



State of New Jersey
DEPARTMENT OF ENVIRONMENTAL PROTECTION

JON S. CORZINE
Governor

LISA P. JACKSON
Commissioner

Division of Environmental Safety and Health
Bureau of Environmental Radiation
P.O. Box 415
Trenton, New Jersey 08625-0415
Tel (609) 984-5400
Fax (609) 984-5595

March 28, 2006

Joseph Nick, Senior Health Physicist
U.S. Nuclear Regulatory Commission, Region I
475 Allendale Road
King of Prussia, PA 19406

2006 APR -3 AM 11: 23

RECEIVED
REGION I

Dear Mr. Nick:

Assistant Director Baldauf requested that the New Jersey Department of Environmental Protection's (NJDEP) Bureau of Environmental Radiation (BER) review the March 16, 2006 DRAFT document: (Docket No. 030-34437) *Environmental Assessment Related to Issuance of a License Amendment of the U.S. Nuclear Regulatory Commission Materials License No. 29-30389-01, DGI Biotechnologies, LLC in Edison, New Jersey*

The results of the fixed and removable contamination surveys indicate levels at or near background which comply with the Department's remediation criteria of 15 mrem/y (N.J.A.C. 7:28-12.8(a)).

The BER agrees with the Nuclear Regulatory Commission's Environmental Assessment conclusion that a Finding of No Significant Impact is appropriate for the proposed action to terminate Materials License No. 29-30389-01 and release the facility at 40 Talmadge Road, Edison, New Jersey for unrestricted use.

Thank you for giving us the opportunity to comment on this Environmental Assessment. Please contact Ed Truskowski at (609) 984-5542, if you have any questions.

Sincerely yours,

Patricia Gardner
Patricia Gardner
Chief, Bureau of Environmental Radiation

- c. Paul Baldauf, Assistant Director, Radiation Protection and Release Prevention Programs
- William Csaszar, BER, Radioactive Material Section
- Ed Truskowski, BER, Radiological Assessment Section

137769

NJDEP/REGI MATERIALS-002