



BNFL Fuel Solutions Corporation  
 2105 S. Bascom Ave., Suite 160  
 Campbell, CA 95008  
 Tel: (408) 558-3500  
 Fax: (408) 558-3518

November 2, 2004

Docket No. 72-1007  
 Ref No. BFS/NRC 04-006  
 LAR 1007-005  
 WEP-09

U.S. Nuclear Regulatory Commission  
 ATTN: Document Control Desk  
 Washington, DC 20555-0001

Subject: Request to Change Certificate Holder Name for Certificate of Compliance  
 No. 72-1007

References: 1) Certificate of Compliance for Spent Fuel Storage Casks, Certificate  
 No. 1007, Amendment 4, Package Identification No. USA/72-1007  
 2) Quality Assurance Program Approval for Radioactive Materials Packages,  
 Approval No. 0804, Revision 5, Docket No. 71-0804  
 3) Final Safety Analysis Report for the VSC-24 Ventilated Storage Cask  
 System, Revision 5, March 2003

Dear Sir or Madam,

This letter is to request that the U.S. Nuclear Regulatory Commission (NRC) change the Certificate Holder (CH) name for the VSC-24 Certificate of Compliance (CoC) (Reference 1). Based on recent discussions with NRC staff, we understand that an application for amendment is required to initiate this change. This letter serves as the license amendment request (LAR No. 1007-005).

The specific request, basis for this request, and justification for the request are provided in the paragraphs that follow.

**Request:** It is requested that the CH for the Reference 1 CoC be changed from Pacific Sierra Nuclear Associates (PSNA) to BNFL Fuel Solutions Corporation (BFS).

**Basis of Request:** The current CH, PSNA, is a Washington-State general partnership that is owned forty-five percent (45%) by BFS and fifty-five percent (55%) by Sierra Nuclear Corporation (SNC). BFS and SNC are both wholly-owned by BNFL Inc. BNFL Inc. intends to have SNC transfer all of its assets and liabilities to BFS, and then dissolve SNC. The SNC share of PSNA would be among the assets transferred to BFS, ostensibly making BFS the sole partner of PSNA. It is BFS's understanding, however, that if it were to become the sole partner of

kl mssdl

PSNA, then that partnership would terminate by operation of law. Thus, the requested change of the CH for the Reference 1 CoC is necessary to assure that the planned operational changes of these BNFL Inc.-owned companies can proceed.

**Justification for Request:** All quality-affecting activities required of PSNA for the Reference 1 CoC are being performed under the NRC-approved BFS quality assurance program (Reference 2). BFS, as the operational partner of PSNA responsible for quality-affecting activities associated with the VSC-24 system, is currently managing all QA activities for the VSC-24 system and the Reference 1 CoC. Furthermore, all records associated with the Reference 1 CoC, including all records required under 10 CFR Part 72, are being maintained by BFS. Thus, the requested change does not require any changes to the quality assurance program or to its implementation. All records for the VSC-24 system reside at and are maintained by BFS.

The requested change does not require any changes to the VSC-24 Storage System FSAR (Reference 3) that require prior NRC approval. Any changes to the Reference 3 FSAR will be made by BFS in accordance with the requirements of 10 CFR 72.48.

Should you or any member of your staff have any questions, please contact Steve Sisley, BFS Licensing/Regulatory Compliance Manager, at 408-558-3509 or the undersigned at 408-558-3508.

Sincerely,



Robert D. Quinn  
President, BNFL Fuel Solutions Corporation  
and  
President, Sierra Nuclear Corporation

cc) Mr. John Monninger, SFPO NMSS