



March 28, 2000

Docket No. 71-6078

U.S. Nuclear Regulatory Commission  
Attention: Document Control Desk  
Washington, DC 20555-0001

Re: Application for Transfer and Amendment of Certificate of Compliance for  
927 Container - NRC Docket No. 71- 6078

Gentlemen:

This letter constitutes an application for transfer of the referenced Certificate of Compliance ("CofC"), which is currently held by ABB C-E Nuclear Power, Inc. ("ABBCENP") under its former name, ABB Combustion Engineering Nuclear Power, Inc. This filing is necessitated by the sale by ABB Ltd. ("ABB") to British Nuclear Fuels plc ("BNFL") of the nuclear businesses of ABB. Included in the sale is the transfer to BNFL of all outstanding shares of stock of ABBCENP, the United States based nuclear business of ABB.

The Application requests that the Nuclear Regulatory Commission ("NRC") approve the transfer of the CofC to a new company, WAC LLC, an indirect, wholly owned subsidiary of BNFL. WAC LLC was formed in Delaware on March 10, 2000 as a wholly-owned subsidiary of Westinghouse Electric Company LLC ("Westinghouse"). Westinghouse is an indirect, wholly-owned subsidiary of BNFL. ABBCENP will be merged into WAC LLC and the company name of WAC LLC will be changed, effective as of the Closing Date of the sale transaction. WAC LLC will inform the NRC of its changed name prior to the Closing Date.

It is further requested that the NRC approve amendments to the CofC necessary to effectuate such transfer.

The proposed transfers will not involve any change in the operating organization, location, facilities, equipment or procedures associated with the licensed activities, and there will be

**ABB C-E Nuclear Power, Inc.**

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no changes in the use of packages covered by the referenced Certificate of Compliance as a result of the transaction. Current ABBCENP employees responsible for activities related to the Certificate of Conformance will become WAC LLC employees and will continue to be responsible for such activities after the transfers. WAC LLC will meet all the requirements for a holder of such certificate, including financial and technical qualifications. WAC LLC will abide by all commitments and representations made to the NRC related to the certificate prior to the transfers, as well as all of the terms and conditions of the certificate.

In conjunction with the transaction, applications for transfer and amendments of other NRC materials licenses also will be filed. In addition, closing of the transaction involves review and approval by other regulatory agencies in addition to the NRC. Therefore, ABBCENP requests the NRC to make the transfers and amendments effective as of the Closing Date of the transaction. As it is currently contemplated that the Closing Date will occur on or about April 27, 2000, issuance of NRC approval is requested by no later than that date. ABBCENP will keep the NRC informed of progress in obtaining other approvals, the timetable established for closing the transaction and the Closing Date.

ABBCENP will pay the fees for processing the requested amendment, which is subject to full cost review, upon billing by the NRC in accordance with 10 CFR 170.12.

ABBCENP also would appreciate the NRC adding the individuals on the attached list to the service list for correspondence related to this Application.

Should there be any questions regarding this matter, please contact the undersigned at 860-285-9780.

Very truly yours,



Robert S. Bell, Jr.  
ABB C-E Nuclear Power, Inc.

cc: Edwin Flack, USNRC  
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