



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

January 30, 2019

Mr. Ben Parks, Licensing
CB&I AREVA MOX Services
Savannah River Site
P.O. Box 7097
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SUBJECT: APPROVAL OF REQUEST FOR EXEMPTION FROM CERTAIN TITLE 10 OF THE *CODE OF FEDERAL REGULATIONS* PART 70 REGULATORY REQUIREMENTS DUE TO A DECISION TO TERMINATE THE CONSTRUCTION AUTHORIZATION FOR THE MIXED OXIDE FUEL FABRICATION FACILITY (DOCKET NUMBER: 070-03098)

Dear Mr. Parks:

The U.S. Nuclear Regulatory Commission (NRC) has approved the enclosed exemption from specific requirements of Title 10 of the *Code of Federal Regulations* (10 CFR) Paragraph 70.72(d)(2) and 70.72(d)3 for the Mixed Oxide Fuel Fabrication Facility. This action is in response to your letter dated October 31, 2018 (Agencywide Documents Access and Management System [ADAMS] Accession Number ML18304A439), which requested an exemption based on a decision to terminate the construction authorization for the Mixed Oxide Fuel Fabrication Facility.

In accordance with 10 CFR Section 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publically Available Records component of the NRC's ADAMS. ADAMS is accessible from the NRC Web Site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have any questions regarding this communication please contact Mr. David Tiktinsky, Senior Project Manager, at 301-415-8740 or via e-mail at David.Tiktinsky@nrc.gov.

Sincerely,

/RA/

Michael F. King, Director
Division of Fuel Cycle Safety, Safeguards,
and Environmental Review
Office of Nuclear Material Safety
and Safeguards

Docket No. 70-3098

Enclosure: Exemption
cc: See next page

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DATED: January 30, 2019

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ADAMS Accession Number: ML18313A053

(*via e-mail)

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