

August 6, 2008

Mr. Johnny C. Graves
Licensing, Registration & Planning Manager
State of Tennessee
Department of Environment and Conservation
Division of Radiological Health
401 Church Street
L & C Annex, 3rd Floor
Nashville, TN 37243-1532

Dear Mr. Graves:

SUBJECT: APPLICATION FOR NRC EXPORT LICENSE (XW014)

Enclosed for your consideration is an application for a license (XW014), received by the U.S. Nuclear Regulatory Commission (NRC) from Duratek Services, Inc. (a subsidiary of EnergySolutions), requesting a specific license to return approximately 170 pounds (approximately 24 cubic feet) of Class A radioactive waste in the form of contaminated dry active materials generated during refurbishment of a pump and pump impeller from Ontario Power Generations' Pickering Station in Canada. Duratek performed the refurbishment services under contract to FlowServe, Inc. The equipment was imported from Canada under the general import license provisions of 10 CFR 110.27 and returned under the general export license provisions of 10 CFR 110.26.

The export application was forwarded to the U.S. Department of State (DOS) on July 23, 2008, for assistance in notifying the Canadian Government of the proposed transaction. The NRC also requested DOS's views as to whether approving this application would be consistent with the guidelines of the Joint Convention of the Safety of Spent Fuel Management and Safety of Radioactive Waste Management.

A Federal Register notice regarding this application was published on August 5, 2008, (73 FR 45494). We are also sending an analogous letter to Ms. Kathryn V. Haynes from the Southeast Company for her consideration.

It would be greatly appreciated if within three weeks of the date of this letter, you could respond with any comments you may have concerning the export license application, or if necessary, provide an estimate on how much additional time may be required to complete your review and provide a written response to NRC.

We also welcome your response by e-mail or telefax, and request that you refer to NRC license application XW014 in your response. As the Commission's point of contact for this matter, my e-mail is Stephen.Dembek@nrc.gov and my telefax number is (301) 415-2395. If you respond by e-mail, please copy your response to Ms. Janice Owens at Janice.Owens@nrc.gov.

J. Graves

-2-

Should you have questions or require additional information, please feel free to contact me at (301) 415-2342 or Ms. Owens at (301) 415-3684.

Sincerely,

/RA/

Stephen Dembek, Branch Chief
Export Controls and International Organizations
Office of International Programs

Enclosure:
Application Dated 07/02/08
XW014 – Canada
Docket No. 11005756

cc w/enclosure:
G. Kim, NRC/OGC
A. Bradford, NRC/FSME
J. Shaffner, NRC/FSME

J. Kennedy, NRC/FSME
D. Decker, NRC/OCA
D. McIntyre, NRC/OPA

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DOCUMENT NAME: S:\EXPORTS\Exports - States-Compacts\State of TN XW014.doc

ADAMS ACCESSION NOS.:

TEMPLATE NO.: OIP-004

Package: ML082190346

Letter: ML082190357

Enclosure: ML082000384

Publicly Available Non-Publicly Available Sensitive Non-Sensitive

OFFICE	OIP	OIP	BC:OIP
NAME	R Barnes	J Owens	S Dembek
DATE	8-5-08	8/6/08	8/6/08

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