



UNITED STATES  
**NUCLEAR REGULATORY COMMISSION**  
REGION I  
475 ALLENDALE ROAD  
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

August 31, 2005

Docket No. 03029266  
Control No. 136805

License No. 06-27843-02

Robert S. McLaughlin  
Bristol-Myers Squibb PRI  
Bond, Schoeneck & King, PLLC  
One Lincoln Center  
Syracuse, NY 13202-1355

SUBJECT: BRISTOL-MYERS SQUIBB PRI, REQUEST FOR ADDITIONAL INFORMATION  
CONCERNING FINANCIAL ASSURANCE DOCUMENTS, CONTROL NO.  
136805

Dear Mr. McLaughlin:

This is in reference to your telephone conversation on August 29, 2005, with Dennis Lawyer about providing financial assurance for decommissioning for Nuclear Regulatory Commission (NRC) License No. 06-27843-02.

You requested that the NRC review the e-mail attachments sent to Dennis Lawyer of the NRC on August 16, 2005, and you indicated these attachments were presented as an example of the reports that Bristol-Myers Squibb Company intended to submit annually in support of the necessary statement to be added to the Self-Guarantee. That statement reads:

"The guarantor agrees to submit revised financial statements, financial test data, and an auditor's special report and reconciling schedule annually within 90 days of the close of its fiscal year." (Statement 8 in Appendix A, Pg A-144 of NUREG-1757 Volume 3)

Our review shows that the "reaffirmation example report" attached to your August 16, 2005, email supports the financial test data required annually. The Report of Independent Registered Public Accounting Firm supports the auditor's special report. Additional reports required to be submitted include the annual financial statement (typically the annual report) and the reconciling schedule (if needed). The reconciling schedule is needed when the financial test data is different than the annual financial statement. In the example you attached to your email, a reconciling schedule is not necessary.

In order to continue our review, please provide a revised Self-Guarantee which includes Statement 8 in Appendix A, Pg A-144 of NUREG-1757 Volume 3 as was requested in our letter to Mr. Andrew Bonfield on June 17, 2005.

Current NRC regulations and guidance are included on the NRC's website at [www.nrc.gov](http://www.nrc.gov); select **Nuclear Materials; Medical, industrial, and academic uses of nuclear material**; then **toolkit index page**. Or you may obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-888-293-6498. The GPO is open from 7:00 a.m. to 9:00 p.m. EST, Monday through Friday (except Federal holidays).

R. McLaughlin  
Bristol-Myers Squibb PRI

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We will continue our review upon receipt of this information. Please reply to my attention at the Region I Office and refer to Mail Control No. 136805. If you have any technical questions regarding this deficiency letter, please call Dennis Lawyer at (610) 337-5366 or me at (610) 337-5308.

Sincerely,

***Original signed by Todd J. Jackson, CHP***

Todd J. Jackson, CHP  
Senior Health Physicist  
Commercial and R&D Branch  
Division of Nuclear Materials Safety

cc:

Andrew R.J. Bonfield, Senior Vice President and Chief Financial Officer

DOCUMENT NAME: E:\Filenet\ML052440511.wpd

**SISP Review Complete: DRL 1**

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|--------|-------------------------|---|-------------------------|---|---------|--|--|--|
| OFFICE | DNMS/RI                 | N | DNMS/RI                 | N | DNMS/RI |  |  |  |
| NAME   | DLawyer / <b>DRL1</b> / |   | TJackson / <b>TJJ</b> / |   |         |  |  |  |
| DATE   | 08/31/2005              |   | 08/31/2005              |   |         |  |  |  |

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