

March 24, 2005

The Honorable Robert J. Smith
New Jersey General Assembly
Turnersville, NJ 08012

Dear Mr. Smith:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter of February 8, 2005, which requested certain documents pertaining to the Shieldalloy Metallurgical Corporation (SMC) site in Newfield, New Jersey. You requested: (1) a copy of the interim guidance that NRC provided to SMC; (2) SMC's response to the NRC staff's comments on SMC's decommissioning plan (DP); and, (3) summaries of public meetings regarding the SMC site.

Pursuant to your request for a copy of the interim guidance, I am providing you with a copy of the May 15, 2004, letter, from NRC staff, to SMC, that transmitted the "NRC Staff Interim Guidance for a Long-Term Control Possession-Only License at the Shieldalloy Newfield Site, New Jersey." The interim guidance is attached to the letter. In addition to providing the interim guidance to SMC, the NRC staff met with SMC staff on June 29, 2004, to discuss the interim guidance and respond to SMC's questions about the interim guidance. A copy of the summary of this meeting is also enclosed.

You also requested a copy of SMC's response to the NRC staff's comments on SMC's decommissioning plan (DP). The NRC staff received a DP from SMC dated August 30, 2002. However, by letter of February 28, 2003, the NRC staff rejected the DP because of deficiencies in the information that SMC provided regarding such aspects of decommissioning as: (1) SMC's site-specific dose modeling; (2) a quantitative site-specific cost-benefit analysis to demonstrate that the proposed alternative is as low as reasonably achievable; (3) specific institutional controls for restricted release; (4) an agreement by a competent party to assume control and responsibility for maintenance of the site; (5) financial assurance; and, (6) advice from affected parties. A copy of the February 28, 2003, letter is also enclosed. The NRC staff has not yet received a revised DP, and, as such, NRC is unable to provide you with SMC's response, as you requested. However, SMC has indicated to NRC that it will submit a revised DP in September 2005.

The Commission appreciates your interest regarding the use of the Long-Term-Control license option at the SMC site. Please contact Mr. Daniel Gillen, the NRC Deputy Director for the SMC site, at (301) 415-7295, if you would like to discuss the responses in greater detail.

Sincerely,

/RA/

Jack R. Strosnider, Director
Office of Nuclear Material Safety
and Safeguards

Enclosures:

1. May 15, 2004, letter from NRC staff to Shieldalloy Metallurgical Corporation. "NRC Staff Interim Guidance for a Long-Term-Control, Possession-Only, License at the Shieldalloy Newfield Site, New Jersey."
2. July 16, 2004, letter re: June 29, 2004, Meeting Summary.
3. February 28, 2003 letter from NRC staff to Shieldalloy Metallurgical Corporation ("Rejection of Decommissioning Plan for the Newfield Facility and Denial of the Exemption Request to Postpone Initiation of Decommissioning Process," Control No. 132074).

March 24, 2005

The Honorable Fred H. Madden
New Jersey Senate
Turnersville, NJ 08012

Dear Mr. Madden:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter of February 8, 2005, which requested certain documents pertaining to the Shieldalloy Metallurgical Corporation (SMC) site in Newfield, New Jersey. You requested: (1) a copy of the interim guidance that NRC provided to SMC; (2) SMC's response to the NRC staff's comments on SMC's decommissioning plan (DP); and, (3) summaries of public meetings regarding the SMC site.

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March 24, 2005

The Honorable David R. Mayer
New Jersey General Assembly
Turnersville, NJ 08012

Dear Mr. Mayer:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter of February 8, 2005, which requested certain documents pertaining to the Shieldalloy Metallurgical Corporation (SMC) site in Newfield, New Jersey. You requested: (1) a copy of the interim guidance that NRC provided to SMC; (2) SMC's response to the NRC staff's comments on SMC's decommissioning plan (DP); and, (3) summaries of public meetings regarding the SMC site.

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D. Mayer

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Identical letters sent to the The Honorable Fred H. Madden and The Honorable David R. Mayer

ML050790002

*See previous concurrence

OFC	DWMEP*		DWMEP*		DWMEP*		TECH ED.*	
NAME	KKalman		TMixon		KGruss		EKraus ^{via fax}	
DATE	03/10/05		03/20/05		03/20/05		03/21/05	
OFC	OGC*		DWMEP*		DWMEP*		NMSS:OD	
NAME	BSmith ^{email}		DGillen		LCamper		JStrosnider	
DATE	03/21/05		03/21/05		03/21/05		03/24/05	

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