



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
612 EAST LAMAR BLVD, SUITE 400  
ARLINGTON, TEXAS 76011-4125

June 19, 2009

Signal Peak Energy  
ATTN: Dusty Weber  
100 Portal Drive  
Roundup, MT 59072

SUBJECT: LICENSE APPLICATION DATED MAY 28, 2009

The U.S. Nuclear Regulatory Commission ("NRC") has received the subject license application for several fixed gauges for use at the Bull Mountains Mine #1 located in Musselshell County, Montana. In order to continue our review of the license application, please provide the information listed below within 20 days of the date of this letter. Please include the docket, license and control numbers as referenced at the close of this letter, in your response.

In addition, I have enclosed a copy of NUREG 1556, Volume 4, "Program-Specific Guidance about Fixed Gauge Licenses" for your reference in responding to this request for additional information.

1. Please submit a completed copy of Table B.2 from Appendix B of NUREG-1556, Volume 4 to support your license application. The license application that was submitted provided some of the information; however, it was not complete.
2. Please provide a copy of the RSO certificate of training for Mr. Dusty Weber.
3. Please provide a brief statement regarding whether Bull Mountains Mine ever owned generally licensed devices to support operations at the mine. If so, then please clarify whether any of the generally licensed devices will be transferred to the specific license that Signal Peak Energy is currently requesting, or whether the devices currently requested will be new devices at the site and none currently exist.
4. Please provide an organizational chart indicating the relationship of the Radiation Safety Officer ("RSO") to management. Please provide a brief summary of the duties of the RSO to indicate that the individual will have sufficient time and commitment from management to fulfill the duties of the RSO.
5. Please provide a copy of the Certificate of Fact or Certificate of Existence from the Secretary of State of Montana that documents Signal Peak Energy is in good standing.

If there are any questions regarding this letter or completing the license application, please contact me at 817-276-6552 or by email to [Rachel.Browder@nrc.gov](mailto:Rachel.Browder@nrc.gov).

Signal Peak Energy

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

Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "Rachel S. Browder". The signature is written in a cursive style with a large, sweeping flourish at the end.

Rachel S. Browder, Health Physicist  
Nuclear Materials Safety Branch B

Docket: 030-38052  
License: 25-29351-01  
Control: 472274

Enclosure: As stated