



WAUPACA FOUNDRY, INC.
1955 Brunner Drive
P.O. Box 249
Waupaca, WI 54981
PHONE (715) 258-6611
WEB WaupacaFoundry.com

October 31, 2012

Jennifer Bishop
United States Nuclear Regulatory Commission
Region III - Materials Licensing Branch
2443 Warrenville Road, Suite 210
Lisle, IL 60532-4352

Subject: Response to October 31, 2012 Information Request

Dear Ms. Bishop:

Per your undated October 31, 2012 written correspondence, please find the requested response regarding the October 22, 2012 follow-up information regarding a name and stock ownership change which resulted in ThyssenKrupp Waupaca, Inc. changing its name to Waupaca Foundry, Inc.

In the letter you state that there appears to be contrary responses between response number one and response number six. Waupaca Foundry apologizes for this apparent misunderstanding, and clarifies as follows:

The stock purchase and name change occurred exactly as described in response number one. In both response one and response number six, it is described that there has been no transfer of control of any facilities to a new party. The ownership of individual facilities, management team and personnel with duties related to the Materials License are entirely unchanged. Therefore, both responses are accurate.

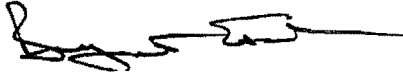
The stock purchase involved intangible financial entities who are unable to exercise any control over the license, either before or after the transaction. Such control was held by ThyssenKrupp Waupaca, Inc. prior to the June 29, 2012 transaction, and is (still) currently held by Waupaca Foundry, Inc. who is the same legal entity which only experienced a name change. To further illustrate this, as a result of the transaction, our registration identification numbers in all jurisdictions that we are authorized and registered to conduct business in are the same today as they were on June 1, 2012, they did not change. The Federal Employer Identification Number is also the same today as it was prior to the sales transaction, just the name was changed.

Within your letter, it is appreciated that the Atomic Safety and Licensing Appeal Board reference was included, as it helps to clarify the context of the information provided by Waupaca Foundry on this matter. The included Board reference states that "*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*" and "*In the instance of a corporate Part 30 or Part 50 licensee, 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.*" Waupaca Foundry confirms that the empowered control of the license, and the person

or persons who possess the power to determine corporate policy and the direction of activities under the license are unchanged. Thus, Waupaca Foundry, Inc. can readily confirm that it will abide by all constraints, conditions, requirements, and commitments as stated in the NRC License No. 48-15031-01. A similar statement to this effect has been signed by Waupaca Foundry, Inc. President and CEO Gary Gigante and is attached.

Please feel free to contact me with any questions at (715) 258-6674.

Sincerely,

A handwritten signature in black ink, appearing to read 'Bryant Esch', with a long horizontal flourish extending to the right.

Bryant Esch
Environmental Coordinator

Waupaca Foundry, Inc. confirms that it will abide by all constraints, conditions, requirements, and commitments as stated in the NRC License No. 48-15031-01.

Gary M Gigante
Gary Gigante
President and CEO
Waupaca Foundry, Inc.

11/01/12
Date

Dalzell-Bishop, Jennifer

From: Bryant Esch [Bryant.Esch@waupacafoundry.com]
Sent: Friday, November 02, 2012 12:34 PM
To: Dalzell-Bishop, Jennifer
Subject: Waupaca Foundry Response to NRC Additional Information Request
Attachments: NRC Additional Information Request Response, 103112.pdf

Attached is a response to your additional information request. This has also been sent via fax per your request.

Bryant Esch
Environmental Coordinator
Waupaca Foundry, Inc.

(See attached file: NRC Additional Information Request Response, 103112.pdf)

"Dalzell-Bishop,
Jennifer"
<Jennifer.Dalzell
-Bishop@nrc.gov>

10/31/2012 07:50
AM

To
"Bryant.Esch@waupacafoundry.com"
<Bryant.Esch@waupacafoundry.com>,
cc

Subject

Dear Mr. Esch,

I have attached to this email a letter requesting additional information regarding your request to change the name on your license. Please respond by COB on November 5, 2012. Your response may be faxed to (630) 515-1259.

Jennifer Bishop
Health Physicist

U.S. Nuclear Regulatory Commission, Region III Division of Nuclear Materials Safety Materials
Licensing Branch Jennifer.Dalzell-Bishop@nrc.gov
630-829-9607 (Office)

[attachment "Scan001.PDF.PDF" deleted by Bryant Esch/WFI]

Please note our email addresses have changed.

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