

May 25, 2005

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

May 26, 2005 (1:39 pm)

BEFORE THE PRESIDING OFFICER

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

In the Matter of)
)
U.S. ARMY)
)
(Jefferson Proving Ground Site))
)

Docket No. 40-8838-MLA-2

ASLBP No. 04-819-04-MLA

DEPARTMENT OF THE ARMY REPORT

INTRODUCTION

By letter dated March 22, 2005, the Nuclear Regulatory Commission (NRC) requested the Department of the Army provide clarification of the status of the 5-year possession only license for an alternate decommissioning schedule request. By correspondence dated May 25, 2005, the Department of the Army has provided its response. A summary of that response is provided below.

DISCUSSION

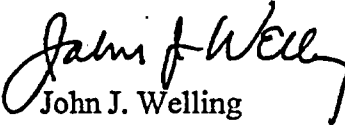
In its reply to the NRC, the Department of the Army has reaffirmed its intention to continue under the Possession Only License under which it currently operates. It also proposes a plan and strategy for site sampling and characterization to support decommissioning be conducted within 5 years of approval and commencement of plan execution. Detailed plans are included as part of the May 25, 2005 submission to NRC.

The Army additionally expressed its intent to submit a decommissioning plan to NRC at the end of that 5-year period. Consistent with the above, the correspondence also requests and alternative schedule for submission of a decommissioning plan in accordance with 10 CFR 40.42(g)(2). Execution of the plan outlined in the May 25, 2005 submission is subject to funding.

CONCLUSION

The above report is respectfully submitted to clarify the Department of the Army's position.

Respectfully submitted,



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Counsel for the Department of the Army

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CERTIFICATE OF SERVICE

I hereby certify that copies of the "DEPARTMENT OF THE ARMY REPORT" in the above captioned proceeding have been served on the following by U.S. Mail, first class, (as indicated by a single asterisk) and by e-mail (as indicated by a double asterisk) on this 26th day of May 2005.

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