UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
2443 WARRENVILLE RD. SUITE 210
LISLE, IL 60532-4352

February 8, 2016

James Weldy, CHP
Radiation Safety Officer
Dow Chemical Company
H&ES, Industrial Hygiene Laboratory
1803 Building
Midland, MI 48674

SUBJECT: REVISIONS TO 2015 FEE RULE

Dear Mr. Weldy:

On June 30, 2015, the U.S. Nuclear Regulatory Commission revised Title 10 of the Code of Federal Regulations Sections 170.31, "Schedule of Fees for Materials Licenses and Other Regulatory Services, Including Inspections and Import and Export Licenses" and paragraph (d) of 171.16, "Annual Fees: Materials Licensees" (hereafter, 2015 Fee Rule). As a result, new program codes have been developed for academic and/or research & development broad scope licenses with six or more locations of use. Based on our review, we have determined that you may be affected by the 2015 Fee Rule.

Please review the Location of Use condition (typically Condition No. 10) on your license and confirm that each location meets the definition described in the attached guidance.

Based on definitions described in the attached guidance, determine the locations of use to be listed on your license and provide the following information:

(1) Identify the address of each "location of use" to be listed on your license and the total number of locations of use; AND
(2) Confirm that locations of use currently listed on your license are accurate and no changes are necessary; OR
(3) If the locations of use currently listed on your license are not accurate and need to be revised, please submit the new information regarding each location of use. Summarize the change(s) necessary and submit updated address information and facility diagram(s). If the facility diagrams were previously submitted, provide the date of the relevant letter or application which contains the facility diagram. Your license will be amended accordingly based on the information you provide.

Please send your signed and dated response, **within 45 days of the date of this letter**, to the: U.S. Nuclear Regulatory Commission, Region III, ATTN: Tammy Tomczak, Licensing Assistant, Materials Licensing Branch, 2443 Warrenville Road, Suite 210, Lisle, IL 60532-4352. Alternatively, you may submit your signed response as a pdf file attached to an email to tammy.tomczak@nrc.gov. If you have any questions concerning this request please contact Ms. Tomczak at (630) 829-9564. You may also contact Ms. Sara Forster at (630) 829-9892 or Mr. Frank Tran at (630) 829-9623 with any questions regarding this letter.

In accordance with 10 CFR 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,

/RA/

Patricia J. Pelke, Chief
Materials Licensing Branch
Division of Nuclear Materials Safety

License No. 21-00265-06
Docket No. 030-04783

Enclosure:
Location of Use Licensing Guidance

In accordance with 10 CFR 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,

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Patricia J. Pelke, Chief
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Enclosure:
Location of Use Licensing Guidance

DOCUMENT NAME: P:\New Fee Rule for Broadscope Letters\Dow Chemical Company, License No 21-00265-06\Fee rule letter.docx
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