



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

February 12, 2001

Docket No. 03034919
Control No. 129139

License No. 29-30495-01

Joseph J. Natale
Environmental/Safety Supervisor
Metal Management Northeast, Inc.
P.O. Box 5158
Newark, NJ 07105-0158

SUBJECT: METAL MANAGEMENT NORTHEAST, INC., REQUEST FOR ADDITIONAL
INFORMATION CONCERNING APPLICATION FOR AMENDMENT TO
LICENSE, CONTROL NO. 129139

Dear Mr. Natale:

This is in reference to your letter dated January 12, 2001 requesting to amend Nuclear Regulatory Commission License No. 29-30495-01. In order to continue our review, we need the following additional information:

1. Your application should have been signed by a management representative rather than Radiation Safety Officer. Please submit a letter signed by a management representative indicating that management has reviewed the application and concurs in the statements and representations contained therein. Note also that a management representative should sign all future correspondence that requests a change in your license.
2. It appears from your letter that a possible change of ownership (control) has occurred. Licensees must provide full information and obtain NRC's *prior written consent* before transferring control of the license. Control of a license is in the hands of the person or persons who are empowered to decide when and how that license will be used. That control is to be found in the person or persons who, because of ownership or authority explicitly delegated by the owners, possess the power to determine corporate policy and thus the direction of the activities under the license. A transferee is an entity that proposes to purchase or otherwise gain control of an NRC-licensed operation. A transferor is an NRC licensee selling or otherwise giving up control of a licensed operation. Provide the following information concerning changes of control by the applicant (transferor and/or transferee, as appropriate). If any items are not applicable, so state.
 - a. Provide a complete description of the transaction (transfer of stocks or assets, or merger).

J. Natale
Metal Management Northeast, Inc.

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- b. Describe any changes in personnel or duties that relate to the licensed program. Include training and experience for any new personnel.
- c. Describe any changes in the organization, location, facilities, equipment or procedures that relate to the licensed program.
- d. Describe the status of the surveillance program (surveys, wipe tests, quality control) at the present time and the expected status at the time that control is to be transferred.
- e. Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity.
- f. Confirm that the transferee will abide by all constraints, conditions, requirements and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program.

We will continue our review upon receipt of this information. Please reply in duplicate to my attention at the Region I Office and refer to Mail Control No. 129139. If you have any technical questions regarding this deficiency letter, please call Ms. Kathy Modes at (610) 337-5251.

If we do not receive a reply from you within 30 calendar days from the date of this letter, we shall assume that you do not wish to pursue your application.

Sincerely,

Original signed by Pamela J. Henderson

Pamela J. Henderson
Senior Health Physicist
Nuclear Materials Safety Branch 2
Division of Nuclear Materials Safety

Enclosures:
10 CFR Parts 19, 20, and 30

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| OFFICE | DNMS/RI | N | DNMS/RI | N | DNMS/RI | | | |
| NAME | KModes/PJH1 for KAD | | PHenderson/PJH1 | | | | | |
| DATE | 02/12/2001 | | 02/12/2001 | | | | | |

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