

CIVIL ENGINEERING | TRANSPORTATION | PLANNING | SURVEYING

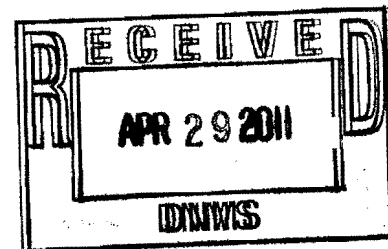
ROBERT PECCIA & ASSOCIATES



Post-it® Fax Note	7671	Date	# of pages ▶
To	Carol Hill	From	R.B. Morton
Co./Dept.	NRC	Co.	RPA
Phone #	817 860 8140	Phone #	406 447 5000
Fax #	817 860 8188	Fax #	406 447 5036

TO: Carol L. Hill
FIRM/AGENCY: US Nuclear Regulatory Commission
ADDRESS: 612 E. Lamar Blvd., Suite 400
CITY/STATE/ZIP: Arlington, TX 76011-4125
TELEPHONE: 817-860-8140
FROM: Robert B. Morton, RSO
DATE: April 29, 2011
LICENSE #: 25-19316-01
REGARDING: Renewal

RBM



Transmitted are the following items:

Item Number	Copies	Description
1	1	Application for Materials License - Renewal

Remarks:

Hi Carol

Here is our NRC License renewal Application for license 25-19316-01.

As discussed on the phone today we are also sending this as a hardcopy by mail.

Note that we paid our annual fee on April 12, 2011, for \$4,500.00.

Thanks and please feel free to call with any questions or comments on the application.

Robert B. Morton
Radiation Safety Officer

HELENA - CORPORATE OFFICE
 PO Box 5651
 825 Custer Avenue
 Helena MT 59601
 (406) 447-4000
 FAX (406) 447-5036

KALISPELL
 PO Box 5100
 102 Cooperative Way, Suite 400
 Kalispell MT 59903
 (406) 752-5025
 FAX (406) 752-5024

BUTTE
 Division Building
 65 East Broadway
 Butte MT 59701
 (406) 533-6770
 FAX (406) 533-6830

www.rpa-hln.com

Radiation Safety Officer

B 075047

CIVIL ENGINEERING | TRANSPORTATION | PLANNING | SURVEYING

ROBERT PECCIA & ASSOCIATES



P.O. Box 5653
825 Custer Avenue
Helena, MT 59604
(406) 447-5000
FAX (406) 447-5036
Cell: (406) 439-1240

Robert B. Morton, PE

CGWP, LEED AP, Treasurer, Trustee
Natural Resources Division Manager
bobm@rpa-hln.com

www.rpa-hln.com

ROBERT PECCIA & ASSOCIATES



Transmittal Letter

TO: Carol L. Hill
FIRM/AGENCY: US Nuclear Regulatory Commission
ADDRESS: 612 E. Lamar Blvd., Suite 400
CITY/STATE/ZIP: Arlington, TX 76011-4125
TELEPHONE: 817-860-8140
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Radiation Safety Officer

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 FAX (406) 533-6830

NRC FORM 313

(3-2009)
10 CFR 30, 32, 33,
34, 35, 36, 39, and 40

U.S. NUCLEAR REGULATORY COMMISSION

APPROVED BY OMB: NO. 3150-0120

EXPIRES: 3/31/2012

APPLICATION FOR MATERIALS LICENSE

Estimated burden per response to comply with this mandatory collection request: 4.3 hours. Submittal of the application is necessary to determine that the applicant is qualified and that adequate procedures exist to protect the public health and safety. Send comments regarding burden estimate to the Records and FOIA/Privacy Services Branch (T-5 F53), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by internet e-mail to infocollects.resource@nrc.gov, and to the Desk Officer, Office of Information and Regulatory Affairs, NEOB-10202, (3150-0120), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.

INSTRUCTIONS: SEE THE APPROPRIATE LICENSE APPLICATION GUIDE FOR DETAILED INSTRUCTIONS FOR COMPLETING APPLICATION. SEND TWO COPIES OF THE ENTIRE COMPLETED APPLICATION TO THE NRC OFFICE SPECIFIED BELOW.

APPLICATION FOR DISTRIBUTION OF EXEMPT PRODUCTS FILE APPLICATIONS WITH:

IF YOU ARE LOCATED IN:

OFFICE OF FEDERAL & STATE MATERIALS AND
ENVIRONMENTAL MANAGEMENT PROGRAMS
DIVISION OF MATERIALS SAFETY AND STATE AGREEMENTS
U.S. NUCLEAR REGULATORY COMMISSION
WASHINGTON, DC 20555-0001

ILLINOIS, INDIANA, IOWA, MICHIGAN, MINNESOTA, MISSOURI, OHIO, OR WISCONSIN, SEND
APPLICATIONS TO:

MATERIALS LICENSING BRANCH
U.S. NUCLEAR REGULATORY COMMISSION, REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, IL 60532-4352

ALL OTHER PERSONS FILE APPLICATIONS AS FOLLOWS:

IF YOU ARE LOCATED IN:

ALABAMA, CONNECTICUT, DELAWARE, DISTRICT OF COLUMBIA, FLORIDA, GEORGIA,
KENTUCKY, MAINE, MARYLAND, MASSACHUSETTS, NEW HAMPSHIRE, NEW JERSEY,
NEW YORK, NORTH CAROLINA, PENNSYLVANIA, PUERTO RICO, RHODE ISLAND, SOUTH
CAROLINA, TENNESSEE, VERMONT, VIRGINIA, VIRGIN ISLANDS, OR WEST VIRGINIA,
SEND APPLICATIONS TO:

ALASKA, ARIZONA, ARKANSAS, CALIFORNIA, COLORADO, HAWAII, IDAHO, KANSAS,
LOUISIANA, MISSISSIPPI, MONTANA, NEBRASKA, NEVADA, NEW MEXICO, NORTH
DAKOTA, OKLAHOMA, OREGON, PACIFIC TRUST TERRITORIES, SOUTH DAKOTA, TEXAS,
UTAH, WASHINGTON, OR WYOMING, SEND APPLICATIONS TO:

LICENSING ASSISTANCE TEAM
DIVISION OF NUCLEAR MATERIALS SAFETY
U.S. NUCLEAR REGULATORY COMMISSION, REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PA 19406-1415

NUCLEAR MATERIALS LICENSING BRANCH
U.S. NUCLEAR REGULATORY COMMISSION, REGION IV
612 E. LAMAR BOULEVARD, SUITE 400
ARLINGTON, TX 76011-4125

PERSONS LOCATED IN AGREEMENT STATES SEND APPLICATIONS TO THE U.S. NUCLEAR REGULATORY COMMISSION ONLY IF THEY WISH TO POSSESS AND USE LICENSED MATERIAL IN STATES SUBJECT TO U.S. NUCLEAR REGULATORY COMMISSION JURISDICTIONS.

1. THIS IS AN APPLICATION FOR (Check appropriate item)

☐ A. NEW LICENSE☐ B. AMENDMENT TO LICENSE NUMBER☒ C. RENEWAL OF LICENSE NUMBER **25-19316-01**

2. NAME AND MAILING ADDRESS OF APPLICANT (Include ZIP code)

Robert Peccia & Associates
825 Custer Avenue
Helena, MT 59601

3. ADDRESS WHERE LICENSED MATERIAL WILL BE USED OR POSSESSED

Storage: Robert Peccia & Associates
825 Custer Avenue
Helena, MT 59601

Use: Temporary Jobsites in states subject to NRC authority

4. NAME OF PERSON TO BE CONTACTED ABOUT THIS APPLICATION

Robert B. Morton, Radiation Safety Officer

TELEPHONE NUMBER

(406) 447-5000

SUBMIT ITEMS 5 THROUGH 11 ON 8-1/2 X 11" PAPER. THE TYPE AND SCOPE OF INFORMATION TO BE PROVIDED IS DESCRIBED IN THE LICENSE APPLICATION GUIDE.

5. RADIOACTIVE MATERIAL

a. Element and mass number; b. chemical and/or physical form; and c. maximum amount
which will be possessed at any one time.

6. PURPOSE(S) FOR WHICH LICENSED MATERIAL WILL BE USED.

7. INDIVIDUAL(S) RESPONSIBLE FOR RADIATION SAFETY PROGRAM AND THEIR TRAINING EXPERIENCE.

8. TRAINING FOR INDIVIDUALS WORKING IN OR FREQUENTING RESTRICTED AREAS.

9. FACILITIES AND EQUIPMENT.

10. RADIATION SAFETY PROGRAM

11. WASTE MANAGEMENT

12. LICENSE FEES (See 10 CFR 170 and Section 170.31)

FEE CATEGORY **3P not small** AMOUNT ENCLOSURE **\$ 0.00**

13. CERTIFICATION. (Must be completed by applicant) THE APPLICANT UNDERSTANDS THAT ALL STATEMENTS AND REPRESENTATIONS MADE IN THIS APPLICATION ARE BINDING UPON THE APPLICANT.

THE APPLICANT AND ANY OFFICIAL EXECUTING THIS CERTIFICATION ON BEHALF OF THE APPLICANT, NAMED IN ITEM 2, CERTIFY THAT THIS APPLICATION IS PREPARED IN CONFORMITY WITH TITLE 10, CODE OF FEDERAL REGULATIONS, PARTS 30, 32, 33, 34, 35, 36, 39, AND 40, AND THAT ALL INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF.

WARNING: 18 U.S.C. SECTION 1001 ACT OF JUNE 25, 1948 62 STAT. 749 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.

CERTIFYING OFFICER -- TYPED/PRINTED NAME AND TITLE

SIGNATURE

DATE

Keith A. Jensen, President**04/29/2011**

FOR NRC USE ONLY

TYPE OF FEE FEE LOG FEE CATEGORY AMOUNT RECEIVED CHECK NUMBER COMMENTS

\$

APPROVED BY

DATE

Appendix B

Suggested Format for Providing Information Requested in Items 5 through 11

ITEMS 5 AND 6: MATERIALS TO BE POSSESSED AND PROPOSED USES

Yes	No	Radioisotope	Manufacturer or Distributor Model No.	Quantity	Use As Listed on SSD Certificate	Specify Other Uses Not Listed on SSD Certificate
		Cesium-137	Sealed source manufacturer or distributor and model number: <u>5 UNITS SEE ATTACHED</u> Device manufacturer or distributor and model number: <u>5 UNITS SEE ATTACHED</u>	Not to exceed either the maximum activity per source or maximum activity per device as specified in Sealed Source and Device Registration Certificate	Yes <input checked="" type="checkbox"/> Specific description of the gauge use: <u>FOR</u> <u>MEASURING</u> <u>PHYSICAL</u> <u>PROPERTIES</u> <u>OF</u> <u>MATERIALS</u>	<input checked="" type="checkbox"/> Not applicable _____ <input type="checkbox"/> Uses are: _____ (Submit safety analysis supporting safe use)
		Americium-241	Sealed source manufacturer or distributor and model number: <u>5 UNITS SEE ATTACHED</u> Device manufacturer or distributor and model number: <u>5 UNITS SEE ATTACHED</u>	Not to exceed either the maximum activity per source or maximum activity per device as specified in Sealed Source and Device Registration Certificate	Yes <input checked="" type="checkbox"/> Specific description of the gauge use: <u>FOR</u> <u>MEASURING</u> <u>PHYSICAL</u> <u>PROPERTIES</u> <u>OF</u> <u>MATERIALS</u>	<input checked="" type="checkbox"/> Not applicable _____ <input type="checkbox"/> Uses are: _____ (Submit safety analysis supporting safe use)

APPENDIX B

Yes	No	Radioisotope	Manufacturer or Distributor Model No.	Quantity	Use As Listed on SSD Certificate	Specify Other Uses Not Listed on SSD Certificate
		Californium-252	Sealed source manufacturer or distributor and model number: _____ Device manufacturer or distributor and model number: _____	Not to exceed either the maximum activity per source or maximum activity per device as specified in Sealed Source and Device Registration Certificate	Yes <input type="checkbox"/> Specific description of the gauge use: _____ _____ _____ _____ _____	Yes Not applicable <input type="checkbox"/> Uses are: _____ (Submit safety analysis supporting safe use)
		Other Isotope (Specify):	Sealed source manufacturer or distributor and model number: _____ Device manufacturer or distributor and model number: _____	Not to exceed either the maximum activity per source or maximum activity per device as specified in Sealed Source and Device Registration Certificate	Yes <input type="checkbox"/> Specific description of the gauge use: _____	Yes Not applicable <input type="checkbox"/> Uses are: _____ (Submit safety analysis supporting safe use)
Financial Assurance Required and Evidence of Financial Assurance Provided						

ITEMS 7 THROUGH 11: TRAINING AND EXPERIENCE, FACILITIES AND EQUIPMENT, RADIATION SAFETY PROGRAM, AND WASTE DISPOSAL

Item No. And Title	Suggested Response	Yes	Alternative Procedures Attached
7. INDIVIDUAL(S) RESPONSIBLE FOR RADIATION SAFETY PROGRAM AND THEIR TRAINING AND EXPERIENCE – RADIATION SAFETY OFFICER Name: <u>ROBERT B. MORTON</u>	Before obtaining licensed materials, the proposed RSO will have successfully completed one of the training courses described in Criteria in the section entitled "Individual(s) Responsible for Radiation Safety Program and Their Training and Experience – Radiation Safety Officer" in NUREG-1556, Vol. 1, Rev. 1, dated November 2001.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. TRAINING FOR INDIVIDUALS WORKING IN OR FREQUENTING RESTRICTED AREAS	Before using licensed materials, authorized users will have successfully completed one of the training course described in Criteria in the section entitled "Training for Individuals Working In or Frequenting Restricted Areas" in NUREG-1556, Vol. 1, Rev 1, dated November 2001.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. FACILITIES AND EQUIPMENT	No information needs to be submitted in response to this item; key issues are addressed under "Radiation Safety Program – Public Dose" and "Radiation Safety Program – Operating and Emergency Procedures."	Separate Item 9 Response Need Not Be Submitted With Application	
10. RADIATION SAFETY PROGRAM – AUDIT PROGRAM	The applicant is <i>not</i> required to, and should not, submit its audit program to NRC for review during the licensing phase.	Need Not Be Submitted With Application	
10. RADIATION SAFETY PROGRAM – TERMINATION OF ACTIVITIES	The applicant is <i>not</i> required to submit a response to the termination of activities section during the initial application. However, when the license expires when the licensee ceases operation, NRC Form 314 must be submitted.	Need Not Be Submitted With Application	
10. RADIATION SAFETY PROGRAM – SURVEY INSTRUMENTS	We will either possess and use, or have access to and use, a radiation survey meter that meets the Criteria in the section entitled "Radiation Safety Program – Instruments" in NUREG-1556, Vol. 1, Rev. 1, dated November 2001.	<input checked="" type="checkbox"/>	<input type="checkbox"/>

APPENDIX B

Item No. And Title	Suggested Response	Yes	Alternative Procedures Attached
10. RADIATION SAFETY PROGRAM – MATERIAL RECEIPT AND ACCOUNTABILITY	Physical inventories will be conducted at intervals not to exceed 6 months, to account for all sealed sources and devices received and possessed under the license.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. RADIATION SAFETY PROGRAM – OCCUPATIONAL DOSIMETRY	Either we will maintain, for inspection by NRC, documentation demonstrating that unmonitored individuals are not likely to receive a radiation dose in excess of 10 percent of the allowable limits in 10 CFR Part 20, or we will provide dosimetry processed and evaluated by an NVLAP-approved processor that is exchanged at a frequency recommended by the processor.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. RADIATION SAFETY PROGRAM – PUBLIC DOSE	The applicant is <i>not</i> required to submit a response to the public dose section during the licensing phase. This matter will be examined during an inspection.	Need Not Be Submitted With Application	
10. RADIATION SAFETY PROGRAM – OPERATING AND EMERGENCY PROCEDURES	We will implement and maintain the operating and emergency procedures in Appendix H of NUREG-1556, Vol. 1, Rev. 1, dated November 2001, and provide copies of these procedures to all gauge users and at each job site.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<p style="text-align: center;">OR</p> <p>Operating and emergency procedures will be developed, implemented, and maintained and will meet the criteria in the section entitled "Radiation Safety Program – Operating and Emergency Procedures" in NUREG-1556, Vol. 1, Rev. 1, dated November 2001.</p>	<input type="checkbox"/>	
10. RADIATION SAFETY PROGRAM – LEAK TEST	Leak tests will be performed at intervals approved by NRC or an Agreement State and specified in the Sealed Source and Device Registration Sheet. Leak tests will be performed by an organization authorized by NRC or an Agreement State to provide leak testing services for other licensees or using a leak test kit supplied by an organization authorized by NRC or an Agreement State to provide leak test kits to other licensees and according to the kit supplier's instructions.	<input checked="" type="checkbox"/>	<input type="checkbox"/> The information in Appendix J supporting a request to perform leak testing and sample analysis is attached.

Item No. And Title	Suggested Response	Yes	Alternative Procedures Attached
10. RADIATION SAFETY PROGRAM – MAINTENANCE	<i>Routine Cleaning and Lubrication</i> We will implement and maintain procedures for routine maintenance of our gauges according to each manufacturer's recommendations and instructions.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<i>Non-Routine Maintenance</i> We will send the gauge to the manufacturer or other person authorized by NRC or an Agreement State to perform non-routine maintenance or repair operations that require the removal of the source or source rod from the gauge.	<input checked="" type="checkbox"/>	<input type="checkbox"/> The information listed in Appendix G supporting a request to perform non-routine maintenance in-house is attached.
10. RADIATION SAFETY PROGRAM – TRANSPORTATION	The applicant is <i>not</i> required to submit its response to transportation during the licensing process. However, this issue will be reviewed during inspection.	Need Not Be Submitted With Application	
11. WASTE MANAGEMENT – GAUGE DISPOSAL AND TRANSFER	The applicant is <i>not</i> required to submit a response to waste management during the licensing process. However, the licensee should develop, implement, and maintain gauge transfer and disposal procedures in its radiation protection program.	Need Not Be Submitted With Application	

Hill, Carol

From: Robert Morton [bobm@RPA-HLN.COM]
Sent: Friday, April 29, 2011 11:40 AM
To: Hill, Carol
Cc: Murnahan, Colleen
Subject: Re: NRC License Renewal is Due by COB Friday, April 29, 2011
Attachments: NRC RPA Lisc Renew Trans App 4 2911.pdf

Hi Carol

Here is our NRC License renewal Application for license 25-19316-01.

As discussed on the phone today we are also sending this as a hardcopy by mail.

Note that we paid our annual fee on April 12, 2011, for \$4500.00.

Thanks and please feel free to call with any questions or comments on the application.

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Radiation Safety Officer

Robert B. Morton, PE, CGWP, LEED AP | Natural Resources Division Manager

Robert Peccia & Associates Inc. | 825 Custer Avenue | Helena, MT 59601
406.447.5000 | 406.447.5036 (fax) | 406.439.1240 (cell) | bobm@rpa-hln.com
www.rpa-hln.com



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>>>

From: "Hill, Carol" <Carol.Hill@nrc.gov>
To: "bobm@rpa-hln.com" <bobm@rpa-hln.com>
Date: 4/28/2011 3:23 PM
Subject: NRC License Renewal is Due by COB Friday, April 29, 2011

Bob,

I left a message on your office phone as well.

This message serves as a follow up to a telecon you had, on April 21, 2011, with Colleen Murnahan of the NRC in which she reminded you that your nuclear materials license was about to expire.

To date, we have not yet received a renewal application from you or your organization. If we do not receive a completed Form 313 (copy attached) by 4:30pm tomorrow, April 29, 2011, your license will expire and, subsequently, be terminated.

Please e-mail (carol.hill@nrc.gov) or fax (817-860-8188) your application tomorrow, April 29, 2011, before 4:30pm.

For your convenience, I have also attached a copy of NUREG 1556, Consolidated Guidance About Materials Licenses.

If you need assistance or additional information, please feel free to contact me.

Carol L. Hill, Licensing Assistant

Direct: 817-860-8140

Toll Free: 1-800-952-9677

Fax: 817-860-8188

E-mail: Carol.Hill@nrc.gov

US Nuclear Regulatory Commission

612 E. Lamar Blvd., Suite 400

Arlington, TX 76011-4125



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

May 2, 2011

Robert Peccia & Associates, Inc.
ATTN: Robert B. Morton
825 Custer Avenue
Helena, MT 59604

SUBJECT: DEEMED TIMELY LETTER

We acknowledge receipt of your application dated April 29, 2011, requesting your byproduct materials license be renewed. Your application is deemed timely filed and, accordingly, the license will not expire until final action has been taken by this office.

We have completed a preliminary review of your submittal. This review was cursory in nature and should not be considered a complete technical review. A complete technical review of the submitted information will be conducted within 180 days.

Any correspondence regarding this application should reference the identifying numbers specified below. If you have questions or require clarification on any of the information stated above, we encourage you to contact us at (817) 860-8140. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, reading "Carol L. Hill".

Carol L. Hill
Licensing Assistant
Division of Nuclear Materials Safety
Branch-B

Docket: 030-17419
License: 25-19316-01
Control: 575047

BETWEEN:

Accounts Receivable/Payable
and
Regional Licensing Branches

[FOR ARPB USE]
INFORMATION FROM LTS

Program Code: 03121
Status Code: Pending Renewal
Fee Category: 3P
Exp. Date:
Fee Comments:
Decom Fin Assur Req: N

License Fee Worksheet - License Fee Transmittal

A. REGION

1. APPLICATION ATTACHED

Applicant/Licensee: ROBERT PECCIA & ASSOC., INC.
Received Date: 04/29/2011
Docket Number: 3017419
Mail Control Number: 575047
License Number: 25-19316-01
Action Type: Renewal

2. FEE ATTACHED

Amount: _____

Check No.: _____

3. COMMENTS

Signed: _____

Date: _____

Carol P. Hill
4/29/11

B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone 03 is entered / /)

1. Fee Category and Amount: _____

2. Correct Fee Paid. Application may be processed for:

Amendment: _____

Renewal: _____

License: _____

3. OTHER _____

Signed: _____

Date: _____