



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, ILLINOIS 60532-4352

JAN 29 2009

Jeffrey S. Penfield
Quality Control Manager
Michigan Paving & Materials Company
16777 Wood St.
Lansing, Mi 48906

SUBJECT: TERMINATION OF YOUR NRC RADIOACTIVE MATERIALS LICENSE

Dear Mr. Penfield:

By NRC FORM 314, Certificate of Disposition of Material, dated September 04, 2008, with attachments, and letter received November 25, 2008, with enclosures, you requested that the U.S. Nuclear Regulatory Commission terminate your NRC radioactive material license, License No. 21-26517-01, which only authorized the possession and use of sealed sources. The NRC staff has reviewed the information provided in those documents and we have concluded that no leaking sealed sources were ever possessed by you, supported by routine leak test data. Further, we have concluded that all licensed radioactive material has been removed from your facilities and transferred to and received, either back to the manufacturer or to other licensee's authorized to possess the radioactive materials.

Based on these conclusions no further remediation or actions with respect to NRC regulated material is required and your facilities are deemed to meet NRC criteria for release for unrestricted use and termination of your NRC license, License No. 21-26517-01. Accordingly, an amendment is enclosed, terminating NRC License No. 21-26517-01, as requested.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure 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).

J. S. Penfield

If you have any questions, please call me at (630) 829-9829.

Sincerely,

A handwritten signature in cursive script that reads "Loren J. Hueter".

Loren J. Hueter
Materials Licensing Branch

License No. 21-26517-01
Docket No. 030-33253

Enclosure: Amendment No. 06