



April 27, 2017

U.S. Nuclear Regulatory Commission
ATTN: Document Control
Decommissioning Branch
Division of Waste Management
11545 Rockville Pike
Two White Flint North
Rockville, Maryland 20852

Reference: License SMB-911; Docket No. 40-7580
License Conditions 43, 44, and 45 – Annual Update

Document Control:

Pursuant to License SMB-911 Conditions 43, 44, and 45, the licensee, FMRI, Inc. ("FMRI"), submits the following information as stated in the March 31, 2017 submittal (LC 45):

License Condition 45

As required in License Condition 45, and as discussed above, enclosed is an updated version of Table 15-11 (i.e., "Revised Table 15-11 – Revised Closure Cost Estimate by Year").

License Condition 45 also requests an updated version of Table 15-12 (Reorganized Fansteel Cash Flow by Year) showing actual figures for previous periods, and updated projections using current information. FMRI encloses an updated version of Table 15-12 (i.e., "Revised Table 15-12 – Reorganized Fansteel Cash Flow by Year") showing actual figures for previous periods, and updated projections using current information (Attachment 3). This table is based upon information recently supplied by Fansteel Inc. ("Fansteel") and reflects actuals for 2016 with projections for out-years. As the footnote in the attached table indicates, forecasts of future financial results over an extended period of time are extremely difficult.

Pursuant to 10 C.F.R. § 2.390, FMRI requests that the NRC withhold the March 31, 2017 Table 15-12 submitted on April 27, 2017 update from public disclosure in accordance with 10 C.F.R. § 2.390. This information is essentially identical to the information already determined by the NRC in its January 9, 2007 letter to contain proprietary commercial information that should be

FMRI, Inc., #Ten Tantalum Place, Muskogee, OK 74403, Phone 918-687-6303 / Fax 918-687-6112

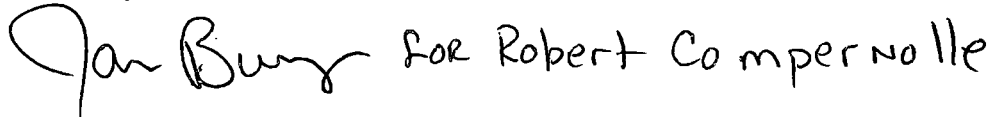
**The Attachment 3 to this Letter Contains Confidential Financial Information
Withhold from Public Disclosure in Accordance With 10 CFR 2.390**

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withheld from public disclosure pursuant to 10 CFR 2.390(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended. In support of this request, FMRI submits the affidavit of Robert Compernelle dated April 27, 2017 (Attachment 4).

If you have any questions, please call me at (918) 687-6303.

Sincerely,

Handwritten signature in black ink that reads "Jan Burg for Robert Compernelle". The signature is written in a cursive style.

Robert Compernelle
President, FMRI

Enclosures

Copy to: (Greg Chapman NRC)
(FMRI File (NRC-042717))

bcc:

James Burgess (FMRI)

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Withhold from Public Disclosure in Accordance With 10 CFR 2.390**

ATTACHMENT 4

Affidavit of Robert Compernelle

I, Robert Compernelle, being first duly sworn according to law, under oath, depose and state:

1. I am the President of FMRI, Inc. ("FMRI"), a wholly owned subsidiary of Fansteel Inc. Fansteel has certain prescribed, bankruptcy court-approved, financial obligations to its subsidiary FMRI, the Nuclear Regulatory Commission ("NRC") licensee, including the payments on notes issued by Fansteel, related to the remediation of FMRI's Muskogee, Oklahoma site. Payments under the notes are partially dependent on Fansteel operating cash flows and cash on hand. To permit FMRI to fulfill its regulatory responsibilities for its Muskogee, Oklahoma site, namely the updating of information contained in Table 15-12 of the Muskogee Decommissioning Plan which is required by Condition 45 of License Number SMB-911, Fansteel has made certain financial projections and supplied them to FMRI with a stipulation that release to a third party (including the NRC) be made only after assurance that such information would be held in confidence, used for appropriate regulatory purposes and not further disclosed without prior consent. As President of FMRI, my duties include the review of the information which is to be submitted to the NRC in conjunction with the proposed revision of Table 15-12 to the FMRI Decommissioning Plan. I am authorized by Fansteel to execute this affidavit in support of the request to withhold such information from public disclosure.
2. The information consists of commercial financial information related to the operation of Fansteel. This information constitutes confidential and proprietary commercial

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information that should be held in confidence by the NRC, pursuant to 10 C.F.R. § 9.17(a)(4) and 10 C.F.R. § 2.390, for the following reasons:

- (i) Based upon my position as President of FMRI, I understand that this information is of a type that is customarily held in confidence by Fansteel and other public companies, and these materials, which are internal business projections not normally made public, could reveal Fansteel's financial projections, which could adversely affect Fansteel in financial negotiations and other dealings with its customers, and assist Fansteel's competitors. I further understand that the information contained therein has not been and will not be released to the general public and was intended to remain confidential in order to preserve its value and usefulness and protect Fansteel from a potential violation of the securities laws.
- (ii) Since its emergence from bankruptcy, this information is and has been held in confidence by Fansteel. Based on Fansteel's actions in this matter, the disclosure of the subject information outside the company is strictly limited and controlled.
- (iii) This information is being transmitted to the NRC in confidence.
- (iv) To the best of my knowledge, this information is not available through public sources, and could not be gathered readily from other publicly available information.
- (v) I understand that public disclosure of this information would create substantial harm to the competitive interests of Fansteel by disclosing sensitive financial

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information to competitors and other parties whose interests may be adverse to those of Fansteel.

- (vi) The entire document contains commercial financial information which cannot meaningfully be segregated from non-confidential material.
- (vii) This information is essentially identical to the information already determined by the NRC in its January 9, 2007 letter to contain proprietary commercial information and should be withheld from public disclosure pursuant to 10 CFR 2.390(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

3. Accordingly, it is requested that the designated information be withheld from public disclosure pursuant to 10 C.F.R. §§ 2.390(a)(4) and 9.17(a)(4)

In accordance with 29 USC 1746:

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief. Executed on April 27, 2017:

 For Robert Compernelle

Robert Compernelle
President of FMRI, Inc.