



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION I  
2100 RENAISSANCE BLVD.  
KING OF PRUSSIA, PA 19406-2713

November 8, 2018

Carl D. Lucas, President  
Marfork Coal Company, LLC  
P.O. Box 457  
Whitesville, West Virginia 25209

SUBJECT: MARFORK COAL COMPANY, LLC, LICENSE AMENDMENT, MAIL CONTROL  
NO. 609920

Dear Mr. Lucas:

This refers to your license amendment request dated September 5, 2018. Please find enclosed Amendment No. 1 authorizing a change in your legal entity name and releasing for unrestricted use the Low Gap Belt Transfer facility located at 8641 Coal River Road, Route 3/1, Whitesville, West Virginia.

An environmental assessment for this action was not required, since this action is categorically excluded under 10 CFR 51.22(c)(14) & (20).

Please review the enclosed document carefully and be sure that you understand and fully implement all the conditions incorporated into the amended license. If there are any errors or questions, please contact me at (610) 337-5171 or via electronic mail at [leonardo.wardrobe@nrc.gov](mailto:leonardo.wardrobe@nrc.gov) so that appropriate corrections or answers can be provided.

You will be periodically inspected by the NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action(s) against you. This could include issuance of a Notice of Violation, or Imposition of a Civil Penalty, or an Order Suspending, Modifying or Revoking Your License as specified in the NRC Enforcement Policy. The NRC Enforcement Policy is available at:  
<http://www.nrc.gov/reading-rm/doc-collections/enforcement/>.

An electronic version of the NRC's regulations is available on the NRC Web Site at: [www.nrc.gov](http://www.nrc.gov). Additional information regarding medical uses of radioactive materials may be obtained on the NRC Web Site at: <http://www.nrc.gov/materials/miau/med-use-toolkit.html>. This site also provides the updated Training and Experience NRC Form 313A series of forms and guidance, as well as information on the revised regulations for naturally-occurring and accelerator-produced radioactive materials (NARM).

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web Site at: <http://www.nrc.gov/about-nrc/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

NRC's Regulatory Issue Summary (RIS) 2005-31 provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through ADAMS, the NRC's electronic document system. Pursuant to NRC's RIS 2005-31, and in accordance with 10 CFR 2.390, this letter and the enclosed license document are exempt from public disclosure because their disclosure to unauthorized individuals could present a security vulnerability. The RIS may be located on the NRC Web Site at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005/ri200531.pdf> and the link for frequently asked questions regarding protection of security-related sensitive information may be located at: <http://www.nrc.gov/reading-rm/sensitive-info/faq.html>.

Thank you for your cooperation.

Sincerely,



Leonardo Wardrobe, Health Physicist  
Commercial, Industrial, R&D  
and Academic Branch  
Division of Nuclear Materials Safety  
Region I

License No. 47-35156-01  
Docket No. 03038750  
Mail Control No. 609920

Enclosure:  
Amendment No. 1

cc: Sanford G. Carriger II, Radiation Safety Officer

MARFORK COAL COMPANY, LLC, LICENSE AMENDMENT, MAIL CONTROL NO. 609920, DATED NOVEMBER 8, 2018

DOCUMENT NAME: G:\WBL Documents\WBL License Cover Letter\L47-35156-01.609920.docx

**SUNSI Review Complete:** LWARDROBE

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DATE	11/8/2018						

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