



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

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

SEP 03 2015

Stuart J. MacDonald  
Radiation Safety Officer  
SMAC Testing, Inc.  
824 Tittabawasee Road  
Saginaw, MI 48604

SUBJECT: REQUEST FOR CONSENT TO DIRECT LICENSE TRANSFER AND  
AMENDMENT

Dear Mr. MacDonald:

By letters dated, June 30, 2015 and July 14, 2015, Snyder & Staley Engineering, P.L.C. submitted to the U. S. Nuclear Regulatory Commission (NRC) a Request for Consent to Direct License Transfer of NRC Materials License 21-32606-01. Based on the information provided, we understand Snyder & Staley Engineering, P.L.C. sold of all construction testing equipment, including the moisture/density gauges to SMAC Testing, Inc. This transaction resulted in control of Snyder & Staley Engineering, P.L.C being directly transferred to SMAC Testing, Inc.. We further understand that this transfer did not result in any change to licensed materials, persons using the license material, or persons responsible for the licensee's radiation safety program. The transfer did result in a name change, a change of location use/storage and mailing address change which is reflected in the enclosed Amendment No. 3 as requested. Please note that the changes made to your license are printed in **bold** font.

Based on the above understandings and as more fully detailed in the enclosed NRC staff's Safety Evaluation Report which documents the NRC staff's review of the request, the NRC consents to the direct transfer of control.

The transferee, SMAC Testing, Inc. should note their new responsibility and liability as an NRC licensee. Specifically, responsibility is emphasized with regard to any ongoing NRC inspection and enforcement issues, investigations, facility decontamination and decommissioning funding resources. 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 the NRC expects of its licensees.

As we discussed by telephone on August 27, 2015, we cannot remove your "old" location of use/storage at 311 Christy Way W, Saginaw, Michigan from the license until we have reviewed your "close-out" survey information. Please see the attached "Close-Out Survey" information.

Also, please note, we have removed part of License Condition 18 because the required two barriers to secure portable gauges is addressed in the regulations (10CFR 30.34(i)).

The enclosed document contains sensitive security-related information.  
When separated from this cover letter this letter is uncontrolled.

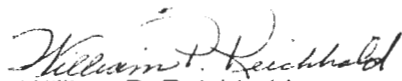
S.J. MacDonald

The NRC published in the *Federal Register* (76 FR 34773; June 14, 2011), its policy statement on safety culture. This policy statement sets forth agency expectations that individuals and organizations involved in NRC-regulated activities establish and maintain a positive safety culture proportionate to the safety and security significance of their activities and the nature and complexity of their organizations. Additionally, the NRC has developed a brochure (NUREG/BR-0500, "Safety Culture Policy Statement," issued June 2011) and a Regulatory Issue Summary 2012-01 dated January 17, 2012 (ML112940226) that are intended to aid stakeholders in understanding the safety culture traits.

NRC's Regulatory Issue Summary (RIS) 2005-31 provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through NRC's Agencywide Documents Access and Management System (ADAMS), the NRC's electronic document system. Pursuant to NRC's RIS 2005-31 and in accordance with 10 CFR 2.390, the enclosed license document is exempt from public disclosure because its disclosure to unauthorized individuals could present a security vulnerability. The RIS may be located on the NRC Web site at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005/ri200531.pdf> and the link for frequently asked questions regarding protection of security related sensitive information may be located at: <http://www.nrc.gov/reading-rm/sensitive-info/faq.html>. In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in ADAMS, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Please contact me at 630-829-9839 if you have any questions.

Sincerely,

  
William P. Reichhold  
Materials Licensing Branch  
Division of Nuclear Materials Safety

License No. 21-32606-01  
Docket No. 030-37084

Enclosures:  
Amendment No. 3  
Safety Evaluation Report  
Close-out Survey Information

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