or before July 24, 1989.

WHEREFORE, the Debtor respectfully prays that these proceedings under Chapter 11 of the Bankruptcy Code be voluntarily dismissed and for such other relief as requested in this motion, and as may be appropriate.

BRABSON, KITE & VANCE


BY: 

Ben D. Brabson, Jr.  
P. O. Box 5260  
Sevierville, TN 37864  
(615) 673-9938  
Attorney for Debtor

CERTIFICATE OF SERVICE

I, Ben D. Brabson, Jr., do hereby certify that I have forwarded a true and exact copy of the foregoing Motion to Dismiss to all creditors and parties of interest in this matter, pursuant to the attached list.

This the 4<sup>th</sup> day of July, 1989.

  
Ben D. Brabson, Jr.