



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
2100 RENAISSANCE BOULEVARD, SUITE 100
KING OF PRUSSIA, PENNSYLVANIA 19406-2713

September 14, 2012

Docket No. 03003754
Control No. 575937

License No. 06-00217-06

John F. Conant
Director, Nuclear Engineering and Compliance
ABB, Incorporated
5 Waterside Crossing
Windsor, CT 06095

SUBJECT: ABB, INCORPORATED, REQUEST FOR EXTENSION OF SUBMITTAL OF
REVISED FINANCIAL ASSURANCE DOCUMENTS, CONTROL NO. 575937

Dear Mr. Conant:

This is in reference to your letter dated August 28, 2012, requesting to extend the submittal time for revised financial assurance documents to November 30, 2012, and to the telephone discussion between you and myself on September 13, 2012. The proposed submittal date was found unacceptable for the following reasons:

- (1) The original financial assurance instrument has an expiration date of December 8, 2012, though you stated that the financial institution was told to maintain the instrument beyond that date if required;
- (2) The NRC Request for Additional Information was very specific about the needed changes in the financial assurance documents, where to find the parts of the documents requiring changes, and how to make the changes; and
- (3) The staff will require time to review the documents to ensure that all of the changes were made and that the documents do not require further changes.

You indicated that the major delay in processing the changes in the financial assurance documents was obtaining all of the required signatures because of competing priorities. In an effort to ensure that the financial assurance documents are submitted in a timely fashion, you committed to reminding the signatories of the licensee's obligations regarding financial assurance and the time sensitive nature of the documents. You also committed to providing the NRC with progress reports by telephone. The original financial assurance documentation will remain in place until the NRC has accepted the new financial assurance documentation. Once the new financial assurance documentation is accepted, superceded documentation shall be returned to you and permission to terminate the financial assurance instrument shall be sent to your financial institution.

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Med, Ind, & Academic Uses**; then **Licensee Toolkits, see our toolkit index page**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 8:00 a.m. to 5:30 p.m.

J. Conant

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EST, Monday through Friday (except Federal holidays).

We will continue our review upon receipt of this information. Please reply to my attention at the Region I Office and refer to Mail Control No. 575937. If you have any questions regarding this letter, please call me at (610) 337-5075.

Please note that the office of the Region I Division of Nuclear Materials Safety has moved effective May 9, 2012. Our new address is:

U.S. Nuclear Regulatory Commission
Region I
2100 Renaissance Boulevard, Suite 100
King of Prussia, PA 19406-2713

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

Your cooperation with us is appreciated.

Sincerely,

Original signed by Steve Courtemanche

Steven Courtemanche
Health Physicist
Commercial and R&D Branch
Division of Nuclear Materials Safety

cc:
Heath Downey, Radiation Safety Officer

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SUNSI Review Complete: SCourtemanche

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