



**babcock & wilcox technical services group**

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July 26, 2011

U.S. Nuclear Regulatory Commission  
Document Control Desk  
Washington, D.C. 20555-0001

References:

1. NRC regulatory Issue Summary 2011-06, Pre-Application Communication and Voluntary Submittal of Schedule for Future Molybdenum-99 Facility Licensing Actions for NRC Review

Dear Sir:

B&W is providing the enclosed response to the questions included in Regulatory Issue Summary 2011-06. We appreciate your need for this information and will continue to communicate information as it becomes available or changes.

If you have questions please me at 434-522-6313 or Steve Schilthelm at 434-522-6243.

Sincerely,

Dan Glenn  
MIPS Program Manager  
B&W Technical Services, Inc.

Enclosures:

1. Affidavit of Daniel E. Glenn
2. Proprietary: B&W Medical Isotopes Production System Response to RIS 2011-06, July 26, 2011

cc: Marcus Voth – electronic via e-mail  
Ossy Font – electronic via e-mail  
Steve Schilthelm  
B&W MIPS Records

4.601  
NRC

AFFIDAVIT OF Daniel E. Glenn

STATE OF VIRGINIA

COUNTY OF CAMPBELL

I, Daniel E. Glenn, being duly sworn, do hereby depose and say:

1. I am a citizen of the United States of America. I am a resident of Forest, Virginia. My birth date is 12 November 1959.
2. I am presently employed by the Babcock and Wilcox Company in Lynchburg, Virginia. I am the Medical Isotopes Production System Program Manager of the B&W Technical Services Group, Inc., a subsidiary of the Babcock and Wilcox Company. I have held this position since October of 2010. I have personal knowledge of the facts set forth in this affidavit, and if called and sworn as a witness in a deposition or before any court, I could and would testify competently under oath to these facts.
3. B&W requests that NRC withhold from public disclosure, the enclosure to the letter dated July 26, 2011, that is marked as "Babcock & Wilcox Confidential Commercial Information."
4. I have personal knowledge of the criteria and procedures used by B&W in designating confidential commercial or financial information as proprietary. Public disclosure of the activities and schedules associated with the licensing and ultimate entry of B&W product into the <sup>99</sup>Mo market could compromise B&W's competitive position. The NRC licensing schedule for the MIPS facility can be correlated to the overall project schedule and more significantly the date when <sup>99</sup>Mo produced by the B&W MIPS will enter the market. Information about schedule acceleration or delays has become very sensitive as a variety of

companies maneuver for market position and funding. Previous public releases of schedules have already impacted sensitive project discussions and decisions. While B&W fully understands that submittal of licensing documents will be a public process, divulging information at this time could negatively impact ongoing negotiations.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is a true and correct statement of facts.

Daniel E. Glenn  
Daniel E. Glenn

Subscribed and sworn to before me this 26<sup>th</sup> day of July

Lynchburg, VA

Anne H. Moore  
Notary Public

My commission expires: 2/28/2013

