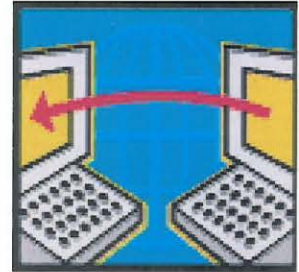




UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BLVD
ARLINGTON, TEXAS 76011-4511

EMAIL



Name: Bill Ingraham License: 49-26892-01
Docket: 030-30129
Control: 581121
Organization: Frontier Refining, LLC
Phone: 307-771-8823
E-mail Address: bingraham@Frontieroil-chey.com
From: Jacqueline D. Cook
Date: December 16, 2013
Subject: Application dated June 14, 2013 for License Renewal
Pages: 2

Mr. Ingraham:

Per your application dated June 14, 2013, the items on the next page are deficiencies which require your response. **Please respond to this e-mail by Friday, December 20, 2013.** Our fax number is (817) 200-1263. You may respond by e-mail in pdf format if you'd like. My email address is Jackie.Cook@nrc.gov. When responding to this e-mail, please include the license, docket and control numbers located at the top of this page.

Thanking you in advance for your cooperation, assistance, and prompt response in this matter.

/RA/
Jacqueline D. Cook
Senior Health Physicist

PUBLIC

- ☐ Immediate Release
☒ Normal Release

NON-PUBLIC

- ☐ A.3 Sensitive-Security Related
☐ A.7 Sensitive Internal
☐ Other:

Reviewer: QC Date: 12/16/13

1. Please note that amendment number 10 to your license changed the licensee's name, as requested to Frontier Refining, Inc. According to your completed response to Appendix F of NUREG-1556, Vol. 15, Information Requested for Change of Control and/or Change of Ownership, there was a merger of Holly Corporation and Frontier Refining, Inc.; thereby, resulting in the name change.

Item 2 of your renewal application, NRC Form 313, dated June 14, 2013, stated the name of the licensee as Holly Frontier and the letterhead transmitting the renewal application states "HollyFrontier".

Please clarify this discrepancy and confirm whether a change of control and/or change of ownership or a name change has taken place.

Please note that 10 CFR 30.34(b) states that "no license issued or granted pursuant to the regulations...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...find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing. Although not specifically addressed by 10 CFR 30.34, licensees undergoing a name change may also be affected by this regulation.

Control over licensed activities can be construed as the authority to decide when and how a license (licensed material and/or activities) will be used. A change of ownership may be an example of a change of control. The central issue is whether the authority over the license has changed. In all cases, determining whether a change of control has taken place or whether a change is in name only is the Commission's responsibility.

Licensees must notify the Commission when they are undergoing a possible change of control and/or a change of name. **While this notification is not required within a certain time frame, NRC needs adequate time to review the submittal to ensure that the transfer is in accordance with the regulations.**

2. Please note that in Item 2 of your license, the mailing address is a P.O. Box number; however, in Item 2 of your renewal application, there is a different mailing address listed.

Please clarify this discrepancy and if the mailing address is that listed in Item 2 of NRC Form 313, please clearly specify that address.

3. Please clarify if the metals analyzers listed on your inventory are generally licensed or specifically licensed devices.
4. Please note that in Item 7, 7.2 Authorized Users, of your renewal application dated June 14, 2013, you reference the August 1998 version of NUREG-1556, Vol. 4; however, please note that the correct date of the current NUREG-1556, Vol. 4 is October 1998.

Please confirm this discrepancy.

PUBLIC

- ☐ Immediate Release
☒ Normal Release

NON-PUBLIC

- ☐ A-1 Sensitive-Security Related
☐ A-2 Sensitive Internal
☐ Other

Review

Date:

12/16/13