

April 28, 2002

Mr. Al Cox  
Homestake Mining Company  
P.O. Box 98  
Grants, NM 87020

SUBJECT: HOMESTAKE MINING COMPANY - INDIRECT TRANSFER OF CONTROL

Dear Mr. Cox:

The U.S. Nuclear Regulatory Commission (NRC) staff has reviewed the letter from Mr. Cellan, your predecessor, dated March 15, 2002. The letter indicated that the parent company of the licensee (Homestake Mining Company of California) had merged into Barrick Holding Company, a wholly owned subsidiary of Barrick Gold Corporation, effective December 14, 2001. The letter indicated that the merger is not a change of control requiring documentation according to guidance in NUREG-1556, Volume 15, "Consolidated Guidance About Materials Licenses," because the corporate identity of the licensee remains unaffected, personnel operating the facility are unchanged, and operations are unchanged.

The NRC staff has determined that the merger was an indirect transfer of control because it involved a transfer of the parent company and not of the licensee itself. The merger of the parent company into Barrick Holding Company could affect the licensee's activities because the licensee's surety instrument is a parent company guarantee. Therefore, you should provide the NRC with the transfer of control information delineated in Section 5 of NUREG-1556, Volume 15, within 30 days of receipt of this letter.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm.html> (the Public Electronic Reading Room).

If you have any questions regarding this letter, please contact the NRC Project Manager , Ms. Elaine Brummett, at (301) 415-6606 or she can also be reached by e-mail at [esb@nrc.gov](mailto:esb@nrc.gov).

Sincerely,

/RA/

Daniel M. Gillen, Chief  
Fuel Cycle Facilities Branch  
Division of Fuel Cycle Safety  
and Safeguards  
Office of Nuclear Material Safety  
and Safeguards

Docket 40-8903  
License SUA-1471

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/RA/  
Daniel M. Gillen, Chief  
Fuel Cycle Facilities Branch  
Division of Fuel Cycle Safety  
and Safeguards  
Office of Nuclear Material Safety  
and Safeguards

Docket No: 40-8903

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<b>NAME</b>	EBrummett		JMuskiewicz*		STreby*		GJanosko		DGillen	
<b>DATE</b>	4/17/02		4/19/02		4/24/02		4/24/02		4/28/02	

\*See previous concurrence

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