

*Br. 2*

**From:** David Swindell  
**To:** Cassata, James; "Mabardy, Bo"; kim.reed@arcelormittal.com  
**Cc:** Ragland, Randolph; Burritt, Arthur; Gruber, Donna; Gordon, Craig  
**Subject:** [External\_Sender] RE: URGENT: EXPIRED LICENSE APRIL 30, 2019; Send in NRC Form 314 and Supporting Paperwork to Close Out License  
**Date:** Thursday, May 23, 2019 2:18:00 PM  
**Attachments:** image001.png  
20190522160855.pdf Mid Vol Renewal.pdf

*03036910*

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Jim

Thanks for your time and email explanation. Attached are the documents sent on 4/26/2019 for renewal and amendment of the licence (47-31035-01) Mid Vol Coal Sales and amendment of the license (47-31398-01) Prime Coal . The documents and check were sent in the same envelope. The check was cashed on 4/30/2019. This should confirm receipt of the documents by the NRC. I hope this helps. Please advise us on your decision and let us know if you need anything else from us. Thank You again for your assistance.

Best Regards,

***David K. Swindell***

David K. Swindell  
CEO  
[david.swindell@energytechinc.com](mailto:david.swindell@energytechinc.com)

Energy Technologies Inc.  
P.O. Box 23860  
Knoxville, TN 37933  
865.927.9330  
865.927.8017 (Fax)

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**From:** Cassata, James [mailto:James.Cassata@nrc.gov]  
**Sent:** Wednesday, May 22, 2019 5:57 PM  
**To:** Mabardy, Bo; kim.reed@arcelormittal.com; david.swindell@energytechinc.com  
**Cc:** Ragland, Randolph; Burritt, Arthur; Gruber, Donna; Gordon, Craig  
**Subject:** URGENT: EXPIRED LICENSE APRIL 30, 2019; Send in NRC Form 314 and Supporting Paperwork to Close Out License  
**Importance:** High

Mid-Vol Coal Sales, Inc.  
640 Clover Dew Dairy Road  
Princeton, West Virginia 24740  
Docket No: 3036910  
License No: 47-31035-01  
Program Code: 03120 Fixed Gauge  
RSO: Bo Mabardy  
Business Cell 304-921-0720  
Office Phone 304-383-4905

*Rec'd. in LAT- 05/23/2019*

*612269*  
NRC/ORGN MATERIALS-002

**NRC FORM 313**  
(10-2017)  
10 CFR 30.32,  
33, 34, 35, 36  
37, 39 and 40



**U.S. NUCLEAR REGULATORY COMMISSION**

**APPLICATION FOR  
MATERIALS LICENSE**

APPROVED BY OMB: NO. 3150-0120

EXPIRES: 06/30/2019

Estimated burden per response to comply with this mandatory collection request: 4.3 hours. Submittal of the application is necessary to determine that the applicant is qualified and that adequate procedures exist to protect the public health and safety. Send comments regarding burden estimate to the Information Services Branch (T-2 F43), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by e-mail to [infocollects.Resource@nrc.gov](mailto:infocollects.Resource@nrc.gov), and to the Desk Officer, Office of Information and Regulatory Affairs, NEOB-10202, (3150-0120), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.

**INSTRUCTIONS: SEE THE CURRENT VOLUMES OF THE NUREG-1556 TECHNICAL REPORT SERIES ("CONSOLIDATED GUIDANCE ABOUT MATERIALS LICENSES") FOR DETAILED INSTRUCTIONS FOR COMPLETING THIS FORM: <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/>. SEND TWO COPIES OF THE COMPLETED APPLICATION TO THE NRC OFFICE SPECIFIED BELOW.**

**APPLICATION FOR DISTRIBUTION OF EXEMPT PRODUCTS FILE APPLICATIONS WITH:**

MATERIALS SAFETY LICENSING BRANCH  
DIVISION OF MATERIAL SAFETY, STATE, TRIBAL AND RULEMAKING PROGRAMS  
OFFICE OF NUCLEAR MATERIALS SAFETY AND SAFEGUARDS  
U.S. NUCLEAR REGULATORY COMMISSION  
WASHINGTON, DC 20555-0001

**ALL OTHER PERSONS FILE APPLICATIONS AS FOLLOWS:**

**IF YOU ARE LOCATED IN:**

ALABAMA, CONNECTICUT, DELAWARE, DISTRICT OF COLUMBIA, FLORIDA,  
GEORGIA, KENTUCKY, MAINE, MARYLAND, MASSACHUSETTS, NEW HAMPSHIRE,  
NEW JERSEY, NEW YORK, NORTH CAROLINA, PENNSYLVANIA, PUERTO RICO,  
RHODE ISLAND, SOUTH CAROLINA, TENNESSEE, VERMONT, VIRGINIA, VIRGIN  
ISLANDS, OR WEST VIRGINIA,

**SEND APPLICATIONS TO:**

LICENSING ASSISTANCE TEAM  
DIVISION OF NUCLEAR MATERIALS SAFETY  
U.S. NUCLEAR REGULATORY COMMISSION, REGION I  
2100 RENAISSANCE BOULEVARD, SUITE 100  
KING OF PRUSSIA, PA 19406-2713

**IF YOU ARE LOCATED IN:**

ILLINOIS, INDIANA, IOWA, MICHIGAN, MINNESOTA, MISSOURI, OHIO, OR WISCONSIN, SEND APPLICATIONS TO:

MATERIALS LICENSING BRANCH  
U.S. NUCLEAR REGULATORY COMMISSION, REGION III  
2443 WARRENVILLE ROAD, SUITE 210  
LISLE, IL 60532-4352

**IF YOU ARE LOCATED IN:**

ALASKA, ARIZONA, ARKANSAS, CALIFORNIA, COLORADO, HAWAII, IDAHO, KANSAS,  
LOUISIANA, MISSISSIPPI, MONTANA, NEBRASKA, NEVADA, NEW MEXICO, NORTH  
DAKOTA, OKLAHOMA, OREGON, PACIFIC TRUST TERRITORIES, SOUTH DAKOTA, TEXAS,  
UTAH, WASHINGTON, OR WYOMING,

**SEND APPLICATIONS TO:**

NUCLEAR MATERIALS LICENSING BRANCH  
U.S. NUCLEAR REGULATORY COMMISSION, REGION IV  
1600 E. LAMAR BOULEVARD  
ARLINGTON, TX 76011-4511

**PERSONS LOCATED IN AGREEMENT STATES SEND APPLICATIONS TO THE U.S. NUCLEAR REGULATORY COMMISSION ONLY IF THEY WISH TO POSSESS AND USE LICENSED MATERIAL IN STATES SUBJECT TO U.S. NUCLEAR REGULATORY COMMISSION JURISDICTIONS.**

1. THIS IS AN APPLICATION FOR (Check appropriate item)

A. NEW LICENSE

B. AMENDMENT TO LICENSE NUMBER

C. RENEWAL OF LICENSE NUMBER 47-31035-01

2. NAME AND MAILING ADDRESS OF APPLICANT (include zip code)

ArcelorMittal Mining Princeton  
640 Clover Dew Dairy Road  
Princeton, West Virginia 24739

3. ADDRESS WHERE LICENSED MATERIALS WILL BE USED OR POSSESSED

MID-VOL Coal Sales  
Roadfork Loadout  
8811 Skygusty Highway  
Skygusty, WV 24801

4. NAME OF PERSON TO BE CONTACTED ABOUT THIS APPLICATION

Kim Reed, RSO

BUSINESS TELEPHONE NUMBER	BUSINESS CELLULAR TELEPHONE NUMBER
304-325-5719	304-320-1558
BUSINESS E-MAIL ADDRESS	
kim.reed@arcelormittal.com	

SUBMIT ITEMS 5 THROUGH 11 ON 8-1/2 X 11" PAPER. THE TYPE AND SCOPE OF INFORMATION TO BE PROVIDED IS DESCRIBED IN THE LICENSE APPLICATION GUIDE.

5. RADIOACTIVE MATERIAL

a. Element and mass number; b. chemical and/or physical form; and c. maximum amount which will be possessed at any one time.

6. PURPOSE(S) FOR WHICH LICENSED MATERIAL WILL BE USED

7. INDIVIDUAL(S) RESPONSIBLE FOR RADIATION SAFETY PROGRAM AND THEIR TRAINING AND EXPERIENCE.

8. TRAINING FOR INDIVIDUALS WORKING IN OR FREQUENTING RESTRICTED AREAS

9. FACILITIES AND EQUIPMENT.

10. RADIATION SAFETY PROGRAM.

11. WASTE MANAGEMENT.

12. LICENSE FEES (Fees required only for new applications, with few exceptions\*)  
(See 10 CFR 170 and Section 170.31)  
\*Amendments/Renewals that increase the scope of the existing license to a new or higher fee category will require a fee.

FEE CATEGORY	3.P.	AMOUNT ENCLOSED \$	3,400.00
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PER THE DEBT COLLECTION IMPROVEMENT ACT OF 1996 (PUBLIC LAW 104-134), YOU ARE REQUIRED TO PROVIDE YOUR TAXPAYER IDENTIFICATION NUMBER. PROVIDE THIS INFORMATION BY COMPLETING NRC FORM 531: <https://www.nrc.gov/reading-rm/doc-collections/forms/nrc531info.html>

13. CERTIFICATION (Must be completed by applicant) THE APPLICANT UNDERSTANDS THAT ALL STATEMENTS AND REPRESENTATIONS MADE IN THIS APPLICATION ARE BINDING UPON THE APPLICANT.

THE APPLICANT AND ANY OFFICIAL EXECUTING THIS CERTIFICATION ON BEHALF OF THE APPLICANT, NAMED IN ITEM 2, CERTIFY THAT THIS APPLICATION IS PREPARED IN CONFORMITY WITH TITLE 10, CODE OF FEDERAL REGULATIONS, PARTS 30, 32, 33, 34, 35, 36, 37, 39 AND 40, AND THAT ALL INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF.

WARNING: 18 U.S.C. SECTION 1001 ACT OF JUNE 25 1948 62 STAT. 749 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.

CERTIFYING OFFICER -- TYPED/PRINTED NAME AND TITLE	SIGNATURE	DATE
Michael R. Castle, Chief Financial Officer	<i>Michael R. Castle</i>	4-26-19

**FOR NRC USE ONLY**

TYPE OF FEE	FEE LOG	FEE CATEGORY	AMOUNT RECEIVED	CHECK NUMBER	COMMENTS
			\$		
APPROVED BY				DATE	

April 26, 2019

Licensing Assistance Team  
Division of Nuclear Materials Safety  
U.S. Nuclear Regulatory Commission, Region 1  
2100 Renaissance Boulevard, Suite 100  
King of Prussia, PA 19406-2713



**RE: License Number 47-31035-01 and 47-31398-01  
Request for Amendment – Change of RSO**

Dear Reviewer,

This letter serves to notify the NRC of our desire to amend the above mentioned licenses as follows:

1. Removal of Bo Mabardy as current Site RSO's for both MIDVOL COAL SALES and Prime Processing.
2. Name Mr. Kim Reed as current site RSO for both facilities, he should also be added to the list of Authorized Users.

Please see attached the copy of Kim Reed's RSO training certificate. This change will not become official until the NRC has approved the requested amendments.

If you have any questions or concerns, please contact our facility at 304-325-5719.

Thank you in advance for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael R. Castle".

Michael R. Castle  
Chief Financial Officer

# *Certificate of Completion*

**Kim Reed**

has participated in and completed:

*Radiation Safety Officer Training  
In accordance with  
USNRC NUREG-1556, VOLUME 4*

Presented on: *February 22, 2019*



Energy Technologies Inc.  
Knoxville, TN 37931

By:

A handwritten signature in black ink, appearing to read 'D. A. K. Swindell', written over a horizontal line.

David Swindell  
ETI Radiation Safety Officer