



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

January 31, 2012

Docket No. 03001142
Control No. 576698

License No. 47-05972-02

Stephen J. Kopp
President
Marshall University
Room 301J, University Radiation Safety Office
Robert C. Byrd Biotechnology Science Center
One John Marshall Drive
Huntington, WV 25755-2505

SUBJECT: MARSHALL UNIVERSITY, REVIEW OF FINANCIAL ASSURANCE SUBMITTAL,
CONTROL NO. 576698

Dear Dr. Kopp:

We have reviewed your letter dated January 10, 2012, which included your annual financial test to meet the financial assurance requirements for your license. We have no further questions at this time.

The following documents currently provide your financial assurance:

Certification of Financial Assurance dated January 4, 2007 [ML070230338]
Self Guarantee Agreement dated January 4, 2007 [ML070230338]
Letter from the Chief Executive Officer Including Self-Guarantee Financial Test dated January 9, 2012 [ML120230143]
Marshall University Combined Financial Statements as of and for the Years Ended June 30, 2011 and 2010, and Independent Auditors' Reports [ML120300222]

You should be aware that a Decommissioning Planning Rule will become in effect on December 17, 2012. This rule was issued in Federal Register, 76 FR 117 (<http://www.gpo.gov/fdsys/pkg/FR-2011-06-17/pdf/2011-14267.pdf>) on June 17, 2011 [ML103510117]. The new rule requires licensee's that use a self guarantee to have a standby trust agreement in place by December 17, 2012. Alternately, you may use other methods of financial assurance but you should be familiar with the rule as some options have changed. If you have questions on these changes, you may contact me at 610-337-5366 or dennis.lawyer@nrc.gov. Guidance on standby trust agreements may be found in section A.17 of NUREG-1757, Volume 3, "Consolidated NMSS Decommissioning Guidance, Financial Assurance, Recordkeeping and Timeliness" (<http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1757/v3/>).

S. Kopp

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Thank you for your cooperation.

Sincerely,

Original signed by Dennis R. Lawyer

Dennis R. Lawyer
Health Physicist
Commercial and R&D Branch
Division of Nuclear Materials Safety

cc:

William D. McCumbee, Radiation Safety Officer

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