## DONOHUE AND DONOHUE

JOSEPH F. DONOHUE, JR. . JOHN P. DONOHUE . JAMES A. GERAGHTY . WILLIAM J. PHELAN I MUSSELL W. MACKECHNIE, JR. HATHLEEN C. INGUAGGIATO MICHAEL F. MITRI \* L JOHN B. BREW "

JOSEPH F. DONOHUE OF COUNSEL

ALSO MEMBER OF CT BAR

\* ALSO MEMBER OF N. J. BAR

. ALSO MEMBER OF D. C.IN. J. AND PA. BARS

S MEMBER PA. BAR DRIT

COUNSELLORS AT LAW 26 BROADWAY, SUITE III NEW YORK, N. Y. 10004

12121 269-2330

TELECOPIER (212) 260-5016

CABLE "TARIFFLAW"

FIFTH FLOOR 421 CHESTHUT STREET PHILADELPHIA, PA 19106 (2161 629-9910 TELECOPIER (215) 829-9888

SECOND FLOOR 1177 SUMMER STREET STAMFORD, CT 06905 (203) 987-4140 TELECOPIER (203) 326-3086

October 1, 1990

File No. 0231-03

Mr. John D. Kinneman, Chief Nuclear Materials Safety Section B U. S. Nuclear Regulatory Commission Region 1 475 Allendale Road King of Prussia, Pa. 19406

Bomar Resources Inc. - License No. SMC-1454, Docket No. 040-08856, Inquiry No. 90-001

Dear Mr. Kinneman:

On behalf of Bomar Resources Inc., we respond to your June 7, 1990 request for information concerning our client's expired license.

Enclosed is a statement on form 314, with attachments, concerning disposition of the materials subject to the license. The company no longer deals in licensed material and most of the transactions are several years old. Also, the responsible commodity traders and traffic officials are no longer with the company. Nevertheless, current personnel perused the sales files as carefully as possible and believe they have enumerated all pertinent transactions which are identified by contract number, date, buyer, and quantity.

Inasmuch as the license authorized possession of the

materials incident only to transfer or delivery to a carrier for transport, Bomar never took possession of more than commercial samples within the meaning of 10 C.F.R. section 40.22. Similarly, Bomar's license did not embrace the activities enumerated in 10 C.F.R. section 20.408(a)(1)-(7). Therefore, neither a decontamination report, nor a termination report otherwise required under that section, would appear to be applicable. Moreover, since Bomar did not operate a restricted area or a high radiation area within the meaning of section 20.202, or employ any of its personnel as radiographers or radiographer's assistants within the meaning of section 34.33(a), no personnel monitoring was required thereby obviating the need to report pursuant to section 20.407.

Please contact us if you require further information.

Very truly yours,

James A. Geraght♥

JAG: sha

cc: Mr. Hugh Brocklesby Bomar Resources Inc.