



UNITED STATES
NUCLEAR REGULATORY COMMISSION

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

SEP 03 2015

Corwin Mabery, P.E.
Vice President
Davis Land Surveying & Engineering, PC
415 West Nepessing Street
Lapeer, MI 48446

SUBJECT: AMENDMENT NO. 01 AND NRC CONSENT TO DIRECT LICENSE TRANSFER

Dear Mr. Mabery:

Enclosed is Amendment No. 1 to your NRC Material License No. 21-32603-01 in accordance with your letter dated June 12, 2015, with the exception of adding Russell Davis as Radiation Safety Officer (RSO). Please note that we have deleted Condition No. 19 from your license as it does not apply to the gauge models currently authorized under the license. Changes made to your license are printed in **bold font**.

Please review the enclosed license amendment document carefully and be sure that you understand all conditions. If there are any errors or questions, please call me at (630) 829-9892 or by email at sara.forster@nrc.gov so that I may provide appropriate corrections and answers. Please also contact me if you have any questions surrounding additional content contained in this letter.

In addition to the above referenced amendment, please note our response to your letter. In that letter, your company submitted to the U.S. Nuclear Regulatory Commission (NRC) a Request for Consent to a direct License Transfer of NRC Materials License No. 21-32603-01. Based on the information provided, we understand that – as a result of the merger of Thumb Testing, LLC and Davis Land Surveying & Engineering, PC – control of Thumb Testing, LLC has been directly transferred to Davis Land Surveying & Engineering. We further understand that this transfer has resulted in a change to the licensed name – now Davis Land Surveying & Engineering, PC – for the above referenced license. However, other than the RSO change, we also understand that the transaction has resulted in no other changes to the licensed materials, persons using the licensed material, location of use of licensed material, or persons responsible for the licensee's radiation safety program.

Based on the understanding outlined above, and as more fully detailed in the enclosed NRC Safety Evaluation Report (SER), we have no objection to the described transfer. The SER documents the NRC staff's review of the request.

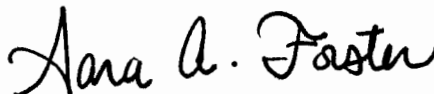
As discussed via phone on August 31, 2015, to list Mr. Davis as the RSO on the license, please submit a signed and dated letter specifically requesting to remove the current RSO – Mike Lents – and to add Mr. Russell. Attach a signed and dated Memorandum of Understanding/Delegation of Authority document, together with a training certificate confirming that Mr. Russell has completed training and experience outlined in NUREG 1556, Vol. 1, rev. 1, Appendix G. Include your NRC License Number and a designated contact person with your request.

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.

In accordance with Title 10 of the *Code of Federal Regulations* Section 2.390, 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,



Sara A. Forster, M.S.

Health Physicist

Materials Licensing Branch

License No. 21-32603-01
Docket No. 030-37060

Enclosures: 1. Amendment No. 1
2. NRC Safety Evaluation Report (SER) concerning request for consent to Transfer of Control