

Clark, Michael

FSME

From: John Hayes  
Sent: Thursday, September 25, 2008 4:56 PM  
To: Michael Clark  
Subject: RE: SMC

good point Mike

-----Original Message-----

From: Michael Clark *ooc*  
Sent: Thursday, September 25, 2008 3:37 PM  
To: John Hayes  
Subject: RE: SMC

(b)(5)

Mike

-----Original Message-----

From: John Hayes *FSME*  
Sent: Thursday, September 25, 2008 3:30 PM  
To: Rebecca Tadesse; Michael Clark  
Cc: Dennis Sollenberger  
Subject: FW: SMC

I intend to reply Yes. Any comments before I do?

-----Original Message----- *NJ State*

From: Jenny Goodman [mailto:Jenny.Goodman@dep.state.nj.us]  
Sent: Thursday, September 25, 2008 2:32 PM  
To: John Hayes  
Subject: RE: SMC

Our schedule to become an Agreement State is Sept.2009, before the license is amended. I hope everyone realizes that this design will not meet NJ's decommissioning regulations where we assume complete failure of all institutional and engineering controls. In order to meet NJ regs, SMC will have to remove the slag pile. Has the NRC had any conversations with SMC regarding the impending change over?

>>> John Hayes *FSME* <John.Hayes@nrc.gov> 9/25/2008 1:53 PM >>>  
Jenny,

It would be when all reviews are completed, which in this case would be when the EIS was issued.

Jack

-----Original Message----- *NJ State*

From: Jenny Goodman [mailto:Jenny.Goodman@dep.state.nj.us]  
Sent: Thursday, September 25, 2008 12:00 PM  
To: John Hayes

EX-5

J/15

Subject: SMC

Jack

Reviewing the staff's eight status report, I notice that the final EIS will not be issued until Nov 2009. At what point does the NRC amend SMC's license to a LTC license? I would assume it is after the final EIS is issued, is that correct?

Jenny