



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
2443 WARRENVILLE RD. SUITE 210
LISLE, IL 60532-4352

APR 02 2015

Terry Matthew Dowell
Radiation Safety Officer
Sunrise Coal, LLC
12661 North Agri Care Road
Oaktown, IN 47561

Dear Mr. Dowell:

Enclosed is Amendment No. 4 amending your NRC Material License No. 13-35049-01 in accordance with your request. Please note that the changes made to your license are printed in **bold font**.

Please note, as we discussed by telephone, we have not increased the possession limits to 24 millicuries of californium-252 and have not increased the number of sources to 4 that can be added into the Allscan gauge. The Sealed Source and Device Registration (SSDR) for the Allscan gauge only approves a maximum of 14.5 millicuries and a total number of sources up to 3 per gauge. The SSDR would have to be changed to allow 4 sources with a maximum activity of 24 millicuries in the Allscan gauge.

Please review the enclosed document carefully and be sure that you understand all conditions. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region III office at (630) 829-9887 so that we can provide appropriate corrections and answers.

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action against you. This could include issuance of a notice of violation, or imposition of a civil penalty, or an order suspending, modifying or revoking your license as specified in the General Statement of Policy and Procedure for NRC Enforcement Actions. Since serious consequences to employees and the public can result from failure to comply with NRC requirements, prompt and vigorous enforcement action will be taken when dealing with licensees who do not achieve the necessary meticulous attention to detail and the high standard of compliance which NRC expects of its licensees.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

T.M. Dowell

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,



William P. Reichhold
Materials Licensing Branch

License No. 13-35049-01
Docket No. 030-38625
Enclosure: Amendment No. 4