

U.S. NUCLEAR REGULATORY COMMISSION

Amendment No. 03

MATERIALS LICENSE

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and Title 10, Code of Federal Regulations, Chapter I, Parts 30, 31, 32, 33, 34, 35, 36, 39, 40, and 70, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

<p style="text-align: center;">Licensee</p> <p>1. Hess Fine Art, Inc. dba Ball Watch USA</p> <p>2. 1131 4th St. North St. Petersburg, FL 33701</p>	<p>In accordance with letter dated September 4, 2015</p> <p>3. License number 09-23920-01E is amended in its entirety to read as follows:</p> <p>4. Expiration date: April 30, 2026</p> <p>5. Docket No. 030-36971 Reference No.</p>
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<p>6. Byproduct, source, and/or special nuclear material</p> <p>A & B. Hydrogen-3</p>	<p>7. Chemical and/or physical form</p> <p>A & B. Sealed light sources (mb-microtec Models 400/1, and 400/2)</p>	<p>8. Maximum amount that licensee may possess at any one time under this license</p> <p>A & B. Not applicable (See Condition 13)</p>
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9. Authorized use:

A. In accordance with 10 CFR 32.14, "Certain items containing byproduct material; requirements for license to apply or initially transfer," the licensee is authorized to distribute timepieces, hands and dials containing gaseous tritium light sources to persons exempt from the requirements for a license under 10 CFR 30.15(a)(1) or equivalent regulations of any Agreement State.

B. In accordance with 10 CFR 32.22, "Self-luminous products containing tritium, krypton-85 or promethium-147: Requirements for license to manufacture, process, produce, or initially transfer," the licensee is authorized to distribute self-luminous timepieces manufactured in accordance with NRC registration certificate NR-1265-D-101-E; containing sealed sources as specified in Condition 10 of this license to persons exempt from the requirements for a license under 10 CFR 30.19, or equivalent regulations of any Agreement State.

CONDITIONS

10. The licensee may distribute pursuant to Condition 9.A the self-luminous timepieces models specified in the table, "Timepieces subject to 10 CFR 32.14," in Attachment A of letter dated March 28, 2016. The licensee shall request an amendment to this license if they intend to distribute timepiece models not authorized by this license.

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11. Self-Luminous timepieces may be distributed pursuant to Condition 9.B of this license provided the amount of hydrogen-3 contained in each timepiece does not exceed the amount specified in the following table:

<u>Device Model</u>	<u>Maximum Activity</u>
DG1016A-S1J	43.1 millicuries (1.59 GBq) in 16 sources
NT1050D-SAJ	62.6 millicuries (2.32 GBq) in 37 sources
DM1016A-S1J	41.8 millicuries (1.55 GBq) in 15 sources
NM1020-S2	95.4 millicuries (3.53 GBq) in 34 sources
NM1016-SA	66.6 millicuries (2.47 GBq) in 32 sources
GM1032-S1	85.5 millicuries (3.17 GBq) in 32 sources
NM1016C-SR	53.7 millicuries (1.99 GBq) in 27 sources
NM1038D-SCA	63.5 millicuries (2.35 GBq) in 32 sources
NM1038D-SEA	72.1 millicuries (2.67 GBq) in 38 sources
GM 1072D-SA	75.5 millicuries (2.80 GBq) in 37 sources
NM1068D-SA	49.1 millicuries (1.82 GBq) in 31 sources
NL1068D-SA	39.5 millicuries (1.46 GBq) in 31 sources

12. Each lot of timepieces, hands and dials received, containing tritium for distribution pursuant to 10 CFR 30.15, must be accompanied by a certificate which attests to the following:
- The timepieces, hands and dials have been manufactured in accordance with the International Atomic Energy Agency, International Standards Organization, OECD Nuclear Energy Agency, American National Standards Institute or equivalent industry standard; and
 - The amount of tritium on the timepieces, hands, and dials is not in excess of the maximum permissible amount authorized in 10 CFR 30.15(a)(1).
13. This license does not authorize possession or use of licensed material.
14. The licensee is authorized to distribute only from its facilities located at 1920 Dr. Martin Luther King Jr. Street North, Suite C, St. Petersburg, Florida 33704.
15. The licensee shall submit periodic material transfer reports as specified in Section 32.16 and in Section 32.25(c) of 10 CFR Part 32.

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16. Except as specifically provided otherwise by this license, the licensee shall conduct its program in accordance with the statements, representations, and procedures contained in the documents, including any enclosures, listed below. The U.S. Nuclear Regulatory Commission's regulations shall govern unless the statements, representations, and procedures in the licensee's application and correspondence are more restrictive than the regulations.
- A. Application dated September 4, 2015 (ML15254A068);
 - B. Letter dated November 2, 2015 (ML15307A054);
 - C. Letter dated February 15, 2016 (ML16050A426); and
 - D. Letter dated March 28, 2016 (ML16111A931).



FOR THE U.S. NUCLEAR REGULATORY COMMISSION

Date: 4/21/2016By: /RA/
Hector Rodriguez-Luccioni, PhD
Materials Safety Licensing Branch
Division of Material Safety, State, Tribal,
and Rulemaking Programs
Office of Nuclear Material Safety
and Safeguards
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