



U.S. Department
of Transportation

**Pipeline and
Hazardous Materials Safety
Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

FEB 13 2006

Mr. Edward F. Janzow
Frontier Technology Corporation
1641 Burnett Drive
Xenia, OH 45385

Ref. No.: 06-0014

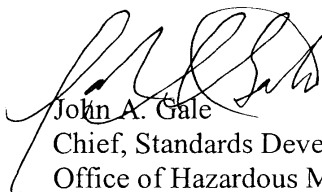
Dear Mr. Janzow:

This responds to your letter dated January 1, 2006, requesting an interpretation of the phrase "satisfy the requirements of Subpart H of 10 CFR 71" in paragraph 4 of "Special Form Radioactive Materials Certificate," USA/0367/S, Revision 7.

Your understanding is correct. Although you are required to have and to implement a "Quality Assurance Program" as detailed in Subpart H of 10 CFR 71, you are not required to obtain a Nuclear Regulatory Commission (NRC) approval of your program nor obtain an NRC Certificate of Compliance (CoC) for special form radioactive materials, which are limited to those materials which, if released from a package, **would** present a hazard due to direct external radiation only.

I hope this satisfies your inquiry. If we can be of further assistance, please contact us.

Sincerely,



John A. Gale
Chief, Standards Development
Office of Hazardous Materials Standards



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1/18/06

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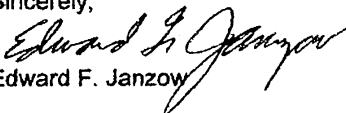
Re: Special Form Radioactive Materials
Certificate USA/0367/S, Revision 7

Dear Mr. Williams:

We request a written letter of interpretation of the phrase "satisfy the requirements of Subpart H of 10 CFR 71" in paragraph 4 of the referenced Special Form Certificate. Our understanding is that we are required to have and to implement a Quality Assurance Program having all applicable elements detailed in paragraphs 71.103 through 71.137, but are not required or expected to obtain Nuclear Regulatory Commission (NRC) approval of our program or to obtain NRC Certificates of Compliance on our Special Form sources (or their components) as detailed in paragraph 71.101.

Please verify the above.

Sincerely,


Edward F. Janzow