



Nuclear Operations Division

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December 10, 2008  
08-157

Attn: Document Control Desk  
Director, Office of Nuclear Material Safety and Safeguards  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

- References:
- (1) License No. SNM-42, Docket 70-27
  - (2) Letter dated May 23, 2008, Cole (BWXT) to Director, NMSS (NRC), BWX Technologies, Inc. Reply to NRC's Request for Additional Information by Letter Dated April 24, 2008 and Request for Exemption from 10 CFR §70.25 (e) and (f) for its DOE Contract Materials.
  - (3) Letter dated November 12, 2008, Tschiltz (NRC) to Cole (BWXT), Order Approving Transfer of Materials License No. SNM-42 from BWX Technologies, Inc. to Babcock & Wilcox Nuclear Operations Group, Inc. (TAC No. L32657)

Subject: BWX Technologies, Inc. Request for Closing Date Extension (TAC L32657)

Dear Sir:

BWX Technologies, Inc. (BWXT) requests an extension to the closing date of the Order (Reference 3) from January 11, 2009, to February 27, 2009. The reason for this request is based on the necessity to novate the BWXT contracts with the U. S. Departments of Energy (DOE) and Defense (DOD) from BWXT to Babcock & Wilcox Nuclear Operations Group, Inc. (B&W NOG). BWXT believes that the novation processes through the DOE and DOD are unlikely to be completed before the present closing date of January 11, 2009, especially with the approaching holiday season. Although not required per the Order, BWXT committed to novation of contracts by letter dated May 23, 2008 (Reference 2).

Should additional information be needed to support NRC's review of this matter, please contact me at (434) 522-5665. Thank you very much for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Barry L. Cole', written over a white background.

Barry L. Cole  
Manager, Licensing & Safety Analysis  
(Licensing Officer)

cc: U.S. NRC Region II  
NRC, Resident Inspector  
NRC, Merritt Baker