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DIRECT TELEPHONE: 304-340-1177

E-mail: cbrumley@jacksonkelly.com

DIRECT TELECOPIER: 304-340-1080

March 5, 2018

*br. 2*

RECRG10308\*18AM07:40

**Via Overnight Delivery**

U.S. Nuclear Regulatory Commission – Region I  
Atten: Licensing Assistance Team  
2100 Renaissance Boulevard  
King of Prussia, PA 19406

*03038704*  
Re: Request for Consent to Transfer of Control of License, Material License  
No. 47-25581-02

To Whom It May Concern:

Please find enclosed a joint request for the consent of the Nuclear Regulatory Commission (“NRC”) to the transfer of control of the above-referenced license to Pristine Clean Energy, LLC. As explained in the enclosed joint request, and accompanying Information Needed for Transfer of Control Application enclosed behind the joint request, the licensee, Brooks Run Mining Company, LLC, will remain the same in the transaction, but the ownership of Brooks Run Mining Company, LLC, was sold to Pristine Clean Energy, LLC.

The parties to the transaction prepared the enclosed joint request and transfer application, but they have discovered that the papers were not submitted to the NRC due to an administrative error. We submit them now for your consideration. Should you have any questions about the transfer of control, please feel free to contact me at the number listed above. If you have any questions regarding the seller’s continued maintenance and authority over the license pending receipt of NRC’s approval, please feel free to contact the seller’s representative, William Newsome, at (304) 369-8623.

Very truly yours,

Christina T. Brumley

CTB/sla  
Enclosures

**AMFIRE HOLDINGS, LLC**  
**AMFIRE, LLC**  
P.O. Box 3700  
Kingsport, TN 37664-0700

November 30, 2017

U.S. Nuclear Regulatory Commission – Region I  
Attn: Licensing Assistance Team  
2100 Renaissance Boulevard  
King of Prussia, PA 19406

RE: Request for Written Consent to Transfer of Control of License, Material License No. 47-25581-02

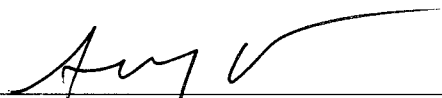
To whom it may concern:

In accordance with 10 C.F.R. §§ 30.34 and 70.36, Amfire Holdings, LLC (“Amfire Holdings”), Amfire, LLC (“Amfire” and together with Amfire Holdings, the “Sellers”), Brooks Run Mining Company, LLC (“Brooks Run Mining”) and Pristine Clean Energy, LLC (“Pristine Clean”) hereby jointly request the consent of the Nuclear Regulatory Commission (“NRC”) to the transfer of control of Material License No. 47-25581-02 from the Sellers to Pristine Clean in conjunction with the purchase and sale of all membership interests of Brooks Run Mining.

Enclosed with this letter is the Information Needed for Transfer of Control Application.

If you have any questions or concerns, please contact our counsel, Christina T. Brumley, at (304) 340-1177, or Sellers’ representative, Mr. William Newsome, at 304-369-8623.

AMFIRE HOLDINGS, LLC



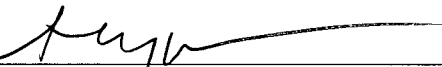
By: Andrew B. McCallister  
Its: Vice President

PRISTINE CLEAN ENERGY, LLC



By: William K. Abraham  
Its: Managing Member

AMFIRE, LLC



By: Andrew B. McCallister  
Its: Vice President

BROOKS RUN MINING COMPANY, LLC



By: William K. Abraham  
Its: Managing Member

**BROOKS RUN MINING COMPANY, LLC, LICENSE NO. 47-25581-02  
INFORMATION NEEDED FOR TRANSFER OF CONTROL APPLICATION**

**NRC Region:** Region I  
**Telephone:** (304) 304-1177

**Contact:** Christina Brumley  
**Fax:** (304) 304-1080

1. Describe any planned changes in the organization, including but not limited to, transfer of stocks or assets and mergers, change in members on Board of Directors, etc. Provide the new licensee name, mailing address, and contact information, including phone numbers. Clearly identify when the amendment request is due to a name change only. **Pursuant to a membership interest purchase agreement, Amfire Holdings, LLC (“Seller I”), Amfire, LLC (“Seller II” and together with Seller I, the “Sellers”), and Brooks Run Mining Company, LLC (the “Brooks Run”), sold all membership interest of the Company to Pristine Clean Energy, LLC.**

**The name of the licensee remains the same: Brooks Run Mining Company, LLC.**

**The mailing address and contact information for Brooks Run is now:**

**Rick Goodnight  
2691 Little Birch Road  
Sutton, WV 26601  
(304) 765-4006**

2. Describe any changes in personnel or duties that relate to the licensed program. Include training and experience for new personnel and any changes in the training program. **Robert Holcolm is no longer the Radiation Safety Officer (the “RSO”). The RSO is now Rick Goodnight.**
3. Describe any changes in the location, facilities, equipment, radiation safety program, use, possession, waste management, or other procedures that relate to the licensed program. **No change.**
4. Describe the status of the licensee’s facilities, equipment, and radiation safety program, including any known contamination and whether decontamination will occur prior to transfer. Include the status of calibrations, leak tests, area surveys, wipe tests, training, quality control, and related records. **All required surveillance has been performed, documented and reviewed.**
5. If current decommissioning funding plans (DFP) will be changed as a result of the transfer, the revised DFP should be submitted. If other financial assurance documents will be changed as a result of the transfer, confirm that all financial assurance instruments associated with the license will be held in the transferee’s name before the license is transferred, and as required by 10 CFR 30.35(f), the licensee must, within 30 days, submit financial instruments reflecting such changes. **Not applicable.**
6. Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity. **Not applicable.**
7. Confirm that both transferor and transferee agree to transferring control of the licensed material and activity, and the conditions of transfer, and that the transferee has been made aware of any open inspection items and its responsibility for possible resulting enforcement actions. **Brooks**

**Run and Pristine Clean hereby confirm they agree to transferring control of the licensed material and activity and the conditions of transfer. Pristine Clean has been made aware of all open inspection items and its responsibility for possible resulting enforcement actions.**

8. Confirm that the transferee will abide by all constraints, conditions, requirements, representations, and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program. **Pristine Clean hereby agrees to abide by all constraints, conditions, requirements, representations, and commitments identified in the existing license.**
9. The transferee, in the case of fuel cycle facilities, shall provide documentation showing that it is financially qualified to conduct normal operations. The information can be in the form of income statements and balance sheet forecasts. **Not applicable.**



**ACKNOWLEDGEMENT - RECEIPT OF CORRESPONDENCE**

<b>Name and Address of Applicant and/or Licensee</b>  William G. Newsome Corporate Radiation Safety Officer Brooks Run Mining Company, LLC 2691 Little Birch Road Sutton, West Virginia 26601-6596	<b>Date</b> March 14, 2018
	<b>License Number(s)</b> 47-25581-02
	<b>Mail Control Number(s)</b> 602608
	<b>Licensing and/or Technical Reviewer or Branch</b> Commercial, Industrial, R&D, and Academic Branch

This is to acknowledge receipt of your:  Letter and/or  Application Dated: March 5, 2018

The initial processing, which included an administrative review, has been performed.  
 Amendment  Termination  New License  Renewal

There were no administrative omissions identified during our initial review.

This is to acknowledge receipt of your application for renewal of the material(s) license identified above. Your application is deemed timely filed, and accordingly, the license will not expire until final action has been taken by this office.

Your application for a new NRC license did not include your taxpayer identification number. Please complete and submit NRC Form 531, Request for Taxpayer Identification Number, located at the following link: <http://www.nrc.gov/reading-rm/doc-collections/forms/nrc531.pdf>  
 Follow the instructions on the form for submission.

The following administrative omissions have been identified:

Your application has been assigned the above listed MAIL CONTROL NUMBER. When calling to inquire about this action, please refer to this control number. Your application has been forwarded to a technical reviewer. Please note that the technical review, which is normally completed within 180 days for a renewal application (90 days for all other requests), may identify additional omissions or require additional information. If you have any questions concerning the processing of your application, our contact information is listed below:

**Region I**  
**U. S. Nuclear Regulatory Commission**  
**Division of Nuclear Materials Safety**  
**2100 Renaissance Boulevard, Suite 100**  
**King of Prussia, PA 19406-2713**  
**(610) 337-5260, (610) 337-5313,**  
**(610) 337-5398, (610) 337-5239**