



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

August 18, 2017

Mr. Rod Baltzer  
President and CEO  
Waste Control Specialists LLC  
P.O. Box 1129  
Andrews, TX 79714

SUBJECT: CLOSEOUT OF U.S. NUCLEAR REGULATORY COMMISSION REVIEW OF THE  
WASTE CONTROL SPECIALISTS LLC EXEMPTION REQUEST DATED  
MARCH 28, 2014 (CAC NO. L00904)

Dear Mr. Baltzer:

On July 21, 2017, Waste Control Specialists LLC (WCS) sent a letter to the U.S. Nuclear Regulatory Commission (NRC) to withdraw WCS's exemption request submitted on March 28, 2014 that requested an amendment to WCS's 2009 Order. The July 21, 2017 letter from WCS withdrawing their March 28, 2014 exemption request is available in the NRC's Agencywide Documents Access and Management System (ADAMS) as Accession Number ML17206A202.

Beginning in 2001, the NRC has issued an initial Order (see ADAMS Accession No. ML030130085 (2001 Order) and three superseding Orders (see ADAMS Accession Nos. ML042650361 (2004 Order), ML092810374 (2009 Order), and ML14238A268 (2014 Order)) granting WCS exemptions from certain NRC regulatory requirements of Title 10 of the *Code of Federal Regulations* (10 CFR) Part 70 "Domestic Licensing of Special Nuclear Material" to possess Special Nuclear Material (SNM). Each Order permitted WCS, under specified conditions, to possess Special Nuclear Material (SNM) in greater quantities than specified in 10 CFR 150 at the WCS Site in Andrews County, Texas, without obtaining a NRC license pursuant to 10 CFR Part 70. The currently effective NRC Order (2014 Order) to WCS is dated December 3, 2014,

In 2014, WCS submitted three requests to amend the 2009 Order. The NRC designated those requests as: (1) WCS 2014a Request (dated March 28, 2014) to allow storage of certain waste that did not meet the 2009 Order Conditions; (2) WCS 2014b Request (dated July 18, 2014) to allow movement of certain waste to and storage of that waste in a new location; and (3) WCS 2014c Request (dated December 4, 2014) to allow the safety basis to be related to the Criticality Safety Index while performing specific transfers aboveground at the WCS Site. The NRC and WCS subsequently agreed to place a hold on reviewing the WCS 2014a Request since June 2014 due to higher priorities (i.e., at first, the WCS 2014b Request and then, the WCS 2014c Request). In response to evaluating the WCS 2014b Request, the NRC issued the 2014 Order dated December 3, 2014, which approved the movement of certain waste to and storage of that waste in a new location. The NRC is currently continuing to evaluate the WCS 2014c Request. The NRC will continue to use CAC No. L00904 while evaluating the WCS 2014c Request.

Based on the WCS letter withdrawing WCS 2014a Request, the NRC has closed out the review the WCS 2014a Request.

R. Baltzer

- 2 -

If you have any questions, then please contact Mr. Harry Felsher of my staff. Mr. Felsher can be reached at (301) 415-6559 or by e-mail at [Harry.Felsher@nrc.gov](mailto:Harry.Felsher@nrc.gov).

Sincerely,

***/RA A Kock for/***

John R. Tappert, Director  
Division of Decommissioning, Uranium Recovery,  
and Waste Programs  
Office of Nuclear Materials Safety  
and Safeguards

Docket No. 070-7005

cc: Charles Maguire, Director  
Texas Commission  
on Environmental Quality

R. Baltzer

- 3 -

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Docket No. 070-7005

cc: Charles Maguire, Director  
Texas Commission  
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**ADAMS Accession No.:**

**ML17205A083 (Pck.) ML17205A062 (NRC LTR) ML17206A202 (WCS LTR)**

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