

November 7, 2006

David Stinson, President
Shaw AREVA MOX Services
P.O. Box 7097
Aiken, SC 29804-7097

SUBJECT: LICENSE APPLICATION FOR THE MIXED OXIDE FUEL FABRICATION
FACILITY

Dear Mr. Stinson:

In the process of performing the Acceptance/Acknowledgment review of the License Application (LA) that was submitted on September 27, 2006, we have identified some parts of the submittal that require some modification in order for us to complete our initial review.

Although our preliminary review of the license application indicates that much of the information required by Part 70 (in particular 10 CFR 70.22 and 10 CFR Part 70, Subpart H) to be in an operating license application is contained in the Integrated Safety Analyses (ISA) Summary, the NRC believes that some of the information that you have requested to be withheld as proprietary in the ISA Summary should also be included in the LA. For example, the description of the meteorology of the site location does not appear to meet the requirements to be withheld under 10 CFR 2.390 and should be included in the LA itself in addition to the ISA Summary. The information required to be included in an operating license application under Part 70 helps assure an adequate opportunity for public review for the proposed licensing action.

Additionally, the Physical Security Plan that was submitted appears not to have been the final version of the document. The document received contains strikeouts, figures with only a title, and italicized words that are shown as the only commitments in the documents. The correct final version of the document needs to be resubmitted.

We request that the revisions outlined in this letter be resubmitted prior to the conclusion of the NRC's sixty day Acceptance/Acknowledgment review. Based on a review of the resubmitted information, the NRC will then reevaluate whether we can accept the application for docketing.

If you have any questions, please contact Mr. David Tiktinsky of my staff. Mr. Tiktinsky can be reached at 301-415-6195 or DHT@nrc.gov.

Sincerely,

/RA/

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

Docket No.: 70-3098

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Jack R. Strosnider, Director
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Docket No.: 70-3098

cc: G. Smith, NNSA A.J. Eggenberger, DNFSB D. Silverman, Esq., DCS
J. Olencz, DOE L. Zeller, BREDL D. Curran, Esq., GANE
G. Carroll, GANE H. Porter, SC Dept. Of HEC

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FCSS r/f STPSD r/f W. Gloerson, RII M. Shannon, RII D. Ayres, RII

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OFC	MOB	MOB	MOB	FCSS	FCSS	OGC	NMSS
NAME	D. Tiktinsky	L. Williamson	S. Magruder	J. Giitter	R. Pierson	M. Bupp	J. Strosnider
DATE	11/06 /06	11 / /06	11/06 /06	11 / 0606	11/07/06	11/06 /06	11/ 07 /06

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