

September 16, 2008

Ms. B. Marie Moore, Vice President
Safety and Regulatory
Nuclear Fuel Services, Inc.
P.O. Box 337, MS 123
Erwin, TN 37650

SUBJECT: NUCLEAR FUEL SERVICES, INC. - ACCEPTANCE FOR REVIEW OF
APPLICATION FOR CONSENT TO INDIRECT TRANSFER OF CONTROL AND
WITHHOLDING DETERMINATION (TAC L32692)

Dear Ms. Moore:

We have received your letter dated August 8, 2008, requesting U.S. Nuclear Regulatory Commission (NRC) consent to the indirect transfer of control of Nuclear Fuel Services' (NFS) Materials License SNM-124 and approval of a license amendment. Your request has been assigned TAC No. L32692. Please reference this number in any future correspondence associated with this request. We understand that the Division of Spent Fuel Storage and Transportation is addressing Quality Assurance Program Approval No. 71-0249 separately.

We have completed our acceptance review and find your request acceptable for detailed review. Please note that the complete review of the changes may identify issues that require additional information. Based on our preliminary review and projection of current review schedules, we anticipate completing our review by the end of November 2008. This date could change depending on the findings of our technical review, urgent assignments, or other factors. We will promptly communicate any significant changes to this schedule.

Your letter stated that information contained in Exhibit F of the application is considered proprietary information and requested that the information be withheld from public disclosure. We have reviewed your request in accordance with the requirements of Title 10 of the *Code of Federal Regulations* (10 CFR), Section 2.390 and, on the basis of your statements, have determined that the information sought to be withheld contains proprietary financial information. Therefore, the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.390(b), and Section 103(b) of the Atomic Energy Act of 1954, as amended. Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You should also understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

B.M. Moore

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If you have any questions concerning this letter, please contact me at 301-492-3123 or via e-mail to kevin.ramsey@nrc.gov.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publically Available Records component of the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web Site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA/

Kevin Ramsey, Senior Project Manager
Fuel Facilities Licensing Directorate
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket: 70-143
License: SNM-124

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Sincerely,

/RA/

Kevin Ramsey, Senior Project Manager
Fuel Facilities Licensing Directorate
Division of Fuel Cycle Safety
and Safeguards
Office of Nuclear Material Safety
and Safeguards

Docket: 70-143
License: SNM-124

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