

**VERMONT YANKEE
NUCLEAR POWER CORPORATION**

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June 6, 2002
BVY 02-38

Nuclear Materials Safety Branch
U.S. Nuclear Regulatory Commission, Region I
475 Allendale Road
King of Prussia, PA 19406-1415

Reference: (a) Letter, Vermont Yankee Nuclear Power Corporation, Entergy Nuclear Vermont Yankee, LLC, and Entergy Nuclear Operations, Inc, "Transfer of Facility Operating License and Proposed License Amendments", BVY 01-76, dated October 5, 2001.

Subject: Vermont Yankee Nuclear Power Corporation, and
Entergy Nuclear Operations, Inc.
Vermont Yankee Nuclear Power Station
Docket Number 030-19431
Materials License No. 44-13669-04
Transfer of Materials License

Pursuant to 10 C.F.R. § 30.38, this letter requests transfer of U.S. Nuclear Regulatory Commission ("NRC") Materials License No. 44-13669-04 (the "Materials License") from Vermont Yankee Nuclear Power Corporation ("VYNPC") to Entergy Nuclear Operations, Inc. ("ENO"). This transfer is requested in conjunction with the sale of ownership interest in the Vermont Yankee Nuclear Power Station and transfer of the Facility Operating License ("FOL"). An application requesting transfer of the FOL was submitted previously in Reference (a). VYNPC and ENO request that the transfer of the Materials License be effective concurrently with the transfer of the FOL.

License No. 44-13669-04 allows use of licensed material for the off-site repair, inspection and testing of contaminated equipment, only at temporary job sites of the licensee, anywhere in the United States where NRC maintains jurisdiction for regulating the use of licensed material.

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VYNPC (the transferor) will no longer engage in activities involving the possession, use or transport of licensed materials upon relinquishing the Materials License. Entergy Nuclear Operations, Inc. (the transferee) has committed in Reference (a) to meet all financial, operational and organizational obligations associated with operation of the Vermont Yankee Nuclear Power Station upon transfer of the FOL.

The following change to the Materials License is requested in conjunction with the transfer:

- 1.) A change in licensee name from "Vermont Yankee Nuclear Power Corporation" to "Entergy Nuclear Operations, Inc." is proposed for Section 1 of the Materials License.

The following changes to the Materials License are requested to reflect changes in the responsibilities of the VYNPS organization:

- 2.) Deletion of the following names from License Section 11.A:

J. P. Cox

D. P. Tkatch

- 3.) Addition of the following names to Materials License Section 11.A:

D. N. Hensel

P. H. Prince

- 4.) A change of the Radiation Safety Officer name listed in the Materials License Section 11.B, from Michael P. Desilets to John J. Geyster.

Attachment 1 to this letter contains information supporting transfer of the Materials License as specified in NUREG-1556, Volume 15, "Consolidated Guidance About Materials Licenses."

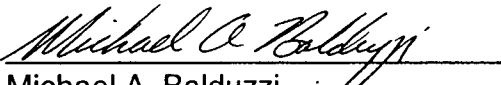
By letter dated August 12, 1994, VYNPC provided a decommissioning plan and funding assurance in the form of a certificate of deposit for \$10,000 for Materials License No. 44-13669-04, in accordance with 10 C.F.R. § 30.35. ENO will maintain funding assurance until such time as the Materials License is terminated by the NRC. The license transfer will not result in any significant changes to the decontamination plan or procedures related to the Materials License.

Under separate submittal, but not less than ten business days prior to the currently scheduled closing date, ENO will provide the NRC with information regarding the financial funding assurance mechanism to be established by ENO for the Materials License, in accordance with 10 C.F.R. § 30.35.

VYNPC and ENO request that the NRC review this application on a schedule that will permit transfer of the Materials License to ENO effective concurrently with transfer of the FOL.

Please contact Mr. Brian Hobbs, Senior Licensing Engineer, at Vermont Yankee Nuclear Power Corporation at (802) 451-3036 if you have any questions or require any additional information regarding this request.

Sincerely,



Michael A. Balduzzi
Senior Vice President and CNO
Vermont Yankee Nuclear Power Corporation



Michael R. Kansler
Senior Vice President and COO
Entergy Nuclear Operations, Inc.

Attachment

Cc: H. J. Miller, US NRC Region I Administrator
R. M. Pulsifer, US NRC Project Manager, Vermont Yankee
US NRC Resident Inspector, Vermont Yankee
Vermont Department of Public Service

Attachment 1

Vermont Yankee Nuclear Power Station

Information Supporting Materials License No. 44-13669-04 Transfer Request

Attachment 1
Information Supporting Materials License No. 44-13669-04 Transfer Request

NUREG-1556, Volume 15, "Consolidated Guidance About Materials Licenses", Chapter 5 "Change of Control", specifies information to be considered in association with transfer of control for a materials license. The following responses are provided in conjunction with the VYNPC to ENO request for Materials License transfer.

1. Description of Transaction – Entergy Nuclear Vermont Yankee, LLC, in conjunction with Entergy Nuclear Operations, Inc., is purchasing a 100% interest in the Vermont Yankee Nuclear Power Station, with ENO assuming operational responsibility for the Station.
2. New Name of the Licensed Organization – Entergy Nuclear Operations, Inc.
3. New Licensee Contact(s), Names and Telephone Numbers – The contacts, names and telephone numbers are not changed.
4. Changes of Personnel – Deletion of the following names is requested in Materials License Section 11.A; J. P. Cox, D. P. Tkatch. Addition of the following names is requested in Materials License Section 11.A; D. N. Hensel, P. H. Prince. A change of the Radiation Safety Officer in Materials License Section 11.B from Michael P. Desilets to John J. Geyster, is requested. All of the personnel requested for addition to the Materials License have the appropriate training and experience to use, or supervise use, of licensed materials. John J. Geyster has the appropriate training and experience to serve as Radiation Safety Officer.
5. Changes in the Organization Exercising Licensed Program Control - All regular employees of the VYNPC will be offered employment with ENO. Substantially all VYNPC managers and employees are expected to become ENO employees after the sale closing. Thus, no changes to the technical qualifications of the operating organization are expected. The existing plant staff is technically qualified within existing plant procedures and applicable regulations, and will remain qualified after the transfer. The position currently held by the senior officer on site will be renamed Site Vice President, Vermont Yankee, and will report to the Senior Vice President and Chief Operating Officer (COO) of ENO. The Senior Vice-President and COO of ENO will report to the President and CEO of ENO, who will also serve as Chief Nuclear Officer. The nuclear operating organization will not otherwise be significantly affected by the transfer of operating responsibility.
6. Changes of Location, Equipment, Procedures – Other than the changes in the personnel named in the Materials License, there are no planned changes to the operating organization or personnel with responsibilities under the Materials License. The Materials License transfer will not result in any changes to location of activities, facilities, equipment or procedures related to the Materials License. Other than the changes to identify ENO as the holder of the Materials License

Attachment 1
Information Supporting Materials License No. 44-13669-04 Transfer Request

and the revised personnel names, there are no changes that would require amendment of the Materials License. The Materials License transfer will not result in changes in use, possession, location, or storage of licensed materials.

7. Surveillance Records – All surveillance items and records are current and will be maintained by ENO subsequent to the Materials License transfer.
8. Decommissioning and Related Records Transfers – All records related to the Materials License, including any records relating to decommissioning, dose, or waste disposal, will be transferred by VYNPC to ENO at sale closing. After the closing, ENO will assume responsibility for maintaining decommissioning and related records.
9. Description of the Facility With Regard to Contamination and Ambient Radiation Levels – The facility will be transferred as-is.
10. Description of Decontamination to Prepare the Facility for Decommissioning Prior to Change of Control – Since the facility will be transferred as-is, no decontamination to prepare for facility decommissioning is planned prior to change of control.
11. Transferee's Commitments to Abide by the Transferor's Commitments – ENO will abide by all constraints, conditions, requirements, representations and commitments identified in the Materials License.
12. Open Inspection Items – there are no open inspection items related to the Materials License.

SUMMARY OF VERMONT YANKEE COMMITMENTS

BVY NO.: 02-38

The following table identifies commitments made in this document by Vermont Yankee. Any other actions discussed in the submittal represent intended or planned actions by Vermont Yankee. They are described to the NRC for the NRC's information and are not regulatory commitments. Please notify the Licensing Manager of any questions regarding this document or any associated commitments.

COMMITMENT	COMMITTED DATE OR "OUTAGE"
No VYNPC Commitment	N/A