



UNITED STATES  
**NUCLEAR REGULATORY COMMISSION**  
WASHINGTON, DC 20555 - 0001

June 11, 2013

Heraeus Noblelight Fusion UV Inc.  
Attn: Darrin Leonhardt, RSO  
910 Clopper Road  
Gaithersburg, MD 20878

Mail Control No. 581002

SUBJECT: REQUEST FOR ADDITIONAL INFORMATION

Dear Mr. Leonhardt:

This refers to your letter dated May 3, 2013, concerning your request to amend Nuclear Regulatory Commission (NRC) Exempt-Distribution Materials License No. 19-23798-01E for the purpose of changing the name from Fusion UV Systems, Inc. to Heraeus Noblelight Fusion UV Inc.

We currently do not have sufficient information to continue our review of your request. Although the information you provided indicates that only the name of your company has been changed, as opposed to a change of control, the license reviewer has a responsibility to determine the exact circumstances that led to the change. Please note that the Code of Federal Regulations, Title 10, Part 30, Section 30.34(b), states: "No license issued or granted pursuant to the regulations in this part and parts 31 through 36, and 39 nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing."

NUREG-1556, Volume 15, "Consolidated Guidance About Materials Licenses: Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials Licenses," contains guidance concerning changes of control. This document is available on the NRC's web site at:

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

Specific information about changes of control is provided in Chapter 5 and Appendices C, D, and F. Please review this information to determine whether your request does or does not involve a change of control, and then respond accordingly.

Also, please provide a copy of your possession and use license from the State of Maryland, and/or a copy of correspondence to indicate that the State has approved of your continued possession and use of byproduct material.

Any correspondence regarding your application should reference the control number specified above.

D. Leonhardt

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In accordance with 10 CFR 2.390 of NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in NRC's Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC web site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

If you have any questions, please contact me at (301) 415-5477 or electronic mail: [richard.struckmeyer@nrc.gov](mailto:richard.struckmeyer@nrc.gov).

Sincerely,

**/RA/**

Richard K. Struckmeyer  
Licensing Branch  
Division of Materials Safety and  
State Agreements  
Office of Federal and State Materials and  
Environmental Management Programs

Docket No. 030-32547  
License No. 19-23798-01E

D. Leonhardt

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If you have any questions, please contact me at (301) 415-5477 or electronic mail: [richard.struckmeyer@nrc.gov](mailto:richard.struckmeyer@nrc.gov).

Sincerely,

**/RA/**

Richard K. Struckmeyer  
Licensing Branch  
Division of Materials Safety and  
State Agreements  
Office of Federal and State Materials and  
Environmental Management Programs

Docket No. 030-32547  
License No. 19-23798-01E

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