



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, DC 20555 - 0001

July 8, 2010

GemClear, LP  
ATTN: Andrew Schildcrout  
Chief Executive Officer  
1900 Crown Drive  
Farmers Branch, Texas 75234

SUBJECT: DISCONTINUED REVIEW OF APPLICATION FOR AMENDMENT OF EXEMPT  
DISTRIBUTION LICENSE NUMBER 28-23963-01E

Dear Mr. Schildcrout:

To date we have not received any response from you with regard to the information requested in our email of February 22, 2010, and requested again in our subsequent emails of May 25, 2010 (to Mr. Babineau), and June 8, 2010.

In view of these circumstances and the time interval that has elapsed, we are unable to keep your request in an open status, and will consider your request for amendment as having been abandoned by you. When or if you are ready to go forward with your request for license amendment, please ensure that your request addresses the questions listed in our February 22, 2010, email.

In accordance with 10 CFR 2.390 of NRC's "Rules of Practice," a copy of this letter (ML101890629) will be available electronically for public inspection in NRC's Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC web site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

Should you respond completely to our request for additional information within thirty (30) days from the date of this letter, we will continue our review of your renewal on receipt of your response; otherwise, we will close our review as previously noted. Any response should refer to the docket and control number specified below. If you have questions or require clarification on any of the information stated above, you may contact me at (301) 415-6250, or by electronic mail: [Jack.Foster@nrc.gov](mailto:Jack.Foster@nrc.gov) or Richard Struckmeyer, of my staff, at (301) 415-5477, or by electronic mail: [Richard.Struckmeyer@nrc.gov](mailto:Richard.Struckmeyer@nrc.gov).

Sincerely,  
**/RA/**  
Jack Foster, Chief  
Licensing Branch  
Division of Materials Safety  
and State Agreements  
Office of Federal and State Materials  
and Environmental Management Programs

Docket No. 03037761  
Mail Control No. 022784

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DISTRIBUTION: NMSS-01 Public MMoriarty BBrown CSeelig RI/DNMS

OFFICE	FSME: DMSSA		FSME: DMSSA					
NAME	RStruckmeyer		JFoster					
DATE	07/08/2010		07/08/2010					

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