

September 2, 2014

CD14-0195

Mr. Helge Gabert  
Project Manager, DU Contract  
Utah Division of Solid and Hazardous Waste  
P.O. Box 144880  
Salt Lake City, UT, 84114-4880

Subject: License No: UT2300249; RML #UT 2300249 –Condition 35 Compliance Report, **Extension Request**

Dear Mr. Gabert:

On August 21, 2014, EnergySolutions received the White Paper entitled, “*Review of Deep Time Supplemental Analysis – White Paper*”, prepared by Department’s third-party contractor SC&A and Division of Radiation Control. While extensive Deep Time information and numerous responses have already been addressed, EnergySolutions considers resolution of the additional comments raised in the White Paper as critical to providing the public with a comprehensive overview of the Depleted Uranium Performance Assessment. As such, EnergySolutions requests an extension in the overall review schedule to allow for a thorough review of the references cited and preparation of the additional necessary responses. It is expected that these additional responses will have significant impact on the Department’s ultimate Safety Evaluation Report.

Similarly, as is noted in EnergySolutions’ report, “*RML UT2300249 – Condition 35 Compliance Report – Revision 2*” (dated July 8, 2014),

*“EnergySolutions recognizes the following policy issues that must be resolved before disposing of concentrated depleted uranium in the Federal Cell. . . (2) Completion of a Tri-Party Memorandum of Agreement with DOE and the State of Utah, with DOE assuming long-term stewardship of the Federal Cell.”<sup>1</sup>*

Since significant comments on the draft proposed Agreement have recently been received from the State of Utah and the U.S. Department of Energy, EnergySolutions considers resolution of the additional comments raised critical to providing the public with a comprehensive overview of the Depleted Uranium Performance Assessment. As such, EnergySolutions requests an extension in the overall review schedule to allow for a thorough review of the Agreement comments and preparation of a revised Agreement. It is expected that these additional responses will also have significant impact on the Department’s ultimate Safety Evaluation Report.

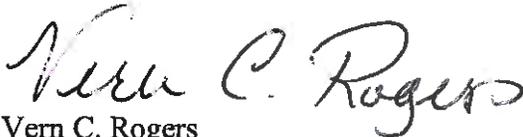
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<sup>1</sup> EnergySolutions “RML UT2300249 – Condition 35 Compliance Report – Revision 2” EnergySolutions, Salt Lake City, UT. July 8, 2014. Pg. 1-4

In order to provide sufficient time for the preparation of the expanded responses herein proposed, EnergySolutions proposes delay of the schedule unit *“The DRC posts public notice, final SER and proposed Director Determination to the public via Internet. Comment period begins immediately, and ends on October 17, 2014 (EOB)”* from its current date of September 8, 2014 to November 3, 2014. It is recognized that such a delay in the commencement of the Public Comment Period will result in the Comment Period ending December 19, 2014. Similarly, Public Meetings are expected to require reschedule to the week of November 17, 2014.

Thank you for your support in allowing sufficient time for the required thorough reviews and expanded responses. Please contact me at 801-649-2000 if there are any comments or questions regarding this submittal.

Sincerely,



Vern C. Rogers  
Acting-Manager, Compliance and Permitting

cc Rusty Lundberg, DRC  
Don Verbica, DSHW