

April 1, 2016

ATTN: Document Control Desk  
Director, Spent Fuel Project Office  
Office of Nuclear Material Safety and Safeguards  
U. S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

SUBJECT: TRUPACT-III Docket No. 71-9305, Withdrawal of Exemption Request per 10 CFR 71.12 for Transport of Standard Large Box 2 Waste Boxes with Wattage and A<sub>2</sub> Activity Exceeding Certificate Limits

REFERENCE: (1) Docket No. 71-9305 & TAC No. L24885  
(2) NWP Letter CP:14:01029; UFC:5822.00, dated January 28, 2014 from T. E. Sellmer to Document Control Desk; Subject: TRUPACT-III Docket No. 71-9305, Exemption Request per 10 CFR 71.12 for Transport of Standard Large Box 2 Waste Boxes with Wattage and A<sub>2</sub> Activity Exceeding Certificate Limits  
(3) NWP Letter CP:16:01065; UFC:5822.00, dated March 15, 2016 from T.E. Sellmer to Document Control Desk; Subject: TRUPACT-III Docket No. 71-9305, Withdrawal of Exemption Request per 10 CFR 71.12 for Transport of Standard Large Box 2 Waste Boxes with Wattage and A<sub>2</sub> Activity Exceeding Certificate Limits

Dear Mr. White:

Nuclear Waste Partnership LLC (NWP), on behalf of the U.S. Department of Energy, Carlsbad Field Office and Savannah River Operations Office, hereby submits this letter for clarification to reference above.

Upon further review, NWP appeared to withdraw both of the exemptions requested in reference (2) above. That was not the intent of the correspondence. Our intent was to withdraw the request for an exemption from the TRUPACT-III Certificate of Compliance (No. 9305) in reference (2) above and maintain the request for the exemption from 10 CFR 71.61. In addition and for clarification, NWP, on behalf of the U.S. Department of Energy, Carlsbad Field Office and Savannah River Operations Office requests an increase to the following limits currently specified in the TRUPACT-III Certificate of Compliance (No. 9305);

- Increase in the design decay heat limit to 190 watts.
- Increase the allowable activity (A<sub>2</sub> limit) to  $2.1 \times 10^5$  A<sub>2</sub>.

The increases in these two limits are specific to two SLB2 waste boxes, serial numbers SR21524413 and SR21524414, for shipment from the Savannah River Site (SRS) in Aiken, SC, to the Waste Isolation Pilot Plant (WIPP) near Carlsbad, NM. (i.e., two total transports). The

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technical justifications for this request are those previously identified in reference (2) above and subsequent supporting documentation supplied.

As a result of the extensive evaluations performed NWP, along with detailed discussions with the Certificate holder (AREVA Federal Services), firmly believes that we have demonstrated that approval of this request for these two shipments of the subject SLB2 waste boxes will not increase the likelihood of exposure of the public or the environment to levels of radioactivity in excess of the limits established in 10 CFR 71, nor have a significant effect on the ability of the TRUPACT-III package to meet the requirements of 10 CFR 71, package Certificate of Compliance, or the TRUPACT-III TRAMPAC.

As a result of the current status of the shipping programs being dormant at the WIPP and the associated SRS TRUPACT-III facility, NWP is requesting that no specific time frame be associated for the shipment of these two SLB2 waste boxes. Once shipments of the two subject SLB2 waste boxes are complete, NWP will notify the NRC in writing.

If you have any questions or require additional information regarding this request, please contact me at (575) 234-7396.

Sincerely,



T.E. Sellmer, Manager  
Packaging & Information Systems

TES:rg

cc: J. C. Rhoades, CBFO  
D. L. Standiford, CBFO  
J. R. Stroble, CBFO  
P. W. Noss, AFS  
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bcc: NWP Distribution

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