

February 14, 2012

Jim O'Connor, Vice President  
Loss Prevention and Safety  
Bed, Bath and Beyond, Inc.  
650 Liberty Avenue  
Union, New Jersey 07083

SUBJECT: Co-60 Contaminated Metal Tissue Box Holders

Dear Mr. O'Connor

This refers to our telephone conversation on January 20, 2012, the submittal of your waste management plan dated January 23, 2012, and emails through February 6, 2012, outlining the pickup schedule and ultimate transfer/disposal for the contaminated tissues boxes from your stores. After review of the information provided by Bed, Bath and Beyond, Inc. (BBBY), we have concluded that appropriate actions have been implemented to secure and ultimately dispose of approximately 220 Dual Ridge metal boutique tissue holders found to be contaminated with cobalt 60 (Co-60).

Based on the information provided by BBBY, the contaminated metal tissue box holders will be collected and disposed by transfer to an authorized recipient as provided in 10 CFR 30 or equivalent Agreement State requirements or transfer for disposal to a licensed low-level waste land disposal facility as provided in 10 CFR 20.2001 and 10 CFR 20.2006 or equivalent Agreement State requirements. This process is scheduled to be completed by September 2012.

It is our understanding that you intend to dispose of or transfer this material in accordance with applicable NRC and Agreement State regulatory requirements. Please notify us in writing when you have accomplished this disposal or transfer. If you are unable to dispose of or transfer the Co-60 contaminated metal tissue holders, you will need to apply for and obtain a radioactive materials license from either the NRC or an Agreement State to continue to possess this radioactive material.

We appreciate your cooperation in this matter. If you have any questions or require additional information, please contact me at (301) 415-2598 or [duncan.white@nrc.gov](mailto:duncan.white@nrc.gov).

Sincerely,

**/RA/**

Duncan White, Branch Chief  
Agreement State Programs Branch  
Division of Materials Safety and State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs

cc:  
T. Wood, Shaw Environmental  
State of New Jersey

We appreciate your cooperation in this matter. If you have any questions or require additional information, please contact me at (301) 415-2598 or [duncan.white@nrc.gov](mailto:duncan.white@nrc.gov).

Sincerely,

**/RA/**

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 State of New Jersey

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<b>OFC</b>	MSSA/ASPB	FSME
<b>NAME</b>	ADWhite	BJMcDermott
<b>DATE</b>	02/14/2012	02/14/2012

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