



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

July 13, 2007

Docket Nos. 03005260
07000314
Control Nos. 136644
136645

License Nos. 29-01442-01
SNM-296

Bruce Peterson
General Manager
Ledoux & Company
359 Alfred Avenue
Teaneck, NJ 07666-5755

**SUBJECT: LEDOUX & COMPANY, REQUEST FOR ADDITIONAL INFORMATION
CONCERNING FINANCIAL ASSURANCE DOCUMENTS, CONTROL NOS.
136644 AND 136645**

Dear Mr. Peterson:

This is in reference to your letter dated December 28, 2005, providing financial assurance for decommissioning for Nuclear Regulatory Commission (NRC) License Nos. 29-01442-01, and SNM-296. A letter dated July 24, 2006, from this office requested additional information. 10 CFR Part 30.35, require licensees to have financial assurance in place if they exceed specified possession limits. To date you have not responded to this request. Please provide the additional information requested within 30 days of the date of this letter or this will be referred to NRC senior management for further action.

In order to continue our review, we need the following additional information, originally requested in our letter to you dated July 24, 2006:

In the decommissioning funding plan (DFP) you submitted, you referred to several older NRC references. The current guidance for DFPs is in NUREG-1757, Volumes 3, Part II. Please refer to this document when drafting your response to this request for additional information.

1. The DFP you submitted stated the plan included a discussion of the site history. No discussion of the site history was included. Please provide information that describes the facility and its environment. Refer to Appendix A, Section A.3.1.1, "Facility Description" and Section A.3.4, "Facility Description Summary" of NUREG-1757, Volume 3 in your response.
2. Your cost estimates appear to be reasonable with the information you did provide and when compared to your previous DFP. However, refer to Appendix A, Sections A.3.1 through A.3.18 of NUREG-1757 to make sure your cost estimates have taken into account all the information included in the cost estimating tables in this appendix. Please note you do not have to use these exact tables but your cost estimates should include all the applicable aspects in these cost estimating tables.

3. You did not provide any information regarding the financial assurance mechanism you will use to fund your DFP. Your current financial mechanism is a Letter of Credit (LOC) from National Westminster Bank in the amount of \$60,000. Please submit a revised LOC from the bank for the new amount you determine to be appropriate or submit certification for financial assurance using one or more of the other approved financial mechanisms described in NUREG-1757, Volume 3. Please follow closely the recommended wording for financial assurance mechanisms found in NUREG-1757, Volume 3. Please note that you may want to wait to submit a new or revised financial assurance mechanism until after the final cost estimate is approved.
4. Licensees who use DFPs must submit the following information:
 - a. a site-specific cost estimate for decommissioning, guidance is provided in Appendix A, Section A.3.1 of NUREG-1757, Volume 3. You have provided this information. Review it to be sure you have included all the cost estimate aspects in the guidance.
 - b. a description of the means that will be used to adjust the site specific cost estimate and associated funding levels periodically over the life of the facility. Guidance is provided in Appendix A, Section A.3.2 of NUREG-1757, Volume 3. Provide a description of how you plan to accomplish this.
 - c. a certification of financial assurance by the licensee that financial assurance for decommissioning has been provided in the amount of the decommissioning cost estimate.
 - d. an originally signed duplicate of the financial assurance instruments that provide financial assurance for decommissioning.

B. Peterson
Ledoux & Company

3

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Electronic Reading Room**; then **Document Collections**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-888-293-6498. The GPO is open from 7:00 a.m. to 8:00 p.m. EST, Monday through Friday (except Federal holidays).

We will continue our review upon receipt of this information. Please reply to my attention at the Region I Office and refer to Mail Control Nos. 136644, and 136645. If you have any technical questions regarding this deficiency letter, please call me at (610) 337-5236.

Sincerely,

Original signed by John Nicholson

John Nicholson
Health Physicist
Decommissioning Branch
Division of Nuclear Materials Safety

cc:
Charles Avallone, Radiation Safety Officer

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SUNSI Review Complete: JNicholson

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NAME	JNicholson/JJN						
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