



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

June 17, 2005

Docket No. 03033087  
Control No. 136655

License No. 45-11496-02

Denise D. Bellenger  
Chief Operating Officer  
Gammapar, L.L.C.  
Forest Commercial Center  
P. O. Box 289  
Forest, VA 24551

**SUBJECT: GAMMAPAR, L.L.C., REQUEST FOR EXTENSION OF DATE OF COMPLIANCE WITH 10 CFR 30.35(d), CONTROL NO. 136655**

Dear Ms. Bellenger:

This is in reference to your letter dated March 7, 2005, requesting extension of the date for compliance with the requirements in 10 CFR 30.35(d). That regulation requires that you revise your financial assurance instruments, no later than June 2, 2005, to increase the dollar amount of the assurance to \$113,000. Granting your request would constitute an exemption from the regulation.

The final rule requiring the licensees to revise their financial assurance was published in the Federal Register on October 3, 2003, and became effective on December 2, 2003. This provided you with sufficient time (18 months) to make arrangements to comply with the regulation. Additionally, in a letter dated February 15, 2005, we reminded you of the requirement and the date by which the compliance must be achieved.

To be granted an exemption from a specific regulation, a licensee must normally demonstrate unusual circumstances and demonstrate that there equivalent protection is provided by alternative arrangements or procedures. Your letter does not provide a compelling justification for granting the requested exemption and, therefore, we are unable to grant it. You must submit revised financial assurance in order to bring your activities in full compliance with NRC regulations.

Please send your revised financial assurance to my attention at the Region I Office and refer to Mail Control No. 136655. If you have any technical questions regarding this letter, please call Sattar Lodhi at (610) 337 5364.

D. Bellenger  
Gammapar, L.L.C.

2

Current NRC regulations and guidance are available at the NRC web site at <http://www.nrc.gov/materials/miau/mat-toolkits.html> and <http://www.nrc.gov/who-we-are/governing-laws.html> or by contacting the Government Printing Office (GPO) toll-free at 1-888-293-6498. The GPO is open from 7:00 a.m. to 9:00 p.m. EST, Monday through Friday (except Federal holidays).

Sincerely,

***Original signed by John D. Kinneman***

John D. Kinneman, Chief  
Materials Security and Industrial Branch  
Division of Nuclear Materials Safety

cc:

A. E. Witt, D.Sc., Radiation Safety Officer

DOCUMENT NAME: E:\Filenet\ML051710351.wpd

To receive a copy of this document, indicate in the box: "C" = Copy w/o attach/encl "E" = Copy w/ attach/encl "N" = No copy

OFFICE	DNMS/RI	N	DNMS/RI	N	DNMS/RI			
NAME	SLodhi/ASL		JDKinneman/JDK					
DATE	06/06/2005		06/17/2005					

OFFICIAL RECORD COPY