

APG Polytech LLC

April 18, 2018

Mr. Leo Wardrobe
Health Physicist
Nuclear Regulatory Commission, Region I
Division of Nuclear Materials Safety,
Commercial, Industrial, R&D, and Academic Branch
2100 Renaissance Boulevard, Suite 100
King of Prussia, PA 19406-2713

RE: Transfer of Control
Material License Number: 47-25227-01
Expiration: June 30, 2023
Docket No: ~~020-33015~~ 03033015
RSO: Rocky Sturgeon, 304-576-4664 *RSW*

Dear Mr. Wardrobe:

In response to your email dated April 16, 2018, you noted that you had reviewed the information with regard to the transfer-of-control of M&G Polymers USA, Inc's material license to APG Polytech LLC, and indicated that more information was required for items 5, 6, 7, and 8. Below are the revised responses to those items:

5. Not Applicable (APG Polytech LLC is not required to have a decommissioning funding plan).
6. All current and historical procedures and records related to the nuclear devices for M&G Polymers have transferred to and remain in the possession of APG Polytech, LLC.
7. M&G Polymers and APG Polytech confirm that control of the licensed material and activity has transferred to APG Polytech. APG Polytech LLC is aware of all current and historical inspection items and per the terms of the sales agreement accepts responsibility for any pending enforcement actions.
8. APG Polytech LLC will abide by all constraints, conditions, requirements, representations, and commitments of M&G Polymers.

Also attached to this letter is the original letter with the answers to the other questions as originally submitted.

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NMSS/RGN1 MATERIALS-002

APG Polytech LLC

If you have any questions or require further information, please feel free to contact me at (304) 576-4664, or via email at Rocky.Sturgeon@apgpoly.com

Sincerely,



Rocky Sturgeon
RSO



Richard Maack
Site Manager

APG Polytech LLC

March 29, 2018

INFORMATION FOR THE TRANSFER OF CONTROL:

NRC Region: 1

Contact: Leo Wardrobe

Telephone: 610/337-5171

The site for the transfer of control is:

FE Polytech
27610 Huntington Road
PO Box 8
Apple Grove WV 25502

Material License number: 47-25227-01
Expiration: June 30, 2023
Docket No. 030-33015

RSO: Rocky Sturgeon Phone: 304/576-4664

M&G Polymers filed bankruptcy for this location on October 24, 2017. At that time we seized operations at this facility. We did a controlled shutdown. Once that was completed, it was decided that a core group of staff employees would remain on site for preservation. I (Rocky Sturgeon) was one of these employees. Once we seized operation, I physically turned all of our source holders to the "Off" position and they are still in that position. In January, 2018, I did a radiation survey of all the source holders in the "Off" position and recorded the results. No sources have been removed from their locations. I do have source holders in a storage location, sturand they have not been moved or relocated. They are still on plant site.

The new company is Far Eastern New Century (FENC) headquartered in Taiwan. This will be their first presence in the United States.

Our facility was working toward a license under the name of FE Polytech, LLC. The company since has now changed the name of this location to APG Polytech, LLC. The business is licensed in the State of Delaware.

P.O. Box 8, 27610 Huntington Road, Apple Grove WV 25502

APG Polytech LLC

1. The new owners have assumed all assets at this location. The local contact person will be Rocky Sturgeon (RSO); telephone number 304/576-4664. The local organization will not change. The same management team will still be in place. I see this is as a name change. The facility will make the same product and the sources will be used for the same purpose.
2. The personnel and their duties will remain the same as before.
3. There will be no changes in the location, facilities, equipment and safety program. We will use the sources as we have always done in the past. The location of these sources will not and has not changed. We use these sources for continuous level indication and point level detection. No procedures will be changed.
4. The facility at this location produces PET resin. Most all of the sources are mounted to reactors, tanks and silos. All of these source holders are turned "off" and we are not producing any material. The plant is in an idle state. There will be no changes to the safety program. The current program has the shutter test performed every six months. This will continue under the new owners. The wipe test has been performed every three years per the manufacturer and this practice will continue under the new owners. All records are kept in the RSO's office and will continue to be kept there under the new owners.
5. We are not and will not be decommissioning this location. I cannot give you any of the financial documents for the new owners as of yet.
6. No decommissioning will be going on at this location.
7. Will supply you information after the closing.
8. Will supply you information after the closing.
9. This site is not a fuel cycle facility.


Rocky Sturgeon
RSO
304/576-4664


Richard Maack
Site Manager
304/576-4741

Attachment

P.O. Box 8, 27610 Huntington Road, Apple Grove WV 25502