



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

March 20, 2008

Docket Nos. 03033888
03035977
Control Nos. 141994
141995

License Nos. 37-30232-01
37-19659-02

John F. Rice
Assistant Secretary/Compliance Manager
Pennsy Supply, Inc.
1001 Paxton Street
Harrisburg, PA 17104-1645

SUBJECT: PENNSY SUPPLY, INC. , LICENSE AMENDMENT, CONTROL NOS. 141994
AND 141995

Dear Mr. Rice:

This refers to the letters dated February 26, 2008 and March 11, 2008, informing this office of your acquisition of McMinn's Asphalt Company. Based on the information provided in your letter dated March 11, 2008, this office does not object to the acquisition. Your license is amended to include the gauges previously possessed by McMinn's Asphalt, and the location of their use by McMinn's Asphalt Company. This amendment is issued concurrent with termination of NRC License No. 37-19659-02 that was previously held by McMinn's Asphalt Company. Enclosed with this letter are the amended licenses.

Please review the enclosed document carefully and be sure that you understand and fully implement all the conditions incorporated into the amended license. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region I Office, Licensing Assistance Team, (610) 337-5239, so that we can provide appropriate corrections and answers.

An environmental assessment for this action is not required, since this action is categorically excluded under 10 CFR 51.22(c)(14).

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Medical, Academic, and Industrial Uses of Nuclear Material**; then **Regulations, Guidance, and Communications**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 7:00 a.m. to 8:00 p.m. EST, Monday through Friday (except Federal holidays).

J. Rice
Pennsy Supply, Inc.

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Thank you for your cooperation.

Sincerely,

Original signed by Craig Z. Gordon

Craig Gordon
Senior Health Physicist
Materials Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosures:

License No. 37-30232-01 (Amendment No. 07)

License No. 37-19659-02 (Terminated)

McMinn's Asphalt Co., Inc. letter to NRC dated March 4, 2008

cc:

Todd R. Radel, Radiation Safety Officer

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SUNSI Review Complete: CGordon

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