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

April 15, 2008

Docket No. 03035906 License No. 47-25581-01
Control No. 142232

Russ Lambert
Brooks Run Mining Company, LLC
25 Little Birch Road
Sutton, WV 26601-9469

SUBJECT: BROOKS RUN MINING COMPANY, LLC, LICENSE TERMINATION, CONTROL NO. 142232

Dear Mr. Lambert:

Please find enclosed Amendment No. 3 terminating License No. 47-25581-01 as requested by your letter dated July 23, 2007. This termination is being issued in accordance with the requirements of the applicable NRC License Termination Rule (10 CFR 30.36, 10 CFR 40.42, and 10 CFR 70.38). All facilities previously used for licensed activities may be released for unrestricted use.

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).

Your cooperation with us is appreciated.

Sincerely,

Original signed by Jenny Johansen

Jenny Johansen
Health Physicist
Materials Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosure:
Amendment No. 3

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SUNSI Review Complete: JJohansen
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U.S. NUCLEAR REGULATORY COMMISSION

Amendment No. 3

MATERIALS LICENSE

Licensee	
1. Brooks Run Mining Company, LLC	3. License number 47-25581-01
2. 25 Little Birch Road Sutton, West Virginia 26601	4. Expiration date March 31, 2012
	5. Docket No. Not Applicable Reference No.

In accordance with the letter dated July 23, 2007, this license is hereby terminated.

For the U.S. Nuclear Regulatory Commission

Date April 15, 2008

By ***Original signed by Jenny Johansen***

Jenny Johansen
Materials Security and Industrial Branch
Division of Nuclear Materials Safety
Region I
King of Prussia, Pennsylvania 19406-1415