

February 28, 2003

MEMORANDUM TO: Claudia Craig, Section Leader  
Section B  
Decommissioning Branch  
Division of Waste Management, NMSS

FROM: Derek Widmayer, Project Manager **/RA/**  
Section B  
Decommissioning Branch  
Division of Waste Management, NMSS

SUBJECT: MEETING SUMMARY - FEBRUARY 20, 2003 10 CFR 2.206 PRB  
MEETING

Please see the enclosed Meeting Summary for the 10 CFR 2.206 Petition Review Board (PRB) Public Meeting held on February 20, 2003 at NRC Headquarters at which Viacom, Inc. the §2.206 petitioner and the licensee, Westinghouse Electric Company, LLC provided additional information.

Per Management Directive 8.11, *Review Process for 10 CFR 2.206 Petitions*, the presentations and meeting transcript attached to the Meeting Summary will be used as supplements to the October 30, 2002 petition and the December 20, 2002 licensee response.

Enclosure: Meeting Summary

Docket No. 70-698

MEMORANDUM TO : Claudia Craig, Section Leader  
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Decommissioning Branch  
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FROM: Derek Widmayer, Project Manager */RA/*  
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Decommissioning Branch  
Division of Waste Management, NMSS

SUBJECT: MEETING SUMMARY - FEBRUARY 20, 2003 10 CFR 2.206 PRB  
MEETING

Please see the enclosed Meeting Summary for the 10 CFR 2.206 Petition Review Board (PRB) Public Meeting held on February 20, 2003 at NRC Headquarters at which Viacom, Inc. the §2.206 petitioner and the licensee, Westinghouse Electric Company, LLC provided additional information.

Per Management Directive 8.11, *Review Process for 10 CFR 2.206 Petitions*, the presentations and meeting transcript attached to the Meeting Summary will be used as supplements to the October 30, 2002 petition and the December 20, 2002 licensee response.

Enclosure: Meeting Summary

Docket No. 70-698

Distribution: S. Nalluswami                      C. Craig                      DCB r/f

ADAMS ACCESSION NUMBER:

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Office	DCB	DCB	
Name	D. Widmayer	C. Craig	
Date	02/28/2003	02/28/2003	

**OFFICIAL RECORD COPY**

## **SUMMARY OF 2.206 PETITION REVIEW BOARD PUBLIC MEETING**

DATE: February 20, 2003

SUBJECT: 2.206 Petition from Viacom, Inc. dated October 30, 2002

PETITIONER: Viacom, Inc.

FACILITY: Waltz Mill Service Center, Madison, PA (License SNM-770)  
Westinghouse Test Reactor (License TR-2)

LICENSEE: Westinghouse Electric Company, LLC

### **SUMMARY OF §2.206 PETITION:**

Viacom requests the following action: That the NRC issue an order to Westinghouse Electric Company LLC, the holder of license SNM-770 on the Waltz Mill, Pennsylvania Site, which would require Westinghouse's cooperation in the decommissioning of the Westinghouse Test Reactor (WTR) license TR-2. In particular, the order would require Westinghouse to:

(1) provide certain radiological survey data to NRC which NRC has requested. The survey data in question determines what residual radioactivity remains in-situ.

(2) accept under SNM-770 certain residual byproduct materials now held under Viacom license TR-2 and located at the WTR.

### **SUMMARY OF MEETING:**

The meeting of the Petition Review Board (PRB) was to allow the petitioner (Viacom) to provide additional explanations or support for the petition, and for the licensee (Westinghouse) to provide additional explanations or support for their response to the petition, which was submitted to the NRC on December 20, 2002. A list of attendees at the meeting is included as Attachment 1.

Viacom made a presentation supporting their petition. This is included as Attachment 2. Westinghouse followed Viacom with a presentation of their own, which is included as Attachment 3. Following these presentations, Viacom was provided a 15 minute rebuttal period during which they addressed points made by Westinghouse in their presentation. Westinghouse was then provided with 15 minutes to discuss any items made by Viacom in their presentation. Finally, NRC staff asked several clarifying questions of both the petitioner and the licensee about materials provided in the petition, the response, and the presentations at the meeting. A transcript of the meeting is included as Attachment 4.

### **ATTACHMENTS:**

1. List of Attendees
2. Viacom, Inc Presentation on petition.
3. Westinghouse Presentation on response to petition.
4. Transcript of February 20, 2003 PRB Public Meeting

Viacom 2.206 Petition Review Board Meeting  
February 20, 2003

Attendee	Affiliation	Phone Number
Margaret Federline, PRB Chairperson	NRC/NMSS	301-415-7358
Derek Widmayer	NRC/NMSS	301-415-6677
Mark Wetterhahn	Winston & Strawn <sup>1</sup>	202-371-5703
A. Joseph Nardi	Westinghouse	412-374-4652
Richard G. Murphy, Jr.	Sutherland, Asbill & Brennan <sup>1</sup>	202-383-0635
Brooke Poole	Winston & Strawn <sup>1</sup>	202-371-5824
Nick Orlando	NRC/NMSS	301-415-6749
Paul Goldberg	NRC/NMSS	301-415-7842
Mark Roberts	NRC/Region I	610-337-5094
L.B. (Tad) Marsh	NRC/NRR/DLPM	301-415-1453
Shelly Cole	NRC/OGC	301-415-2549
Jack Goldberg	NRC/OGC	301-415-1681
Patrick Madden	NRC/NRR	301-415-1188
Alexander Adams, Jr.	NRC/NRR	301-415-1127
Richard Smith	Viacom, Inc.	412-642-3285
Michael McBride	LeBoeuf, Lamb, Greene <sup>2</sup>	202-986-8050
Martin Malsch	Egan and Associates <sup>2</sup>	703-918-4247
Robert A. Noethiger	Viacom, Inc.	412-642-4924
John W. Lawrence	LeBoeuf, Lamb, Greene <sup>2</sup>	202-986-8287
Patrick J. Isaac	NRC/NRR	301-415-1019
George Pangburn	NRC/Region I	610-337-5281

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<sup>1</sup> Lawyers for Westinghouse

<sup>2</sup> Lawyers for Viacom, Inc.