

March 13, 2014

Mr. Dealis W. Gwyn, Licensing Manager
Shaw AREVA MOX Services
P.O. Box 7097
Aiken, SC 29804-7097

SUBJECT: U.S. NUCLEAR REGULATORY COMMISSION REVIEW OF CHICAGO BRIDGE
AND IRON INTERNAL RESTRUCTURING AND IMPACT ON THE NEED FOR AN
INDIRECT TRANSFER OF CONTROL OF THE CONSTRUCTION
AUTHORIZATION (CAMOX-01)

Dear Mr. Gwyn:

On January 2, 2014, Shaw AREVA MOX Services (MOX Services) submitted a letter, available at Agencywide Documents Access and Management System (ADAMS) Accession No. ML14003A121, concerning an internal restructuring of its parent, Chicago Bridge and Iron (CB&I), and the potential impacts of that restructuring on the Construction Authorization for the Mixed Oxide Fuel Fabrication Facility (MFFF; CAMOX-01) issued to MOX Services.

As discussed in the letter, MOX Services holds a Facility Security Clearance administered by the Department of Energy/National Nuclear Security Administration (NNSA). Based on the NNSA review of the acquisition of Shaw by CB&I, in which the indirect transfer of control of the MFFF Construction authorization was approved by the U.S. Nuclear Regulatory Commission (NRC), CB&I and Shaw committed to establishing a proxy agreement in accordance with the National Industrial Security Program with respect to governance of Shaw Project Services Group (SPSG). The NNSA accepted the commitment. The proxy agreement gives control of Shaw's interests in MOX Services to SPSG, acting as a proxy for CB&I and Shaw. The organization of MOX Services would not be otherwise affected by the organizational restructuring. CB&I and MOX Services concluded that the restructuring does not involve a transfer of control the Construction Authorization, and that NRC approval under Title 10 of the *Code of Federal Regulations* (10 CFR) 70.36 is not required.

We have reviewed the submittal and agree that the proposed restructuring does not require NRC review and approval for a license transfer based upon the absence of change to the immediate license holder or ultimate parent company.

In accordance with 10 CFR 2.390 of the NRC's Rules of Practice, a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

If you have any questions, please give me a call at (301)-287-9155.

Sincerely,

/RA/

David Tiktinsky, Senior Project Manager
Conversion, Deconversion
and MOX Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No.: 70-3098

cc: See page 3

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*Via email

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