

From: Flemming Jensen [flemming.jensen@havells.com]
Sent: Monday, December 12, 2011 4:41 PM
To: Ullrich, Elizabeth
Cc: flemming.jensen@havells-usa.com
Subject: Re: facsimile received 11/14/11 and letter dated June1, 2011
to Nuclear
Regulatory Commission

Hi Mrs Ullrich.

Thank you for your call it helped me a great deal getting clear on what we need to do. All points below are correct and I will check on point 1 and provide whatever documents you need.

As for licences in other agreement states, do you by chance have contact info for Texas, Colorado and California that you can share with me.

Regards

Flemming Jensen
General Manager
Havells-USA
125B Villanova Dr.
Atlanta, GA 30336
Ph: 678-420-3636
Cell: 916-765-2179

From: "Ullrich, Elizabeth" <Elizabeth.Ullrich@nrc.gov>
To: "flemming.jensen@havells-usa.com"
<flemming.jensen@havells-usa.com>
Date: 12/12/2011 04:17 PM
Subject: facsimile received 11/14/11 and letter dated June1, 2011 to
Nuclear Regulatory Commission

License No. 39-31336-01
Docket No. 030-37842
Control No. 576358

Mr. Jensen,

This is in reference to the telephone conversation we had a few minutes ago. I will send you a hard copy letter, but want to be sure that I have characterized our discussion correctly. Based on our discussion, I understand the following:

1. SLi Lighting Inc was re-incorporated as Havells USA Inc as of December 31, 2010. If this is correct, you will need to provide the information in Appendix F of NUREG 1556, Volume 15.
<http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v15/sr1556v15final.pdf>
. You should also review Chapter 5 and Appendices C, D, and E

when

you use Appendix F. This change is applicable to both the -01 license (unless Item 3 is correct) and the NRC license that authorizes distribution to persons who are exempt from licensing, 39-31336-02E.

had

2. The mailing address for SLi Lighting/Havells USA was changed from Mullins, South Carolina to 125 A/B Villanova Drive, Atlanta, Georgia 30336 at the same time as the re-incorporation. You have

the

NRC mail forwarded to you. However, the licenses would require an amendment to change this mailing address. In addition, because

we

first two digits of the NRC license number indicate the state in which mail is received (39- for South Carolina, 10- for Georgia),

3

may have to terminate the 39- license numbers and issue you new license numbers for both the possession (-01) license [unless Item

is correct] and the distribution (-02E) license.

is

3. The only location of distribution in an "NRC State" is in Indianapolis, Indiana, and you are closing that facility. If this

and

correct, you will not require a possession license from the NRC,

to

we could terminate License No. 39-31336-01 as soon as all licensed Kr85 devices are removed from that location. You expect that to occur by December 26. If this is correct, then we would not need

change the name or license number for the -01 possession license.

location

4. You have distribution locations in the following "Agreement States": New Jersey, for which you have a license, but that

any

also is closing; Georgia, Texas, and Colorado. You should have a license to possess Kr85 (or any other radioactive materials) in

the

Agreement State in which you have distribution locations for the licensed lamps. You must have a licensed possession location in

USA in order to possess and distribute the lamps.

Kr85

5. The June 1 letter was intended to request to allow you to distribute lamps containing Th232 and H3 sources, as well as the

contained

sources already in certain lamps. The June 1 letter also

information regarding changes in the lamps as required by the IAEA and EURATOM directive. This will require amendment of the NRC license that authorizes distribution to persons who are exempt

from

licensing, 39-31336-02E (and the -01 possession license if you

retain

a possession/distribution location in an NRC State). The correct reference for the exempt distribution license is NUREG 1556,

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<http://pbadupws.nrc.gov/docs/ML0103/ML010370065.pdf> ,

<http://pbadupws.nrc.gov/docs/ML0732/ML073201008.pdf> . Requests related to the exempt distribution license and safety evaluations

of

sealed sources and devices should be submitted directly to the Division of Materials Safety and State Agreements, Office of Federal and State Materials and Environmental Programs, U. S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

6. Any correspondence related to the -01 possession license should be submitted to US NRC Region I Office, ATTN: DNMS, 475 Allendale Road, King of Prussia, PA 19406. At this time, you do not have to send me a hard copy letter, but may respond to this by email to confirm or correct the information above. I will send you a hard copy letter and request that you provide a signed, hard copy response at that time.

If you need to discuss any of the above issues, please contact me as shown below. Thanks for returning my call and discussing this.
Betsy

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