

April 31, 2012

Mr. Robert D. Copp
Director, Hematite Decommissioning Project
Westinghouse Electric Company
3300 State Road P
Festus, MO 63028

SUBJECT: AUGUST 16, 2012 REQUEST FOR MODIFICATION TO LICENSE CONDITION
15 OF THE HEMATITE LICENSE AND AN EXEMPTION FROM CRITICALITY
MONITORING REQUIRMENTS (License No. SNM-0033, Docket No. 70-00036)

Dear Mr. Copp:

In a letter dated August 16, 2012, you requested that the U.S. Nuclear Regulatory Commission (NRC) approve an amendment to the Hematite license to modify License Condition 15 of the Hematite License. You requested an exemption per 10 CFR 70.17(a). License Condition 15 is associated with the criticality monitoring requirements of 10 CFR 70.24.

We have performed an acceptance review of your submittal and find it sufficient for the NRC staff to begin their review of the proposed changes to the Hematite license. We will be publishing in the *Federal Register* a Notice which will provide for interested parties to provide comments on your request or to request an Opportunity for Hearing for this proposed action.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice for Domestic Licensing Proceedings and Issuance of Orders," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Please contact me if you have any questions concerning the above at (301) 415-5928 or via email at John.Hayes@nrc.gov.

Sincerely,

/RA/

John J. Hayes, Sr. Project Manger
Materials Decommissioning Branch
Decommissioning and Uranium Recovery
Licensing Directorate
Division of Waste Management
and Environmental Protection

Docket No.: 70-36
License No.: SNM-33

cc: Westinghouse – Hematite Service List

Mr. Robert D. Copp
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Festus, MO 63028

SUBJECT: AUGUST 16, 2012 REQUEST FOR MODIFICATION TO LICENSE CONDITION
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Docket No.: 70-36
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DISTRIBUTION: M. LaFranzo, RIII

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