

NRC FORM 313
(10-2005)
10 CFR 30, 32, 33,
34, 35, 36, 39, and 40

U.S. NUCLEAR REGULATORY COMMISSION

APPROVED BY OMB: NO. 3150-0120

EXPIRES: 10/31/2008

Estimated burden per response to comply with this mandatory collection request: 4.4 hours. Submittal of the application is necessary to determine that the applicant is qualified and that adequate procedures exist to protect the public health and safety. Send comments regarding burden estimate to the Records and FOIA/Privacy Services Branch (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by internet e-mail to infocollects@nrc.gov, and to the Desk Officer, Office of Information and Regulatory Affairs, NEOB-10202, (3150-0120), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.

APPLICATION FOR MATERIAL LICENSE

INSTRUCTIONS: SEE THE APPROPRIATE LICENSE APPLICATION GUIDE FOR DETAILED INSTRUCTIONS FOR COMPLETING APPLICATION. SEND TWO COPIES OF THE ENTIRE COMPLETED APPLICATION TO THE NRC OFFICE SPECIFIED BELOW.

APPLICATION FOR DISTRIBUTION OF EXEMPT PRODUCTS FILE APPLICATIONS WITH:

DIVISION OF INDUSTRIAL AND MEDICAL NUCLEAR SAFETY
OFFICE OF NUCLEAR MATERIALS SAFETY AND SAFEGUARDS
U.S. NUCLEAR REGULATORY COMMISSION
WASHINGTON, DC 20555-0001

ALL OTHER PERSONS FILE APPLICATIONS AS FOLLOWS:

IF YOU ARE LOCATED IN:

ALABAMA, CONNECTICUT, DELAWARE, DISTRICT OF COLUMBIA, FLORIDA, GEORGIA, KENTUCKY, MAINE, MARYLAND, MASSACHUSETTS, MISSISSIPPI, NEW HAMPSHIRE, NEW JERSEY, NEW YORK, NORTH CAROLINA, PENNSYLVANIA, PUERTO RICO, RHODE ISLAND, SOUTH CAROLINA, TENNESSEE, VERMONT, VIRGINIA, VIRGIN ISLANDS, OR WEST VIRGINIA, SEND APPLICATIONS TO:

LICENSING ASSISTANCE TEAM
DIVISION OF NUCLEAR MATERIALS SAFETY
U.S. NUCLEAR REGULATORY COMMISSION, REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PA 19406-1415

IF YOU ARE LOCATED IN:

ILLINOIS, INDIANA, IOWA, MICHIGAN, MINNESOTA, MISSOURI, OHIO, OR WISCONSIN, SEND APPLICATIONS TO:

MATERIALS LICENSING BRANCH
U.S. NUCLEAR REGULATORY COMMISSION, REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, IL 60532-4352

ALASKA, ARIZONA, ARKANSAS, CALIFORNIA, COLORADO, HAWAII, IDAHO, KANSAS, LOUISIANA, MONTANA, NEBRASKA, NEVADA, NEW MEXICO, NORTH DAKOTA, OKLAHOMA, OREGON, PACIFIC TRUST TERRITORIES, SOUTH DAKOTA, TEXAS, UTAH, WASHINGTON, OR WYOMING, SEND APPLICATIONS TO:

NUCLEAR MATERIALS LICENSING BRANCH
U.S. NUCLEAR REGULATORY COMMISSION, REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TX 76011-4005

J-1

03034791

PERSONS LOCATED IN AGREEMENT STATES SEND APPLICATIONS TO THE U.S. NUCLEAR REGULATORY COMMISSION ONLY IF THEY WISH TO POSSESS AND USE LICENSED MATERIAL IN STATES SUBJECT TO U.S. NUCLEAR REGULATORY COMMISSION JURISDICTIONS.

1. THIS IS AN APPLICATION FOR (Check appropriate item)

A. NEW LICENSE

B. AMENDMENT TO LICENSE NUMBER

C. RENEWAL OF LICENSE NUMBER

29-30465-01

2. NAME AND MAILING ADDRESS OF APPLICANT (Include ZIP code)

Materials Testing, Inc.
180 Mill Road
Edison, NJ 08817

WB

3. ADDRESS WHERE LICENSED MATERIAL WILL BE USED OR POSSESSED

5702 Route 873
Neffs, Pa. 18065

4. NAME OF PERSON TO BE CONTACTED ABOUT THIS APPLICATION

Frank Pennisi

TELEPHONE NUMBER

610-767-3006

RECEIVED
REGION I
2006 JUN 12 PM 1:58

SUBMIT ITEMS 5 THROUGH 11 ON 8-1/2 X 11" PAPER. THE TYPE AND SCOPE OF INFORMATION TO BE PROVIDED IS DESCRIBED IN THE LICENSE APPLICATION GUIDE.

5. RADIOACTIVE MATERIAL

a. Element and mass number; b. chemical and/or physical form; and c. maximum amount which will be possessed at any one time.

6. PURPOSE(S) FOR WHICH LICENSED MATERIAL WILL BE USED.

7. INDIVIDUAL(S) RESPONSIBLE FOR RADIATION SAFETY PROGRAM AND THEIR TRAINING EXPERIENCE.

8. TRAINING FOR INDIVIDUALS WORKING IN OR FREQUENTING RESTRICTED AREAS.

9. FACILITIES AND EQUIPMENT.

10. RADIATION SAFETY PROGRAM.

11. WASTE MANAGEMENT.

12. LICENSE FEES (See 10 CFR 170 and Section 170.31)

FEE CATEGORY Gauge user AMOUNT ENCLOSED \$ 1800.00

13. CERTIFICATION. (Must be completed by applicant) THE APPLICANT UNDERSTANDS THAT ALL STATEMENTS AND REPRESENTATIONS MADE IN THIS APPLICATION ARE BINDING UPON THE APPLICANT.

THE APPLICANT AND ANY OFFICIAL EXECUTING THIS CERTIFICATION ON BEHALF OF THE APPLICANT, NAMED IN ITEM 2, CERTIFY THAT THIS APPLICATION IS PREPARED IN CONFORMITY WITH TITLE 10, CODE OF FEDERAL REGULATIONS, PARTS 30, 32, 33, 34, 35, 36, 39, AND 40, AND THAT ALL INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF.

WARNING: 18 U.S.C. SECTION 1001 ACT OF JUNE 25, 1948 62 STAT. 749 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.

CERTIFYING OFFICER - TYPED/PRINTED NAME AND TITLE

FRANK G. PENNISI VICE PRESIDENT

SIGNATURE

[Signature]

DATE

6-4-2006

FOR NRC USE ONLY

TYPE OF FEE FEE LOG FEE CATEGORY AMOUNT RECEIVED CHECK NUMBER COMMENTS

APPROVED BY

DATE

139176
NMSS/RGNI MATERIALS-002



8.5 Item 5:

- | | | |
|------------------|--------------------------|--|
| A: Cesium 137 | A: Sealed Sources | A: Not to exceed 10 millicuries per source and 150 millicuries total |
| B: Americium 241 | B: Sealed Neutron Source | B: Not to exceed 50 millicuries per source and 750 millicuries total |

8.7 Item 6:

Gauges will be used for the purposes described in their respective SSD registration sheets.

8.8 Item 7:

Before obtaining licensed materials, the proposed RSO will have successfully completed one of the training courses described in the criteria in the section entitled "Individual (s) responsible for Radiation Safety program and their training and experience Radiation Safety Officer in NUREG – 1556, Vol. 1 "Consolidated Guidance about Materials Licenses Program Specific Guidance about Portable Gauge Licenses", dated May 1997.

Before being named RSO, future RSO will have successfully completed one of the training courses described in criteria in the section entitled "Individual (s) responsible for Radiation Safety program and their training and experience Radiation Safety Officer in NUREG – 1556, Vol. 1 "Consolidated Guidance about Materials Licenses Program Specific Guidance about Portable Gauge Licenses, dated May 1997." (Proposed RSO will be Frank Pennisi)

8.9 Item 8:

Before using licensed materials, authorized users will have successfully completed on of the training courses described in Criteria in the section entitled "Training for Individuals Working In or Frequenting Restricted Areas" in NUREG – 1556, Vol. 1, Consolidated Guidance about Materials Licenses: Program – Specific Guidance about Portable gauge Licenses, dated May 1997.

8.13 Item 10:

We will either possess and use, or have access to use a radiation survey meter that meets the Criteria in the section entitled "Radiation Safety Program – Instruments" in NUREG – 1556, Vol. 1, Consolidated Guidance about Materials licenses: Program – Specific Guidance about Portable Gauge Licenses, dated May 1997, in the event of an incident.

8.14 Item 10:

Physical inventories will maintain, for inspection by NRC, documentation demonstrating that unmonitored individuals are not likely to receive, in one year, a radiation dose in excess of 10 percent of allowable Limits in 10 CFR Part 20 or we will provide dosimetry processes and evaluate by NYLAP – Approved processor that is exchanged at a frequency recommended by the processor.

8.17 Item 10:

We will implement and maintain the operating and emergency procedures in Appendix H of NUREG – 1556, Vol. 1, "Consolidated Guidance About Materials Licenses: Program – Specific Guidance about Portable Gauge Licenses," Dated May 1997 and provide copies of these procedures to all gauge users and at each job site.

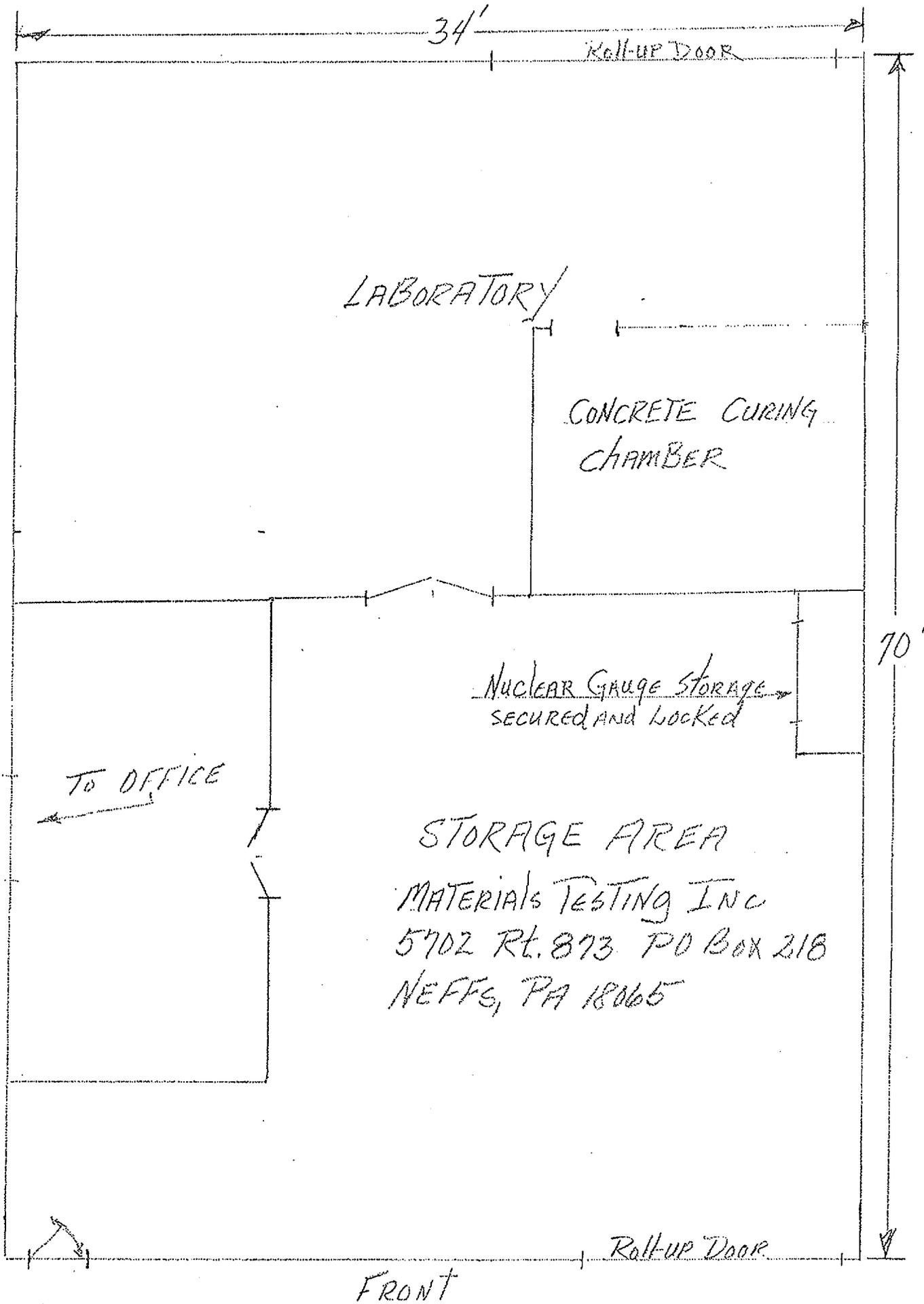
8.18 Item 10:

Leak tests will be performed at interval approved by the NRC or an Agreement State and specified in the Sealed Source and Device Registration Sheet. Leak tests will be performed by an organization authorized by NRC or an agreement state to provide leak testing services to other licensees or using a leak test kit supplied by an organization authorized by NRC or an Agreement State to provide leak test kits to other licensees and according to the kit supplier's instructions.

8.19 Item 10:

We will implement and maintain procedures for routine maintenance of our gauges according to each manufacturer's recommendations and instructions.

We will send the gauge to the manufacturer or other person authorized by NRC or an agreement State to perform non – routine maintenance or repair operations that require detaching the source or source rod from the gauge.



LABORATORY

Roll-up Door

CONCRETE CURING CHAMBER

NUCLEAR GAUGE STORAGE
SECURED AND LOCKED

TO OFFICE

STORAGE AREA
MATERIALS TESTING INC
5702 Rt. 873 PD Box 218
NEFFS, PA 18065

Roll-up Door

FRONT

Note: ENTIRE Bldg. DAMAGED

(FOR LFMS USE)
INFORMATION FROM LTS

BETWEEN:

License Fee Management Branch, ARM
and
Regional Licensing Sections

: Program Code: 03121
: Status Code: 0
: Fee Category: 3P
: Exp. Date: 20081130
: Fee Comments: _____
: Decom Fin Assur Req'd: N
:.....

LICENSE FEE TRANSMITTAL

A. REGION I

1. APPLICATION ATTACHED

Applicant/Licensee: MATERIALS TESTING, INC.
Received Date: 20060725
Docket No: 3034791
Control No.: 139176
License No.: 29-30465-01
Action Type: Amendment

2. FEE ATTACHED

Amount: /
Check No.: /

3. COMMENTS

(Ref. 138978)
Fee Charge - void of New License Application to Amend. No fee for Amendment

Signed *Rebecca Howard*
Date 7/25/06

B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone 03 is entered /_/)

1. Fee Category and Amount: _____

2. Correct Fee Paid. Application may be processed for:

Amendment _____
Renewal _____
License _____

3. OTHER _____

Signed _____
Date _____