

PROPRIETARY INFORMATION

September 15, 2004

Mr. Charlie F. Holman, Manager
Environmental, Health, Safety and Licensing
Framatome ANP, Inc.
1724 Mount Athos Road
P.O. Box 11646
Lynchburg, VA 24506-1646

SUBJECT: AMENDMENT 2 - FRAMATOME ANP, INC. (LYNCHBURG), FUNDAMENTAL
NUCLEAR MATERIAL CONTROL PLAN REVISION 16 (TAC L31821)

Dear Mr. Holman:

This letter refers to your submittal dated March 10, 2004, and subsequent submittals dated May 27, 2004, and August 17, 2004, in which you provided Revision 16 of your Fundamental Nuclear Material Control (FNMC) Plan. Our review determined that the changes were administrative in nature, removed inconsistencies and provided clarification. The changes in the revision did not decrease the effectiveness of the Material Control and Accountability program in your license application.

Pursuant to Part 70 of Title 10 of the Code of Federal Regulations, Materials License SNM-1168 is hereby amended to incorporate Revision 16 of the FNMC Plan. Accordingly, Safeguards Condition SG-1.1 will be changed to the following:

SG-1.1 The licensee shall follow Chapters 1.0 through 9.0 of its "Fundamental Nuclear Materials Control Plan," Revision 16, dated March 10, 2004. This Plan may be further revised in accordance with, and pursuant to, the provisions of either 10 CFR 70.32(c) or 70.34.

Additionally, SG-1.2 will be deleted from the license as it is no longer applicable. All other conditions of this license shall remain the same. Enclosed are copies of the revised Materials License SNM-1168 and the Safety Evaluation Report, which includes the Environmental Review.

If you have any questions regarding this letter, please contact Patti Silva of my staff at (301) 415-8029 or via e-mail to pas6@nrc.gov.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and Enclosure 1 will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

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C. Holman

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The NRC staff concurs with your determination that the enclosure to your correspondence of March 10, 2004, May 27, 2004, and August 17, 2004, contains information of the type specified in 10 CFR 2.390(d) which is deemed to be commercial or financial within the meaning of 10 CFR 9.17(a)(4). Accordingly, said enclosure will be withheld from public disclosure. In addition, the SER (Enclosure 2) will be withheld according to the provisions of 10 CFR 2.390(d).

Sincerely,

/RA/

Gary S. Janosko, Chief
Fuel Cycle Facilities Branch
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket No.: 70-1201
License No.: SNM-1168
Amendment 2

Enclosures: 1. Materials License SNM-1168
2. Safety Evaluation Report

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Gary S. Janosko, Chief
Fuel Cycle Facilities Branch
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Docket No.: 70-1201
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CLOSES TAC L31821

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*see previous
concurrence

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