

October 24, 2002

Dr. English Percy, Manager
Geohydrology and Geochemistry Element
Center for Nuclear Waste Regulatory Analyses
6220 Culebra Road, Building 189
San Antonio, Texas 78238-5166

SUBJECT: REVIEW OF DOE RESPONSE TO AGREEMENT RT.3.09 AND AGREEMENT
USFIC.6.04

Dear Dr. Percy:

The U.S. Nuclear Regulatory Commission staff has completed its review of the subject report by the Center for Nuclear Waste Regulatory Analyses (CNWRA). We received the report reviewing the U.S. Department of Energy's (DOE's) response to the Radionuclide Transport (RT) Agreement 3.09 and Unsaturated and Saturated Flow Under Isothermal Conditions (USFIC) Agreement 6.04 on October 15, 2002. This material should remain predecisional and not be released to the public at this time.

The CNWRA report is programmatically and technically acceptable. In addition, the CNWRA review provides an excellent discussion about DOE's approach for addressing agreements RT 3.09 and USFIC 6.04. The CNWRA input will be valuable in helping to complete our review. If you have questions, please contact John Bradbury at (301) 415-6597 or Hans Arlt at (301) 415-5845.

Sincerely,

/RA/

John Bradbury, Program Element Manager
Division of Waste Management
Office of Nuclear Material Safety
and Safeguards

Enclosure: As stated

cc: J. Linehan
B. Meehan
B. Sagar, CNWRA

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