

Amy Snyder

From: Amy Snyder
Sent: Monday, January 12, 2009 4:07 PM
To: 'Cole, Barry L.'
Cc: Peter Habighorst; Merritt Baker; Mary Adams; Kenneth Kline; Thomas Fredrichs; John Hull
Subject: Amendment 3 to Special Nuclear Material License SNM-42- Effective January 11, 2009

Barry,

Pursuant to 10 CFR 2.106, the Nuclear Regulatory Commission (NRC) will be announcing in the Federal Register that is providing notice of the issuance of License Amendment 3 to Special Nuclear Materials License No. SNM-42 to Babcock & Wilcox Nuclear Operations Group (the licensee), to authorize the transfer of Special Nuclear Materials License SNM-42 from BWX Technologies, Inc. to B&W NOG at the licensee's B&W NOG facilities in Lynchburg, Virginia. The BWXT's request for the proposed license transfer and conforming amendment was previously noticed in the *Federal Register* on published on Friday, August 1, 2008; 73 FR 45089 with a notice of an opportunity to request a hearing.

This license amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended, and NRC's rules and regulations as set forth in 10 CFR Chapter 1. Accordingly, this license amendment was issued on November 12, 2008, and is effective January 11, 2009. On November 20, 2008, license amendment 4 was issued to amend Chapter 5 of the license. On December 12, 2008, NRC noted administrative errors to License amendment 3 and 4. License amendment 5 will be issued and will correct the administrative errors.

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