



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION I
2100 RENAISSANCE BOULEVARD, SUITE 100
KING OF PRUSSIA, PA 19406-2713

September 15, 2015

Docket Nos. 03037140	License Nos. 47-23091-02	Control Nos. 588670
03038751	47-25363-02	588671
03035744	47-25566-01	588672
03038704	47-25581-02	588674
03036608	47-30927-01	588677
03038750	47-35156-01	588678

Andrew B. McCallister
Vice President & Assistant General Counsel
Alpha Natural Resources, Inc.
300 Running Right Way
Julian, WV 25529

**SUBJECT: ALPHA NATURAL RESOURCES, INC., ACCEPTANCE OF NOTIFICATION OF
BANKRUPTCY FILING, CONTROL NOS. 588670, 588671, 588672, 588674,
588677, AND 588678**

Dear Mr. McCallister:

This refers to your letter dated August 13, 2015, notifying this office that Alpha Natural Resources, Inc., and substantially all of its affiliates, including those licensees listed in the letter filed voluntary petitions for reorganization in the Bankruptcy Court for the Eastern District of Virginia. Thank you for notifying this office of the filing. Your letter is accepted as the notification required by 10 CFR 30.34(h)(1).

From your letter we understand that Alpha Natural Resources, Inc., and its affected affiliates continue to operate normally without any change in personnel associated with licensed activities and all licensed material remains in your possession securely stored at the respective facilities. Please notify this office immediately, in writing, if our understanding differs from yours.

Please be reminded that this bankruptcy filing does not relieve Alpha Natural Resources, Inc., and its affiliates of their obligations to comply with NRC requirements, including those relating to security and control of licensed material; decontamination and decommissioning of any contaminated facilities; and the retention of personnel required by NRC requirements [e.g., the Radiation Safety Officer (RSO), authorized users, etc.]. Additionally, the conditions of the specific and general licenses, and the licenses themselves remain in full effect even beyond the stated expiration dates of the licenses, until the licenses are terminated in writing by NRC. Inspections of your activities by the NRC will continue to occur in the interim.

If any of the RSOs leaves your employ, you must first properly secure, dispose of, or transfer all licensed material, and you must inform NRC of this situation. If you need to close a facility, you must first properly secure, dispose of, or transfer all licensed material that was in the facility.

You may not transfer control of your license or licensed material without prior written NRC approval, except as authorized by NRC regulations. You should ensure that your attorney and

any trustee involved in the bankruptcy proceedings are aware of these obligations. Any person or entity who takes control of licensed activities or possession of the licensed material must first obtain an NRC license if not already authorized to possess your licensed material by the NRC or an Agreement State. Additionally, pursuant to Section 184 of the Atomic Energy Act, a reorganized entity emerging from Chapter 11 bankruptcy is required to receive written approval from NRC prior to assumption of control over your licensed activities.

Please notify this office immediately, in writing, if you or any of your affiliates are unable to meet any of these requirements/conditions. Also please notify this office: (1) of any changes to your licensed activities that the bankruptcy court may require; (2) when the bankruptcy proceeding is completed; and (3) when Alpha Natural Resources, Inc., or any of its affiliates emerges from bankruptcy. Please contact Sattar Lodhi of this office at (610) 337-5364 if you have any questions or need information concerning the status of your licensed activities.

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Medical, Med, Ind, & Academic Users**; then **Regulations, Guidance and Communications**. The current Enforcement Policy is included on the NRC's website at www.nrc.gov; select **About NRC, Organizations & Functions; Office of Enforcement; Enforcement documents**; then **Enforcement Policy (Under 'Related Information')**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 8:00 a.m. to 5:30 p.m. EST, Monday through Friday (except Federal holidays).

Sincerely,

Original signed by Sattar Lodhi

Blake Welling, Chief
Commercial, Industrial, R&D and Academic
Branch
Division of Nuclear Materials Safety

cc:

William G. Newsome, Corporate Radiation Safety Officer
Steve Farley, Radiation Safety Officer
Paul R. Thompson, Radiation Safety Officer
William G. Newsome, Radiation Safety Officer
William R. Holcomb, Radiation Safety Officer
Scott J. Burdette, Radiation Safety Officer
Sanford G. J Carriger, Radiation Safety Officer

A. McCallister

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SUNSI Review Complete: Sattar Lodhi

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DATE	9/15/2015		9/15/2015				

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