

xc: J. Kegin
R. Smith
J. Stauter
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ENVIRONMENT AND HEALTH MANAGEMENT DIVISION

June 24, 1992

EDWIN T. STILL, DVM
VICE PRESIDENT AND DIRECTOR

Mr. Jerry Swift
Section Leader
Advance Fuel and Special Facilities Section
Fuel Cycle Safety Branch
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: Cimarron Corporation
License No. SNM-1174; Docket No. 70-1193
License No. SNM-928; Docket No. 70-925

Dear Mr. Swift:

Roy Smith and I discussed several items concerning the Cimarron facility with you and other staff at NRC headquarters on May 18, 1992. This requests your assistance in following up on the items below.

Organization Chart

A current organization chart for the Commission, with titles and phone numbers, was promised. We have not received the material.

License Service Invoices

Information and documents in your division relevant to the basis for the NRC inspection charges of more than \$647 thousand were promised. These included contractor reports, billings and invoices for laboratory services and analytical charges, NRC staff review time substantiation and other documents supporting the NRC charges. We have not received any documents or information.

Plutonium Facility License Termination

We were told staff had recommended in a formal paper to the Commissioners that the former plutonium fuel fabrication facility license be terminated. The final report covering the contractor's verification survey was also indicated as being completed and a copy would be provided to us. We have not been informed about any action on the part of the Commissioners nor have we been provided the verification report.

On-Site Disposal

Staff also stated a formal paper was before the Commissioners that recommended approval of Cimarron's application to bury Option 2 material, as defined in a Branch Technical Position paper, at the facility. We have not been informed about the status of Commission action, if any.

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Former Disposal Area and Lagoons

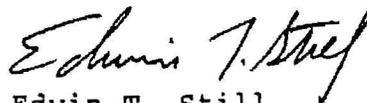
The indication was the verification survey of the former burial area and lagoons confirmed the adequacy of the cleanup and the report was near completion or under final review. As we stated, we want to backfill the former burial trenches and breach the berms of the lagoons to prevent water collection. We have not been given any indication in a formal sense that we can proceed nor have we been given any information about the verification data and report.

As you and the Commission are aware, we have done an outstanding job in decontamination of the former plutonium and uranium fuel fabrication facilities and areas and have expended a very large sum of money. We have done this willingly and have proceeded expeditiously. Nevertheless, the Commission chose in the releases about the Site Decommissioning Management Plan to portray us as if no work had been done, but now would get underway.

The Commission's implication that the Site Decommissioning Management Plan was necessary to get activity underway at Cimarron was both unfair and a distortion of the actual situation. The facts are we have faced, and continue to face, unnecessary delay and additional expense in decommissioning the Cimarron facilities because of indecision and non-responsiveness of the Commission.

This is not an idle or unfounded statement. I remind you we were informed by one of your staff in the fall of 1990 that our onsite disposal application was approved, would be published in the Federal Register within seven days and our license amendment issued within 30 days -- before the end of 1990. We are now almost two years later with no progress, which we find troublesome and disappointing, because of unresolved "policy issues" in the Commission.

Sincerely,



Edwin T. Still
Vice President and Director

copy to:
Chairman Ivan Selin
Commissioner Kenneth C. Rogers
Commissioner James R. Curtiss
Commissioner E. Gayle De Planque
Commissioner Forrest J. Remmick
Robert M. Bernero, Director