



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

R3/D2-#2  
04/2001

DOCKET: 70-36

LICENSEE: Westinghouse Electric Company LLC  
Hematite, MO

SUBJECT: SAFETY EVALUATION REPORT: APPLICATION FOR NRC CONSENT TO  
TRANSFER OF LICENSE AND CONFORMING AMENDMENT DATED  
FEBRUARY 16, 2001 - AMENDMENT TO REFLECT NEW NAME

### BACKGROUND

By letter dated February 16, 2001, CE Nuclear Power LLC ("CENP"), holder of Materials License SNM-33, applied for U.S. Nuclear Regulatory Commission (NRC) consent to transfer of license and a conforming license amendment to recognize its name change. This transfer was necessitated by the planned legal merger of CENP, a wholly-owned subsidiary of Westinghouse Electric Company LLC ("Westinghouse"), including all of its assets and personnel, into its parent, Westinghouse, to be effective as of April 2, 2001. From and after April 2, 2001, effective date of the merger, CENP will cease to exist as a legal entity and Westinghouse will remain as the sole surviving company. Subsequently, NRC consent to transfer of license was provided by letter dated March 28, 2001, and Westinghouse, by its letter dated April 5, 2001, confirmed CENP's merger into Westinghouse, effective April 2, 2001.

### DISCUSSION

The staff has already accepted and consented to the transfer of license ownership. The requested change does not result in any changes to the licensee's operations or in the existing safety requirements. Therefore, the staff recommends proceeding with the requested amendment to replace the former name, CE Nuclear Power LLC, with the licensee's new name, Westinghouse Electric Company LLC.

### DECOMMISSIONING

The executed decommissioning financial assurance documents submitted with the licensee's letters dated March 6, and 27, 2001 are being reviewed separately. Until such time as NRC approves the revised decommissioning financial assurance, the current guarantee remains in effect.

### CATEGORICAL EXCLUSION

This change is considered administrative in nature. The staff has determined that the proposed change does not adversely affect public health and safety or the environment and is categorically excluded from the requirement to prepare a site-specific environmental assessment. Therefore, in accordance with 10 CFR 51.22(c)(11), neither an environmental assessment nor an environmental impact statement is warranted for this action.

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CONCLUSION

Based on the above discussion, the staff concludes that approval of the licensee's request to amend Materials License SNM-33 to reflect the licensee's new name should be approved.

The Region III inspection staff has no objection to this proposed action.

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