

March 25, 2002

Mr. Gary L. Tessitore  
Chief Executive Officer  
Fansteel Inc.  
Number One Tantalum Place  
North Chicago, Illinois 60064

SUBJECT: LICENSE AMENDMENT 9 TO CHANGE THE DATE FOR LC 21

Dear Mr. Tessitore:

In accordance with your application dated March 5, 2002, and pursuant to Part 40 of Title 10 of the Code of Federal Regulations, Materials License SMB-911 is hereby amended to change the first sentence of License Condition 21 to read:

The licensee shall review the decommissioning cost estimate by June 25, 2002, and thereafter at intervals not to exceed thirteen (13) months.

Condition 10 is revised to include the date of March 5, 2002. All other conditions of the license shall remain the same.

Given the recent bankruptcy filing by Fansteel, the Nuclear Regulatory Commission (NRC) requests you to advise it how Fansteel will meet the conditions of 10 CFR 40.36(d), that requires all licensees to provide certification that "... financial assurance for decommissioning has been provided in the amount of the cost estimate ...." This matter should be addressed, at the latest, in your yearly update due by June 25, 2002.

Enclosed are copies of the revised Materials License SMB-911, Safety Evaluation Report, and Categorical Exclusion.

Sincerely,

**/RA/ D. Solorio for**

Larry W. Camper, Chief  
Decommissioning Branch  
Division of Waste Management  
Office of Nuclear Material Safety and Safeguards

Docket No.: 40-7580  
License: SMB-911

Enclosures: 1. Revised License No. SMB-911  
2. Safety Evaluation Report  
3. Categorical Exclusion

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Tessitore

Dated March 25, 2002

Distribution: w/encls.

REvans/RIV

JGreeves

JKennedy

MMoriarty/FCSS/NMSS

MRodgers/PMDA/NMSS

CBurkhalter

\*See previous concurrence

\*\*Concurred via e-mail

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