



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

March 2, 2011

Docket No. 03038403
Control No. 574049

Robert L. Coleman
Managing Member
Wittnauer Worldwide, LP
c/o Composite Holdings LLC
12033 Avery Lane
Bridgeton, MO 63044

SUBJECT: VOID OF REQUEST FOR NEW LICENSE, WITTNAUER WORLDWIDE, LP,
MAIL CONTROL NO. 574049 AND OPENING OF AN INSPECTION

Dear Mr. Coleman:

In January and February 2010, Steven Courtemanche of my staff tried to contact you and Mr. Kelvin A. Massey to inform you that License No. 24-31111-02 (enclosed) would expire on February 28, 2010, and that you would need to request renewal of the license prior to the expiration date or, missing the expiration date, you would need to request a new license. Unfortunately, your request was not submitted to NRC until March 31, 2010, so your request for renewal was changed to a request for new license and you were sent an invoice for the new license fee.

In reviewing your situation, and discussing it with our Office of General Counsel, I have determined that there is no need for you to obtain a new license when your intent has been to dispose of your radioactive waste and terminate your license. Your license, while expired, is still in effect and you are required to comply with the regulations and the license conditions until NRC terminates the license in writing. 10 CFR 30.36(c) states that each specific license continues in effect, beyond the expiration date if necessary, with respect to possession of byproduct material until the Commission notifies the licensee in writing that the license is terminated. 10 CFR 30.36(c) also requires that, during this time, the licensee shall: (1) limit actions involving byproduct material to those related to decommissioning; and (2) continue to control entry to restricted areas until they are suitable for release in accordance with NRC requirements.

Therefore, I am voiding your request for new license and opening an inspection to evaluate your options and near term planned actions for disposing of tritium contaminated waste from your facility in Puerto Rico. You need not pay the invoice for the new license fee. Mr. Todd Jackson has been assigned this inspection. Mr. Jackson can be contacted at (610)337-5308.

R. Coleman

2

Thank you in advance for your cooperation.

Sincerely,

Original signed by James P. Dwyer

James P. Dwyer, Chief
Commercial and R&D Branch
Division of Nuclear Materials Safety

Enclosure:
License No. 24-31101-02

cc:
Kelvin A. Massey, Radiation Safety Officer
Todd Jackson

DOCUMENT NAME: G:\WordDocs\Current\Lic Cvr Letter\L24-31101-03.574049.doc

SUNSI Review Complete: JDwyer

After declaring this document "An Official Agency Record" it will be released to the Public.

To receive a copy of this document, indicate in the box: "C" = Copy w/o attach/encl "E" = Copy w/ attach/encl "N" = No copy

OFFICE	DNMS/RI	N	DNMS/RI		DNMS/RI			
NAME	JDwyer/JD							
DATE	03/02/2011							

OFFICIAL RECORD COPY