



NUCLEAR FUEL SERVICES, INC.
a subsidiary of The Babcock & Wilcox Company

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August 24, 2009 (1:30pm)

OFFICE OF SECRETARY
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ADJUDICATIONS STAFF

21G-09-0126
GOV-01-55-04
ACF-09-0252

August 17, 2009

Ms. Annette L. Vietti-Cook
Secretary
Attn: Rulemakings and Adjudications Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-16C1
Washington, D.C. 20555-0001

Subject: Petition to amend 10 CFR Part 70, Appendix A, "Reportable Safety Events"

Reference: Project Number 689

Dear Ms. Vietti-Cook:

Pursuant to 10 CFR 2.802, "Petitions for Rulemaking," and on behalf of the fuel cycle industry, the Nuclear Energy Institute (NEI) submitted a petition to amend 10 CFR Part 70, Appendix A, "Reportable Safety Events" via a letter dated April 16, 2009.

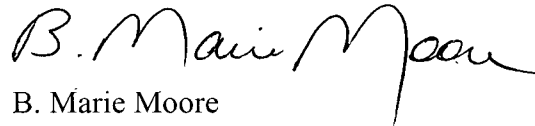
The purpose of that petition is to amend Appendix A in an effort to further clarify U.S. Nuclear Regulatory Commission (NRC) reporting requirements for certain events that occur at fuel cycle facilities licensed pursuant to Part 70. The lack of clarity with regard to Appendix A requirements has been experienced by licensees and observed by the NRC staff since implementation of the revised Part 70 in 2000. Nuclear Fuel Services, Inc. (NFS) agrees that this regulation warrants further clarification and endorses the NEI-sponsored petition.

NFS also believes that the adoption of the amendment will help ensure more consistent event reporting and achieve a common understanding of reports required by 10 CFR Part 70.

If you or your staff have any questions, require additional information, or wish to discuss this matter further, please contact me or Mr. Randy Shackelford, Nuclear Criticality Safety Manager, at (423) 743-2504. Please reference our unique document identification number (21G-09-0126) in any correspondence concerning this letter.

Sincerely,

NUCLEAR FUEL SERVICES, INC.



B. Marie Moore
Director
Safety and Regulatory

WRS/smd