



babcock & wilcox technical services group

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July 26, 2011

U.S. Nuclear Regulatory Commission
Document Control Desk
Washington, D.C. 20555-0001

References:

1. NRC regulatory Issue Summary 2011-06, Pre-Application Communication and Voluntary Submittal of Schedule for Future Molybdenum-99 Facility Licensing Actions for NRC Review

Dear Sir:

B&W is providing the enclosed response to the questions included in Regulatory Issue Summary 2011-06. We appreciate your need for this information and will continue to communicate information as it becomes available or changes.

If you have questions please me at 434-522-6313 or Steve Schilthelm at 434-522-6243.

Sincerely,

Dan Glenn
MIPS Program Manager
B&W Technical Services, Inc.

Enclosures:

1. Affidavit of Daniel E. Glenn
2. Proprietary: B&W Medical Isotopes Production System Response to RIS 2011-06, July 26, 2011

cc: Marcus Voth – electronic via e-mail
Ossy Font – electronic via e-mail
Steve Schilthelm
B&W MIPS Records

4.601
NR

AFFIDAVIT OF Daniel E. Glenn

STATE OF VIRGINIA

COUNTY OF CAMPBELL

I, Daniel E. Glenn, being duly sworn, do hereby depose and say:

1. I am a citizen of the United States of America. I am a resident of Forest, Virginia.
My birth date is 12 November 1959.
2. I am presently employed by the Babcock and Wilcox Company in Lynchburg, Virginia. I am the Medical Isotopes Production System Program Manager of the B&W Technical Services Group, Inc., a subsidiary of the Babcock and Wilcox Company. I have held this position since October of 2010. I have personal knowledge of the facts set forth in this affidavit, and if called and sworn as a witness in a deposition or before any court, I could and would testify competently under oath to these facts.
3. B&W requests that NRC withhold from public disclosure, the enclosure to the letter dated July 26, 2011, that is marked as "Babcock & Wilcox Confidential Commercial Information."
4. I have personal knowledge of the criteria and procedures used by B&W in designating confidential commercial or financial information as proprietary. Public disclosure of the activities and schedules associated with the licensing and ultimate entry of B&W product into the ⁹⁹Mo market could compromise B&W's competitive position. The NRC licensing schedule for the MIPS facility can be correlated to the overall project schedule and more significantly the date when ⁹⁹Mo produced by the B&W MIPS will enter the market. Information about schedule acceleration or delays has become very sensitive as a variety of

companies maneuver for market position and funding. Previous public releases of schedules have already impacted sensitive project discussions and decisions. While B&W fully understands that submittal of licensing documents will be a public process, divulging information at this time could negatively impact ongoing negotiations.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is a true and correct statement of facts.

Daniel E. Glenn
Daniel E. Glenn

Subscribed and sworn to before me this 26th day of July
Lynchburg, VA Anne H. Moore
Notary Public

My commission expires: 2/28/2013

