REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

September 30, 2009

Docket Nos. 03034791
03038133
Control Nos. 143979
144125

License Nos. 29-30465-01
29-30465-03

Frank G. Pennisi, P.E.
Vice President
Materials Testing Inc.
175 Quincy Court
Hopelawn, NJ 08861

SUBJECT: MATERIALS TESTING INC., LICENSE AMENDMENT, CONTROL NOS. 143979 AND 144125

Dear Mr. Pennisi:

By letter dated June 8, 2009, we informed you of the impending Agreement between the U.S. Nuclear Regulatory Commission (NRC) and the State of New Jersey, whereby, the NRC will relinquish regulatory authority for certain licenses of byproduct, source, and special nuclear material. We also explained that your NRC license, which authorized licensed activities in New Jersey and at temporary job sites anywhere in the United States where the NRC maintains jurisdiction (Non-Agreement States), required an amendment prior to the transfer. This action is necessary since authorization to conduct licensed activities at temporary job sites in NRC-regulated states will no longer be valid once the Agreement is signed and New Jersey assumes regulatory authority.

On September 1, 2009 you informed the NRC that you wished to continue the use of licensed material in States that are under NRC jurisdiction. Therefore, your current NRC license has been amended to remove all New Jersey locations of use and/or storage, leaving all other locations (including temporary job sites, if applicable) which authorize work activities in Non-Agreement States. In addition, we have issued you a new license authorizing work activities only in the State of New Jersey. Enclosed with this letter are both licenses.

Please review the enclosed documents carefully and be sure that you understand and fully implement all the conditions incorporated into the licenses. If there are any errors or questions on the NRC license, 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. Errors or questions on the license authorizing licensed activities in the State should be directed to Patricia Gardner, Bureau of Environmental Radiation at (609) 984-5400.

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

Thank you for your cooperation.

Sincerely,

Original signed by Craig Z. Gordon

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

Enclosures:
License Nos. 29-30465-01, Amendment No. 5
29-30465-03

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SUNSI Review Complete: CGordon

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