

Forster, Sara

From: Forster, Sara
Sent: Wednesday, March 20, 2019 8:49 AM
To: Stewart, Jenny
Subject: RE: RE: RE: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485
Attachments: NUREG1556Vol15r1AppxE_checklist.pdf

Dear Ms. Stewart:

As discussed this morning, the information needed is outlined in the attached file. You may submit your response as a pdf file of a signed and dated letter, attached to an email message. Please let me know if you have any questions.

Thank you,

Sara Forster
U.S. NRC
630-829-9892

From: Forster, Sara
Sent: Monday, March 18, 2019 9:17 AM
To: Stewart, Jenny <Jenny.Stewart@testamericainc.com>
Subject: RE: RE: RE: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485

Great! I will call you at 9:30 eastern (8:30 central).

Sara Forster

From: Stewart, Jenny [<mailto:Jenny.Stewart@testamericainc.com>]
Sent: Monday, March 18, 2019 9:01 AM
To: Forster, Sara <Sara.Forster@nrc.gov>
Cc: Ely, Kristen <Kristen.Ely@testamericainc.com>; Ridenhower, Mike <Michael.Ridenhower@testamericainc.com>; Schemmer, Pamela <Pamela.Schemmer@testamericainc.com>; Vicinie, Rusty <Rusty.Vicinie@testamericainc.com>
Subject: [External_Sender] RE: RE: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485

Hi Sara,
Yes, I am available any time except 10:30am-11:00am EDT.

Thanks,
Jen

Jenny L. Stewart

Phone: 203-202-8811; cell 203-216-3770

E-mail: jenny.stewart@testamericainc.com

From: Forster, Sara [<mailto:Sara.Forster@nrc.gov>]
Sent: Monday, March 18, 2019 9:53 AM
To: Stewart, Jenny
Cc: Ely, Kristen; Ridenhower, Mike; Schemmer, Pamela; Vicinie, Rusty
Subject: RE: RE: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485

Dear Ms. Stewart:

Thank you for your message. Would you be available on Wednesday morning (3/20) for a call? I would like to call you then, to follow up on my previous inquiry.

Thank you,

Sara Forster

From: Stewart, Jenny [<mailto:Jenny.Stewart@testamericainc.com>]
Sent: Monday, March 18, 2019 8:47 AM
To: Forster, Sara <Sara.Forster@nrc.gov>
Cc: Ely, Kristen <Kristen.Ely@testamericainc.com>; Ridenhower, Mike <Michael.Ridenhower@testamericainc.com>; Schemmer, Pamela <Pamela.Schemmer@testamericainc.com>; Vicinie, Rusty <Rusty.Vicinie@testamericainc.com>
Subject: [External_Sender] RE: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485

Hi Sara,
Following up on my previous email regarding your request for information regarding the change in ownership of TestAmerica Laboratories, Inc. Please feel free to contact me by email or phone at (203)216-3770.

Best regards,
Jenny L. Stewart, Esq.
Corporate Counsel and Vice President of Human Resources

Admitted in New York and Connecticut
Authorized House Counsel in Florida

Eurofins TestAmerica

Tel 203.202.8811 | Cell 203.216.3770
Email: jenny.stewart@testamericainc.com
www.testamericainc.com www.EurofinsUS.com

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*No non-public info is contained herein.
- Dr 5/10/2019.*

From: Stewart, Jenny
Sent: Wednesday, February 20, 2019 1:19 PM

To: sara.forster@nrc.gov

Cc: Ely, Kristen; Ridenhower, Mike; Schemmer, Pamela; Vicinie, Rusty (Rusty.Vicinie@testamericainc.com)

Subject: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485

Dear Sara,

It has come to my attention that you are requesting information about the change in ownership of TestAmerica Laboratories, Inc. My apologies for the delay in responding on this matter.

Would you please contact me directly so we can discuss what further information you need?

Best regards,

Jenny L. Stewart, Esq.

Corporate Counsel and Vice President of Human Resources

Eurofins TestAmerica

Phone: 203-202-8811

Mobile: 203-216-3770

Email: jenny.stewart@testamericainc.com

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Admitted in New York and Connecticut

Authorized House Counsel in Florida

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No non-public information is contained herein - SK 5/10/2019

From: Forster, Sara [<mailto:Sara.Forster@nrc.gov>]

Sent: Thursday, January 31, 2019 12:39 PM

To: St. Louis - QA

Subject: RE: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485

[REDACTED]

Dear Ms. Ely:

Could you please provide an update on the status of your response?

Thank you,

Sara Forster
U.S. NRC

From: Forster, Sara

Sent: Tuesday, November 20, 2018 10:48 AM

To: 'St.Louis-QA@testamericainc.com' <St.Louis-QA@testamericainc.com>

Subject: Additional Information Needed for Test America Laboratories - St. Louis Transfer of Control Consent request and notification, NRC Lic. No. 24-24817-01, CN610485

Dear Ms. Ely:

We have reviewed your November 9, 2018 letter (NRC Accession No. ML18319A156) necessitating NRC review and consent to a Transfer of Control of the above referenced license, via indirect transfer of the licensee's parent company Test America Environmental Laboratories Incorporated to Eurofins Scientific.

Upon review, we have noted that the application omits information requested in the NRC's NUREG 1556 Vol. 15, rev. 1, "Guidance about Changes of Control and about Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials," guidance volume. As we discussed this morning, please see attached for information needed to complete our review of your request.

To facilitate our continued review of your request, please provide additional information – via a signed and dated cover letter and resubmitted supporting information.

Please provide the requested information within 14 days of this message (on or before December 4, 2018). Include a signed and dated cover letter transmitting your response. Submission of your response as a pdf file attached to an email or via facsimile will allow for the quickest processing. Please call or email me with any questions you may have, or if you are unable to respond by the date suggested above. Thank you for your prompt attention to this matter.

Sincerely,

Sara A. Forster, Health Physicist Licensing Reviewer
U.S. Nuclear Regulatory Commission - Region III
Division of Nuclear Materials Safety
2443 Warrenville Rd. - Ste. 210
Lisle, IL 60532-4352
sara.forster@nrc.gov
Direct: (630) 829-9892
Facsimile: (630) 515-1078



Information Needed For Transfer of Control Application

Include a contact name and either U.S. Nuclear Regulatory Commission (NRC) regional office or Headquarters telephone numbers for follow-up information, as required.

NRC Region: _____ **Contact:** _____
Telephone: () - _____ **Fax:** () - _____

Definitions:

Control: Control of a license is in the hands of the person or persons who are empowered to decide when and how that license will be used. That control is to be found in the person or persons who, because of ownership or authority explicitly delegated by the owners, possess the power to determine corporate policy and, thus, the direction of the activities under the license.

Transferee: A transferee is an entity that proposes to purchase or otherwise gain control of an NRC-licensed operation.

Transferor: A transferor is an NRC licensee selling or otherwise giving up control of a licensed operation.

Information Needed for Transfer of Control

Licensees must provide full information and obtain NRC's *prior written consent* before transferring control of the license. Provide the following information concerning changes of control by the applicant (transferor and/or transferee, as appropriate). If any items are not applicable, so state.

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.
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.
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.
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.
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.

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.
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.
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.
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.