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

January 28 2021

Dr. David M. Slaughter, President
and Reactor Administrator
Aerotest Operations, Inc.
3455 Fostoria Way
San Ramon, CA 94583

SUBJECT: AEROTEST OPERATIONS, INC. – CLOSURE OF CONFIRMATORY ACTION LETTER NO. NRR-04-003 ON THE SITE-SPECIFIC COMPENSATORY MEASURES IMPLEMENTATION PLAN

Dear Dr. Slaughter:

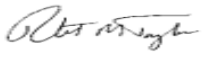
The purpose of this letter is to inform you that the U.S. Nuclear Regulatory Commission (NRC) has closed confirmatory action letter (CAL) No. NRR-04-003. The NRC issued CAL No. NRR 04-003 on February 17, 2004 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML033510264). This CAL formalized commitments to implement site-specific compensatory measures related to security and safeguards.

By letter dated September 28, 2020 (ADAMS Accession No. ML20276A247 – cover letter only), the NRC received a revised physical security plan (PSP), post-dated October 1, 2020, for the Aerotest Radiography and Research Reactor (ARRR), under Facility Operating License No. R-98. In response to this letter, the NRC staff reviewed the ARRR PSP and found it to be in compliance with the applicable regulations contained in Title 10 of the *Code of Federal Regulations* (10 CFR) Part 73, "Physical Protection of Plants and Materials" (ADAMS Accession No. ML21004A079). In addition, the NRC staff found that the site-specific compensatory measures committed to in CAL No. NRR-04-003 were incorporated into the ARRR PSP. Therefore, the NRC considers CAL No. NRR-04-003 closed.

Under 10 CFR 2.390, "Public inspections, exemptions, requests for withholding," the NRC will make a copy of this letter available electronically for public inspection in the NRC Public Document Room located at the NRC Headquarters in Rockville, MD. The public can also access this letter in the NRC's document system, ADAMS, on the NRC's Web site at https://www.nrc.gov/reading-rm/adams.html.

If you have any questions, please contact Mr. Travis L. Tate, Chief of the Non-Power Production and Utilization Facility Oversight Branch, at 301-415-3901, or by e-mail to Travis.Tate@nrc.gov.

Sincerely,



Signed by Taylor, Robert
on 01/28/21

Robert M. Taylor, Deputy Office Director
for New Reactors
Office of Nuclear Reactor Regulation

Docket No. 50-228
License No. R-98

cc:

California Energy Commission
1516 Ninth Street, MS-34
Sacramento, CA 95814

Radiologic Health Branch
P.O. Box 997414, MS 7610
Sacramento, CA 95899-7414

Test, Research and Training
Reactor Newsletter
Attention: Amber Johnson
Dept of Materials Science and Engineering
University of Maryland
4418 Stadium Drive
College Park, MD 20742-2115

SUBJECT: AEROTEST OPERATIONS, INC. – CLOSURE OF CONFIRMATORY ACTION LETTER NO. NRR-04-003 ON THE SITE-SPECIFIC COMPENSATORY MEASURES IMPLEMENTATION PLAN DATED: JANUARY 28, 2021

DISTRIBUTION:
PUBLIC
TTate, NRR
GCasto, NRR
WSchuster, NRR
MTakacs, NRR
EHelvenston, NRR
EReed, NRR
NParker, NRR
BSmith, NRR
RidsNrrDanu Resource

ADAMS Accession No: ML21012A201 **NRR-106**

OFFICE	NRR/DANU/UNPO/SS	Tech Editor	NRR/DANU/UNPO/LA	NRR/DANU/UNPO/BC
NAME	MTakacs	JDougherty	NParker	TTate
DATE	1/12/2021	1/12/2021	1/12/2021	1/19/2021
OFFICE	NRR/DANU/D	NRR/DD		
NAME	MShams	RTaylor		
DATE	1/22/2021	1/28/2021		

OFFICIAL RECORD COPY