

Nuclear Fuel Services, Inc. 6000 Executive Boulevard, Suite 600, Rockville, Maryland . 20852

A Subsidiary of Getty Oil Company

(301)770-5510

received alsta

Ralph W. Deuster

February 1, 1982

Mr. Richard E. Cunningham, Director Division of Fuel Cycle and Material Safety Office of Nuclear Material Safety and Safeguards U.S. Nuclear Regulatory Commission Washington, D. C. 20555

Dear Mr. Cunningham:

With this letter, Nuclear Fuel Services, Inc. (NFS) submits to the Nuclear Regulatory Commission an application for amendment of License No. CSF-1.

Based on discussions with representatives of the New York State Energy Research and Development Authority (NYSERDA) and the United States Department of Energy (DOE), it is my understanding that both NYSERDA and DOE support this application, and NYSERDA by separate letter will join in this application.

The amendment would add a Paragraph 8 to License No. CSF-1. The language of the amendment is as follows:

- 8. Effective upon (1) acceptance of surrender and assumption of responsibility for the facility by the New York State Energy Research and Development Authority ("NYSERDA") from NFS; (2) DOE's assumption of exclusive possession and control of the facility in accordance with Paragraph 7; and (3) the settlement date of the Settlement Agreement, Stipulation and Order in Civil Actions No. 81-18E and 81-683E in the United States District Court for the Western District of New York:
  - A. The authority and responsibility of NFS under the license is terminated. Notwithstanding such termination, NFS shall promptly transfer to NYSERDA all records in the possession of NFS that are maintained pursuant to the license that have not been previously transferred to DOE.
  - B. All references in Paragraph 7 to "licensee," "licensees," "licensees under this license, as their respective interests under this license appear," or "licensees as their respective interests under this license appear" shall thereafter refer exclusively to NYSERDA.
  - C. Indemnity Agreement No. B-29 shall be modified to conform to the change in the authority and responsibility described in subparagraphs A and B of this Paragraph 8.

8202100361 820204 PDR ADOCK 05000201 PDR

Nuclear Fuel Services, Inc.

....

Mr. Richard E. Cunningham February 1, 1982 Page Two

> D. The parties will file with the Commission a copy of the Stipulation of Surrender and Acceptance and Order, and the Settlement Agreement, Stipulation, and Order in Civil Actions No. 81-18E and 81-683E.

> > Sincerely,

lal

Ralph W. Deuster President

cc: Carmine J. Clemente, Esquire General Counsel, NYSERDA

> Warren E. Bergholz, Jr., Esquire Office of the General Counsel, DOE



## · UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

In the Matter of

NUCLEAR FUEL SERVICES, INC.

Docket No. 50-201 Provisional Operating License No. CSF-1

## CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been served as of this date by personal delivery or first class mail, postage prepaid, to the following:

The Honorable Lawrence Brenner Administrative Judge Chairman, Atomic Safety & Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555

The Honorable Jerry Harbour Administrative Judge Atomic Safety & Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Counsel for NRC Staff Office of Executive Legal Director U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Docketing and Service Section Office of the Secretary U.S. Nuclear Regulatory Commission Washington, D.C. 20555 (orig & 3)

Atomic Safety & Licensing Board Panel U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Atomic Safety & Licensing Appeal Panel

U.S. Nuclear Regulatory Commission Washington, D.C. 20555 Warren E. Bergholz, Jr., Esquire Office of General Counsel U.S. Department of Energy 1000 Independence Avenue, S.W. Washington, D.C. 20587

Dr. Irwin D. J. Bross, Ph.D. Director of Biostatistics Roswell Park Memorial Institute 666 Elm Street Buffalo, New York 14263

The Honorable Peter A. Morris Administrative Judge Atomic Safety & Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Carmine J. Clemente, Esquire General Counsel New York State Energy Research and Development Administration Two Rockefeller Plaza Albany, New York 12223

Philip H. Gitlen, Esquire Whiteman, Osterman & Hanna 99 Washington Avenue Albany, New York 12210

O. S. Hiestand Attorney for Nuclear Fuel Services, Inc.

Dated: February 4, 1982