

DISTRIBUTION:  
PDR  
Docket file 70-398  
Case file  
NMSS r/f  
SGFF r/f s/f  
CRONO  
NMCL r/f  
CNSmith  
GGundersen  
DWeiss  
WBrown, IE  
RPage, FC  
ATGody, RI  
ESuarez

AUG 25 1982

SGFF:GEG  
70-398

U. S. Department of Commerce  
National Bureau of Standards  
ATTN: Mr. Thomas G. Hobbs, Chief  
Health Physics  
Room C-125  
Building 245  
Washington, D. C. 20234

Gentlemen:

During reviews of licensee cases, we occasionally identify license conditions or requirements that can be deleted. Such is the case with the requirements of Material Control and Accounting License Condition 2.2 which states that, in the absence of specific exemptions or exceptions, you are responsible for all 10 CFR Part 70 requirements irrespective of commitments in the Plan identified in License Condition 2.1. Given that the referenced Plan should address all regulatory requirements, this license condition is superfluous. This fact has already been recognized in the Physical Security Licensing area which does not have a similar license condition.

Consequently, we are deleting License Condition 2.2 of Amendment MPP-3 to your License No. SMH-362, effective immediately. In connection with this action, you should be aware that you remain obligated to comply with all regulatory requirements. Apparent deficiencies between your approved Plan and the regulations identified by NRC Regional inspection personnel will be referred to Licensing for necessary Plan revisions.

Sincerely,

Original Signed By:

L. J. Evans, Jr.

L. J. Evans, Jr., Chief  
Fuel Facility Safeguards  
Licensing Branch  
Division of Safeguards, NMSS

8301050026 820825  
PDR ADOCK 07000398  
C PDR

OFFICE	SGFF	SGFF	SGFF			
SURNAME	GGundersen	CNSmith	LJEvans, Jr.			
DATE	8/24/82 ah	8/24/82	8/25/82			