

March 7, 1997

Mr. Sherwood Bauman, Director
Save Wills Creek
6354 Cowgill Lane
Cumberland, Ohio 43732

Dear Mr. Bauman:

This is to acknowledge receipt of your letter submitted to the Executive Director for Operations, U.S. Nuclear Regulatory Commission (NRC or Commission), by facsimile on February 7, 1997, requesting action with regard to NRC licensee Shieldalloy Metallurgical Corporation (SMC). Your request is being treated as a petition under 10 C.F.R. §2.206 of the Commission's regulations.

Your petition requests that the NRC modify SMC's license (SMB-743) for its Newfield, New Jersey site to allow SMC only to possess licensable materials for the purpose of decommissioning. As a basis for this request, you state that the licensee (SMC) is attempting to have wastes reclassified as potential resources for which you believe there is no viable market. Furthermore, you conclude that without a viable market and, therefore, adequate financial assurance for the company, the community of Newfield may be unprotected.

Your petition has been referred to me pursuant to 10 C.F.R. §2.206 of the Commission's regulations. Since this petition requests the same action as your previous petition received by the NRC on October 11, 1996, it will be treated as a supplement to your original petition.

Sincerely,

(Original signed by)

Carl J. Paperiello, Director
Office of Nuclear Material Safety
and Safeguards

Docket 40-7102
License SMB-743

cc: Mr. C. Scott Eves
V. P., Environmental Services
Shieldalloy Metallurgical Corporation
P.O. Box 768
Newfield, New Jersey 08344

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[G:\bauman.gcc]

*See previous concurrence CP/PROOFED/MARCH 6, 1997

OFC	FCLB*	E	FCLB*	OGC*	FCSS*	NMSS <i>CP</i>
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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

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Sincerely,

A handwritten signature in cursive script that reads "Carl J. Paperiello".

Carl J. Paperiello, Director
Office of Nuclear Material Safety
and Safeguards

Docket 40-7102
License SMB-743

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V. P., Environmental Services
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