

P O Box 12, 700 Mec Street Filer City, MI 49631
Phone: 231 723 6573 Fax 231 723-4766



Fax

To: WARON HUSTER From: Scott Wing

Fax: 630-515-1078 Pages: 5 INCLUDING COVER

Phone: _____ Date: _____

Re: _____ CC: _____

- Urgent For Review Please Comment Please Reply Please Recycle

• Comments:

VIA FACSIMILE

To Mr. Loren Hueter
United States Nuclear Regulatory Commission- Region III

April 3, 2007

Re: Additional Information for control No. 316052, License No. 21-26079-01
Compliance with requests outlined on Fax dated March 29, 2007

Dear Mr. Hueter,

Per our phone conversation on 3-29-2007 and your follow-up Fax (attached), please note that T.E.S. Filer City Station confirms the following as requested:

1. Both Mr. Lowe and Mr. Sheffield shall act as Assistant Radiation Safety Officers (not "Alternate Radiation Safety Officers") to Mr. Rick Kubiskey, who is the Radiation Safety Officer (RSO) having primary responsibility for radiation aspects of NRC licensed activities at T.E.S. Filer City Station. The Assistant Radiation Safety Officer duties of both Mr. Lowe and Mr. Sheffield shall be limited to short periods of time during absence of the RSO such as sickness, vacation, off shift absence, etc.
2. Both Mr. Lowe and Mr. Sheffield shall report to the RSO upon the RSO's return, regarding the duties performed for the RSO during his absence, as confirmed by the affixed signatures.
3. This document shall serve as a Letter of Understanding that (a) both Mr. Lowe and Mr. Sheffield are appointed by management to serve as Assistant Radiation Safety Officers at T.E.S. Filer City Station, (b) both Mr. Lowe and Mr. Sheffield have appropriate knowledge of the duties and responsibilities of the Assistant Radiation Safety Officer, (c) both Mr. Lowe and Mr. Sheffield accept the position and responsibilities of the Assistant Radiation Safety Officer and (d) Mr. Rick Kubiskey, the RSO, understands the arrangements outlined in items 1, 2 and 3. Item (a) above is confirmed by Mr. J Scott Wing, General Manager, and item (d) is confirmed by Mr. Rick Kubiskey, RSO, via the affixed signatures.

4. Due to potential expansion of device installations in the future, T.E.S. Filer City Station requests authorization for the following devices:

<u>Device Designation</u>	<u>Possession Limit- Cs-137</u>	<u>Existing or Expansion</u>
Coal Scale Model No. 5034 Serial No. B133	200 MCI	Existing Device
Wood Scale Model No. 5034 Serial No. B140	200 MCI	Existing Device
TDF Scale Model No. 5034 Serial No. B232	100 MCI	Existing Device
Recycle Scale Model No. 5201 Serial No. B4284	20 MCI	Existing Device
Three Each Model No. 5034	600 MCI	Potential Future Expansion
One Each Model No. 5201	<u>20 MCI</u>	Potential Future Expansion
Total Existing devices plus future potential expansion:	1140 MCI	

Per your instructions, we trust that this facsimile is provided as full and complete response to all information requested and no follow-up hard copy is required.

Sincerely,

J. Scott Wing Date 4/3/07
 J Scott Wing - General Manager
 T.E.S. Filer City Station

Rick Kubiskey Date 4-6-07
 Rick Kubiskey - RSO
 T.E.S. Filer City Station

Marshall Lowe Date 4-3-07
 Marshall Lowe - Assistant RSO
 T.E.S. Filer City Station

Greg Sheffield Date 4-5-07
 Greg Sheffield - Assistant RSO
 T.E.S. Filer City Station

CONVERSATION RECORD

TIME | DATE
3-29-2007

VISIT CONFERENCE TELEPHONE

INCOMING
 OUTGOING

NAME OF PERSON(S) CONTACTED OR IN CONTACT	ORGANIZATION (OFFICE, DEPT. ETC.)	TELEPHONE NO
J. Scott Wing General Manager	T.E.S. Filer City Station Filer City, Michigan	231-723-6573 FAX -4766

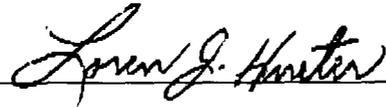
SUBJECT
Control No. 316051 - Re request to add two individuals (Marshall Lowe and Greg Sheffield) to License No. 21-26079-01 as "Alternate Radiation Safety Officers".

SUMMARY
In the telephone conversation with Mr. Wing, I noted that it is not NRC's policy to designate more than one individual as having primary responsibility for radiation safety aspects of NRC licensed activities, as is implied by the title of "Alternate Radiation Safety Officer" in your request by letter dated February 7, 2007. If the Radiation Safety Officer (RSO) has the need for assistance, then the person(s) added to the license for this purpose should be titled "Assistant Radiation Safety Officer" and this individual(s) responsibilities should be limited to only acting for the Radiation Safety Officer for short periods of time in the absence of the RSO (i.e. sickness, vacations, etc.) and to report to the RSO upon his/her return, for the duties performed for the RSO. Therefore, if you wish to pursue this request, please confirm the following:

1. Confirm that both Mr. Lowe and Mr. Sheffield will act as Assistant RSO's as described above (limited to only acting for the Radiation Safety Officer for short periods of time in the absence of the RSO (i.e. sickness, vacations, etc.).
2. Confirm that the Assistant RSO will report to the RSO upon the RSO's return, regarding the duties performed for the RSO.
3. Also, please provide a copy of an Assistant RSO/Management Agreement, or Letter of Understanding, signed by the respective Assistant RSO and a high level management representative, confirming the appointment of the individual, and also serving as confirmation of the appointee's knowledge and acceptance of the position and responsibilities. This documentation should be provided for both of the Assistant RSOs. Also, please provide a similar document signed by the RSO and the management representative confirming the RSO's understanding of this arrangement.
4. Also, we are now required to place on the license as amended, a total possession limit for each radionuclide authorized on the license. Each model of gauge you are authorized to possess can have up to 200 millicuries Cs-137. Please indicate how many of each model of gauges you want to be authorized for. Please note that this request can allow for some limited expansion of gauge usage to possibly preclude the need to amend the license, assuming the make and model of gauge is already authorized on your license. Please note that authorizing a possession limit below 2700 millicuries for Cs-137 precludes the need to mark the license document for "Official use Only". Please call with any questions as I did not discuss this during our conversation.

ACTION REQUIRED
Licensee to provide requested documentation as additional information for Control No. 316051 and submit it by facsimile (630-515-1078). No follow-up hard copy is needed. Any question, please call me at 630-829-9829.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this conversation record will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). The NRC's document system is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

NAME OF PERSON DOCUMENTING CONVERSATION	SIGNATURE	DATE
Loren J. Hueter		3-29-2007

ACTION TAKEN

SIGNATURE	TITLE	DATE
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