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NRD, LLC | 800-525-8076  
2937 ALT BOULEVARD | 716-773-7634  
PO BOX 310 | 716-773-7744 FAX  
GRAND ISLAND, NY | [www.nrdinc.co](http://www.nrdinc.co)  
14072-0310 | [m](http://m)

Br. 2

September 16, 2009

Mr. James P. Dwyer, Chief  
United States Nuclear Regulatory Commission  
Commercial and R&D Branch  
Division of Nuclear Materials Safety  
Region 1  
475 Allendale Road  
King of Prussia, Pennsylvania 19406-1415

Ref: License 31-28397-01G

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Mr. Dwyer:

As you are aware, on April 30, 2009, Mark IV Industries, Inc. and certain of its subsidiaries and affiliates, including NRD LLC (collectively, the "Debtors"), filed for relief under Chapter 11 of the Bankruptcy Code in the Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court"). On July 30, 2009, the Debtors filed their First Amended Joint Plan of Reorganization of Mark IV Industries, Inc. and Its Affiliated Debtors and Debtors-in-Possession (the "Plan"). The hearing before the Bankruptcy Court to consider the confirmation of the Plan is currently set for Tuesday, September 22, 2009 (the "Confirmation Hearing").

If the Plan is confirmed and the Debtors' restructuring transactions proposed in the Plan are approved by the Bankruptcy Court at the Confirmation Hearing, NRD, LLC will go through a change in control to a yet to be formed parent entity Mark IV, LLC. I offer the following information in accordance with NUREG-1556 Vol 15.

1. DESCRIPTION OF TRANSACTION

Mark IV, LLC will acquire all of the interests of certain Mark IV entities, which in turn will acquire all of the membership interest in NRD, LLC whose name will not change.

2. CHANGES IN PERSONNEL

There will be no changes in personnel at NRD, LLC.

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3. CHANGES OF LOCATION, EQUIPMENT & PROCEDURES

There will be no changes of location, equipment or procedures.

4. SURVEILLANCE RECORDS

All records will continue to be maintained by NRD, LLC.

5. DECOMMISSIONING AND RELATED RECORDS TRANSFERS

This item is not applicable.

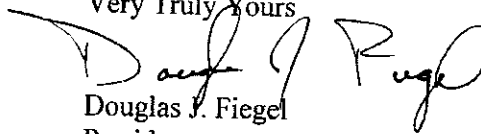
6. TRANSFEREE'S COMMITMENT TO ABIDE BY THE  
TRANSFEROR'S COMMITMENTS

Attached is confirming letter from Mark IV Industries, Inc. as required.

In compliance with NUREG-1556 Vol 15 we are notifying you in advance of the pending restructuring transaction and kindly request your written consent in advance of the Confirmation Hearing.

If you need further information, please contact me.

Very Truly Yours

A handwritten signature in black ink, appearing to read 'Douglas J. Fiegel', is written over the typed name and title.

Douglas J. Fiegel  
President

CC: Alicia Simmons, Assistant United States Attorney, SDNY

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# MARKIV

**Mark IV Industries, Inc.**  
One Towne Centre  
501 John James Audubon Parkway  
P.O. Box 810  
Amherst, NY 14226-0810  
Telephone (716) 689-4972  
Fax (716) 689-6098

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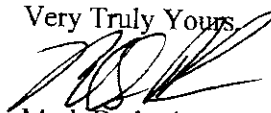
Ref: License 31-28397-01G

Mr. Dwyer:

This letter is submitted to you by Mark IV Industries, Inc., on behalf of itself and its subsidiaries and affiliates (collectively, the "Company"), regarding the prospective change in control in the ownership interest in the limited liability company NRD, LLC. The transaction is set for approval before the Bankruptcy Court for the Southern District of New York on September 22, 2009.

Pursuant to NUREG-1556, Vol. 15, the party assuming control of a licensee is required to agree, in writing, to abide by all statutory, regulatory and licensing provisions imposed upon such licensee. This letter serves as the written agreement of the Company to abide by all constraints, license conditions, requirements, representations and commitments, identified in and attributed to the existing license referenced above.

Very Truly Yours



Mark Barberio  
V.P. Chief Financial Officer

CC: Alicia Simmons, Assistant United States Attorney, SDNY

This is to acknowledge the receipt of your letter/application dated

9/16/09, and to inform you that the initial processing which includes an administrative review has been performed.

**Notification (31-28397-016)**  
There were no administrative omissions. Your application was assigned to a technical reviewer. Please note that the technical review may identify additional omissions or require additional information.

Please provide to this office within 30 days of your receipt of this card

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A copy of your action has been forwarded to our License Fee & Accounts Receivable Branch, who will contact you separately if there is a fee issue involved.

Your action has been assigned **Mail Control Number** 144159.  
When calling to inquire about this action, please refer to this control number.  
You may call us on (610) 337-5398, or 337-5260.