



September 9, 2016

US Nuclear Regulatory Commission, Region III  
2443 Warrenville Road, Suite 210  
Lisle, IL 60532-4352

RE: Materials License # 13-17635-01  
Change of Control Information

Dear Mr. Reichhold,

Vertellus Agriculture & Nutrition Specialties LLC (Vertellus) respectfully submits the following change of control information as outlined in the telefax transmittal from you dated June 10, 2016.

1. Vertellus Integrated Pyridines LLC will acquire the real property and manufacturing assets located at 1500 South Tibbs Avenue, Indianapolis, IN 46241. A point of contact at the facility is Tamra Kress (317-248-6511, [tkress@vertellus.com](mailto:tkress@vertellus.com)).
2. At this time and the foreseeable future, personnel and duties that relate to the licensed program will remain the same.
3. Operations related to the licensed gauges will not change.
4. The surveillance program (surveys, wipe test) as managed by the on-site Radiation Safety Officers remains compliant with the requirements of the license and will not be changed with the transfer of ownership.
5. There is no intent to decommission the licensed gauges. At such time that decommissioning may be necessary, all records concerning the safe and effective removal of the gauges will be maintained by the facility and provided to the NRC as appropriate.
6. The transferee (Vertellus Integrated Pyridines LLC) will abide by all constraints, conditions, requirements and commitments of the transferor or the transferee will submit a complete description of the proposed licensed program.
7. Documentation that the transferor and transferee agree to the change in ownership or control of the licensed material and activity, and the conditions of transfer is attached. The transferee will be made aware of all open inspection items and its responsibility for possible resulting enforcements actions (none exist at this time)

As provided in the above mentioned telefax transmittal, this information is being sent by facsimile to you at 630-515-1078. If you have any questions or need additional information please contact me at 317-248-6511 or [tkress@vertellus.com](mailto:tkress@vertellus.com).

Sincerely,

Tamra Kress  
Senior Environmental Specialist

RECEIVED SEP 12 2016

**Attachment**  
**Agreement Regarding Permit Transfer**



September 9, 2016

Re: Agreement Regarding Permit Transfer – Vertellus Agriculture & Nutrition Specialties LLC to Vertellus Integrated Pyridines LLC

Air—Permit # T097-27757-00315  
Wastewater Discharge—Permit # 285901  
NRC—Material License # 13-17635-01  
RCRA—EPA ID # IND 000 807 107

On May 31, 2016 Vertellus Agriculture & Nutrition Specialties LLC, with offices at 201 N. Illinois Street, Suite 1800, Indianapolis, IN 46204 and certain of its affiliates filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code with the United States Bankruptcy Court for the District of Delaware, captioned *In re Vertellus Specialties Inc., et al.*, Case No. 16-11290 (Bankr. D. Del.). Concurrently with doing so, the petitioners entered into an Asset Purchase Agreement with its lenders pursuant to which substantially all of the company's US assets and foreign subsidiaries would be sold to buyer.

Accordingly, and pursuant to an order entered by the Bankruptcy Court on September 8, 2016, Vertellus Integrated Pyridines LLC, having offices at 201 N. Illinois Street, Suite 1800, Indianapolis, IN 46204, will acquire the real property and manufacturing assets located at the 1500 South Tibbs Avenue, Indianapolis, Indiana.

The parties to the agreement anticipate that the transaction will close on Friday, September 30, 2016 (the "Closing Date"), effective as of 11:59 pm (Eastern Time) on the Closing Date, and have agreed to use best efforts to do so.

The parties desire that the above referenced permits issued by the [agency] (the "Permits") be transferred from Vertellus Agriculture & Nutrition Specialties LLC to Vertellus Integrated Pyridines LLC on the Closing Date.

Vertellus Integrated Pyridines LLC affirms that it seeks to be the legally responsible party for the ownership and operations authorized by the Permits and, as of the Closing Date, shall assume all responsibility, coverage, and liabilities with respect to the Permits as further set forth in the Asset Purchase Agreement.

A handwritten signature in black ink, appearing to read "Anne M. Frye", written over a horizontal line.

Anne M. Frye  
Vertellus Integrated Pyridines LLC  
Authorized Signatory

ACKNOWLEDGED & AGREED

A handwritten signature in black ink, appearing to read "Anne M. Frye", written over a horizontal line.

Anne M. Frye  
Vertellus Agriculture & Nutrition Specialties LLC  
Vice President & Secretary