

Brad Morgan  
Maintenance/I & E Manager  
Fairmont Mill  
702 AFR Drive  
Fairmont, WV 26554

SUBJECT: REQUEST FOR ADDITIONAL INFORMATION, FIBREK, DOCKET NO. 03033817,  
LICENSE NO. 47-25327-01, AND MAIL CONTROL NO. 575113

Dear Mr. Morgan,

By letter dated August 3, 2010, Fibrek submitted a letter to NRC notifying the NRC that SFK Pulp was scheduled to transition to a new name, Fibrek, on September 1, 2010. Because that letter was sent to an NRC office in St. Louis, and not the NRC Region I Office, in King of Prussia, PA, which handles your inspection and licensing, our licensing staff did not receive notification of your intent to change your company/license name.

On May 10, 2011, during a telephone conversation between you and Mr. Mark Roberts, Senior Health Physicist, NRC Region I, you informed Mr. Roberts of your name change and he requested that you submit a copy of your August 3, 2010, letter to NRC Region I. We received a copy of that letter on May 10, 2011, and are now processing that name change notification as a license amendment request.

In order for us to understand the significance of the name change, we are requesting additional information. The following includes a list of questions that we routinely ask licensees during our licensing process for changes in ownership and name changes.

**Could you please answer the following questions and send us a response?**

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Questions for Licensee Changes in Ownership or Name Changes

It appears from your letter that a possible change of ownership (control) has occurred. Licensees must provide full information and obtain NRC's **prior written consent** before transferring control of the license. Control of a license is in the hands of the person or persons who are empowered to decide when and how that license will be used. That control is to be found in the person or persons who, because of ownership or authority explicitly delegated by the owners, possess the power to determine corporate policy and thus the direction of the activities under the license. A transferee is an entity that proposes to purchase or otherwise gain control of an NRC-licensed operation. A transferor is an NRC licensee selling or otherwise giving up control of a licensed operation. Provide the following information concerning changes of control by the applicant (transferor and/or transferee, as appropriate). If any items are not applicable, so state.

- a. Provide a complete description of the transaction (transfer of stocks or assets, or merger).
- b. Indicate whether the name has changed and include the new name. Include the name and telephone number of a licensee contact who NRC may contact if more information is needed.
- c. Describe any changes in personnel or duties that relate to the licensed program. Include training and experience for any new personnel.

- d. Describe any changes in the organization, location, facilities, equipment or procedures that relate to the licensed program.
- e. Describe the status of the surveillance program (surveys, wipe tests, quality control) at the present time and the expected status at the time that control is to be transferred.
- f. Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity.
- g. Confirm that the transferee will abide by all constraints, conditions, requirements and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program.
- h. If your license requires financial assurance for decommissioning, you will need to address changes to financial assurance for name changes and/or change in ownership (control). If your company's name is changing and there is no change of ownership, you will need to amend your financial assurance instruments and supporting documents to address the change in name. If there has been a change of ownership (control), the transferee must submit new financial assurance in accordance with Chapter 4 to Volume 3 of NUREG-1757, "Consolidated NMSS Decommissioning Guidance."

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**In your response, please include in the subject line your Docket No. 03033817, your License No. 47-25327-01, and Mail Control No. 575113.**

Also, for your reference, the following is a link to NUREG-1556 Vol. 15, "Consolidated Guidance About Materials Licenses," provides our official guidance regarding information to submit for changes of ownership and name changes.

<http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v15/sr1556v15final.pdf>

Please let me know if you need any additional information.

Regards,

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