

From: Amy Snyder
To: Barry L. Cole
Date: 1/8/2008 3:54:38 PM
Subject: BWXT Transfer of Control STATUS- I received faxed info from BWXT on 1-8-08 and more questions

CC: Alphonsa Gooden; Catherine Holzle; Geoffrey Wertz; John Hull; Kenneth Kline; Lydia Chang; Mary Adams; Merritt Baker; Michael Tschiltz; Peter Habighorst; Robert Pierson; Thomas Fredrichs

Hi Barry,

I received your fax (copy of the January 7th letter to NRC). The fax cover sheet states that there are 20 pages (including the fax cover). I only received 18 pages. I think enclosure 3 is missing. I understand that the hard copy is in the overnight mail and NRC Document Control and I should be receiving it by 1-9-08.

Your cover letter "respectfully requests the NRC consent to the transfer of License No. SNM-42 to BWXT **on or before January 30, 2008**, the date of the impending restructuring." After initially reviewing your fax, **the two most significant items that will prevent our start of the technical review and may impact approval are the letter of credit and the stand by trust.** NRC **cannot approve** a license transfer to an entity that has not legally been incorporated in the State where it seeks to do business. I communicated this to Leah Morrell on the phone and I believe, Mary Adams, my back up, communicated this to you sometime during the last week of December. Saying that NOG will be the "guarantor" is meaningless given the above. Also, the NRC needs to know who the trustee of the stand-by trust. There seemingly are still a lot of loose ends that BWXT must take care of before NRC can proceed. **See attached file for questions that I need answered before I can make a decision on whether it is acceptable to start our Technical review.**

Also, I am preparing the December 17, 2007 Meeting Minutes (to be finalized this week) and am including a list of action items that were discussed and will be included in these minutes (See attached). I compared this list to your 18-paged fax and find some things that we still need. My comments are in red highlights.

Also, I am preparing a 2.390 letter concerning partial redaction of Chapter 10, Decommissioning. I expect it to go out this week. As we discussed the total aggregate decommissioning amount is not considered proprietary nor did your rationale explain why this information should be not made public. I understand that BWXT will not be providing us with additional rationale and is in agreement with NRC on this issue.

If you have any questions, please contact me.

Sincerely,
Amy Snyder

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Files	Size	Date & Time	
MESSAGE	3343	1/8/2008 3:54:37 PM	
TEXT.htm	6175		
Action Items from December 17.doc		23040	1/8/2008
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Options

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