

RECEIVED  
09/10/2021



September 10, 2021

U.S Nuclear Regulatory Commission  
1600 Lamar Blvd.  
Arlington, TX 76011-4511

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Re: Application for License Amendment, License Number 25-29360-01

Attn: Carol L. Hill, Licensing Assistant

This letter is a request by Jim Gilman Excavating, Inc of Butte, Montana to Amend USNRC License Number 25-29360-01. We wish to amend this license to change the RSO to George M Friez. We only wish to change the RSO, all other license information remains the same.

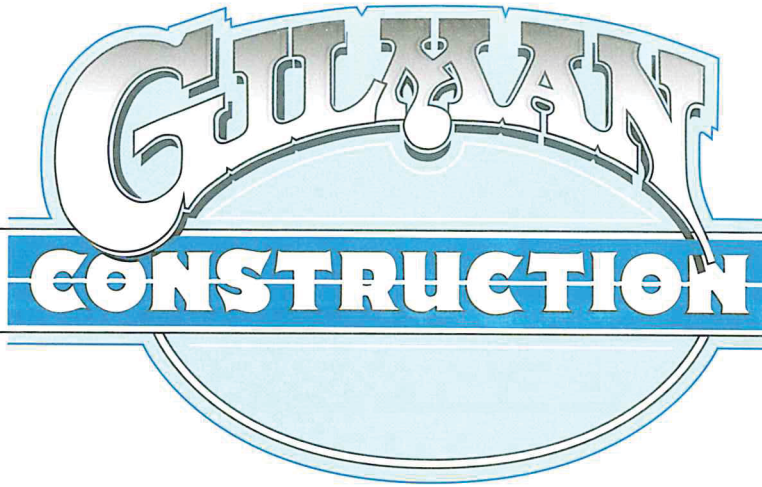
A copy of the training certificate and delegation of authority memo is attached. Please feel free to contact us if there are any questions or if additional information is needed.

Sincerely,

Jim Gilman Excavating, Inc  
Paul R Thompson, Vice President

An Equal Opportunity Employer

3099 GRAND AVE. • BUTTE, MONTANA 59701 • (406) 723-6349 OR 723-8234 • FAX (406) 723-6778



September 10, 2021

## Delegation of Authority Memo

Attn: All Employees of Jim Gilman Excavating, Inc.

This memo is to advise all employees that effective 12-1-2021, the responsibilities of the Radiation Safety Officer (RSO) for Jim Gilman Excavating, Inc shall be delegated to George M Friez. As of this date, any questions regarding the 2 company nuclear densometers, including training, storage, use, or transportation, must be directed to George M Friez. Please feel free to contact the main office if there are any questions regarding this memo.

Jim Gilman Excavating, Inc.

Paul R Thompson, Vice President

An Equal Opportunity Employer

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**SEAMAN**  
**NUCLEAR**  
CORPORATION

7315 South First Street  
Oak Creek, Wisconsin 53154-2095

HEREBY CERTIFIES THAT ON

MARCH 13, 1987

GEORGE FRIEZ

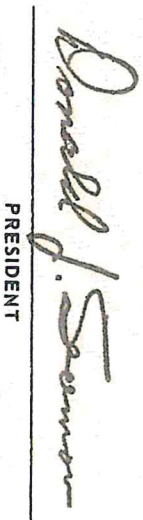
HAS SUCCESSFULLY COMPLETED THE FACTORY PRESCRIBED RADIOLOGICAL SAFETY TRAINING COURSE, THEORY, MAINTENANCE, AND OPERATION OF THE SEAMAN NUCLEAR SERIES OF NUCLEAR METERS.

THIS FURTHER ATTESTS THAT THE ABOVE NAMED HAS MET ALL THE REQUIREMENTS OF ACCURACY IN TESTING SOILS, AGGREGATES, CONCRETES, ASPHALTIC CONCRETES, AND/OR ROOFING MOISTURE.

IN TESTIMONY WHEREOF, THIS CERTIFICATE HAS BEEN ISSUED BY AUTHORITY OF THE CORPORATION.



CHIEF RADIOLOGIST



PRESIDENT

**From:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com)  
**To:** [Hill, Carol](mailto:Hill,Carol)  
**Cc:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com); [gfriez@gilmanconst.com](mailto:gfriez@gilmanconst.com)  
**Subject:** [External\_Sender] RE: RE: NRC Form 313A (RSO) is attached  
**Date:** Friday, September 10, 2021 3:54:15 PM  
**Attachments:** [Jim Gilman Exc Inc -Amendment Request.pdf](#)

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Carol,

Attached please find Gilman's request for a License Amendment to change the RSO, as previously discussed. The attachment includes a training certificate and delegation of authority memo. We request that this amendment be processed as soon as possible. Please feel free to contact us if there are any questions.

Sincerely,

Jim Gilman Excavating, Inc.  
Paul R Thompson, VP

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**From:** Hill, Carol <[Carol.Hill@nrc.gov](mailto:Carol.Hill@nrc.gov)>  
**Sent:** Monday, August 30, 2021 2:40 PM  
**To:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com)  
**Cc:** [gfriez@gilmanconst.com](mailto:gfriez@gilmanconst.com)  
**Subject:** RE: RE: NRC Form 313A (RSO) is attached

I apologize, you are correct. For your type of license you don't need a form. Just send a signed, dated letter on company letterhead saying that you want to change the RSO to whoever, a copy of that person's RSO training, and a delegation of authority memo.

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**From:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com) <[pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com)>  
**Sent:** Monday, August 30, 2021 12:59 PM  
**To:** Hill, Carol <[Carol.Hill@nrc.gov](mailto:Carol.Hill@nrc.gov)>  
**Cc:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com); [gfriez@gilmanconst.com](mailto:gfriez@gilmanconst.com)  
**Subject:** [External\_Sender] RE: NRC Form 313A (RSO) is attached

Carol,

We are in receipt of form 313A (RSO), but it does not appear to be the correct form for our situation. None of the options on the form appear to be applicable to our use of the devices. The form we received appears to pertain only to medical users. The current license of Jim Gilman Excavating, Inc. is for "use in Seaman Nuclear Corporation Model C-300 series portable gauging devices for measuring physical properties of materials". We use these gauges to measure the density of asphalt pavement in road construction applications. Is there a different form that is applicable to our situation? Please advise. Thank-you.

Jim Gilman Excavating, Inc.  
Paul R Thompson, Engineer

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**From:** Hill, Carol <[Carol.Hill@nrc.gov](mailto:Carol.Hill@nrc.gov)>  
**Sent:** Monday, August 30, 2021 11:19 AM

**To:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com)  
**Cc:** [gfriez@gilmanconst.com](mailto:gfriez@gilmanconst.com)  
**Subject:** NRC Form 313A (RSO) is attached

Good Morning,

NRC Form 313A (RSO) is attached.

For additional information, please refer to Consolidated Guidance About Materials Licenses: Program-Specific Guidance About Portable Gauge Licenses, Final Report (NUREG-1556, Volume 1, Revision 2), specifically Part 8.7, located here:

<https://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v1/index.html>

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**From:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com) <[pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com)>  
**Sent:** Monday, August 30, 2021 11:00 AM  
**To:** Hill, Carol <[Carol.Hill@nrc.gov](mailto:Carol.Hill@nrc.gov)>  
**Cc:** [pthompson@gilmanconst.com](mailto:pthompson@gilmanconst.com); [gfriez@gilmanconst.com](mailto:gfriez@gilmanconst.com)  
**Subject:** [External\_Sender] Amend License 25-29360-01

Carol,

Our company, Jim Gilman Excavating Inc of Butte, Montana currently hold license # 25-29360-01, which is for the operation of 2 portable nuclear densometer gauges. We will be changing the RSO for 2022, so we will need to amend the license. Please send us the necessary amendment forms, along with instructions, so we can get the process started. Thank-you.

Jim Gilman Excavating, Inc.

Paul R Thompson, Engineer



**ACKNOWLEDGEMENT - RECEIPT OF CORRESPONDENCE**

<b>Name and Address of Applicant and/or Licensee</b>  Mr. Paul Thompson Vice President and Radiation Safety Officer Jim Gilman Excavating, Inc. 3099 Grand Avenue Butte, MT 59701	<b>Date</b> 09/22/2021
	<b>License Number(s)</b> 25-29360-01
	<b>Mail Control Number(s)</b> 628614
	<b>Licensing and/or Technical Reviewer or Branch</b> C. Hill

This is to acknowledge receipt of your:  Letter and/or  Application Dated: 09/10/2021

The initial processing, which included an administrative review, has been performed.  
 Amendment  Termination  New License  Renewal

There were no administrative omissions identified during our initial review.

This is to acknowledge receipt of your application for renewal of the material(s) license identified above. Your application is deemed timely filed, and accordingly, the license will not expire until final action has been taken by this office.

Your application for a new NRC license did not include your taxpayer identification number. Please complete and submit NRC Form 531, Request for Taxpayer Identification Number, located at the following link: <http://www.nrc.gov/reading-rm/doc-collections/forms/nrc531.pdf>  
 Follow the instructions on the form for submission.

The following administrative omissions have been identified:

Your application has been assigned the above listed MAIL CONTROL NUMBER. When calling to inquire about this action, please refer to this control number. Your application has been forwarded to a technical reviewer. Please note that the technical review, which is normally completed within 180 days for a renewal application (90 days for all other requests), may identify additional omissions or require additional information. If you have any questions concerning the processing of your application, our contact information is listed below:

**Region IV**  
**U. S. Nuclear Regulatory Commission**  
**DNMS/NMSB - B**  
**1600 E. Lamar Boulevard**  
**Arlington, TX 76011-4511**  
**(817) 200-1103 or (817) 200-1140**

BETWEEN:

Accounts Receivable/Payable  
and  
Regional Licensing Branches

[ FOR ARPB USE ]  
INFORMATION FROM WBL

Program Code: 03121  
Status Code: Pending Amendment  
Fee Category: 3P  
Exp. Date: 01/31/2035  
Fee Comments:  
Decom Fin Assur Reqd: N

## License Fee Worksheet - License Fee Transmittal

### A. REGION

#### 1. APPLICATION ATTACHED

Applicant/Licensee: Jim Gilman Excavating, Inc.  
Received Date: 09/10/2021  
Docket Number: 3038107  
Mail Control Number: 628614  
License Number: 25-29360-01  
Action Type: Amendment

#### 2. FEE ATTACHED

Amount:       N/A      

Check No.:       N/A      

#### 3. COMMENTS

Signed:       Carol L. Hill      

Date:       09/22/2021      

### B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone 03 is entered / / )

1. Fee Category and Amount: \_\_\_\_\_

#### 2. Correct Fee Paid. Application may be processed for:

Amendment: \_\_\_\_\_

Renewal: \_\_\_\_\_

License: \_\_\_\_\_

#### 3. OTHER \_\_\_\_\_

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

Agency: NRC

WBL WORKSHEET

DOCKET NUMBER: 3038107 LICENSE NUMBER: 25-29360-01 STATUS: Pending Amendment

MAIL CONTROL NUMBER: 628614 RECEIPT DATE: 09/10/2021 ACTION TYPE: Amendment

DUE DATE: 12/09/2021 INST. CODE: 29360 LICENSE REGION: Region 4

LICENSE TYPE: 30 ENTITY TYPE: C LICENSE GROUP: Industrial

ISSUE DATE: ORIGINAL DATE: 01/25/2010 EXPIRATION DATE: 01/31/2035

DECOMMISSIONING CATEGORY: Group 1 LAST ISSUE DATE:

LICENSEE NAME: Jim Gilman Excavating, Inc. DECOM FIN ASSUR REQD: N  
SUBM: N

MAILING ADDRESS LINE1: 3099 Grand Avenue CONT PLAN REQD: N APPRV: N

MAILING ADDRESS LINE 2:

CITY: Butte STATE: MT ZIP: 59701

CONTACT PERSON: PREFIX: Mr. FIRST NAME: James MIDDLE INITIAL: C.

LAST NAME: Gilman SUFFIX:

JOB TITLE: President PHONE: 406-723-6349 FAX: 406-723-6778 EMAIL: jgilman@gilmanconst.c

BILLING ADDRESS LINE 1:

BILLING ADDRESS LINE 2:

CITY: STATE: Montana ZIP:

BILLING CONTACT PERSON: FIRST NAME: MIDDLE INITIAL: LAST NAME:

PHONE: EMAIL: FAX:

PRIMARY PGM CODE: 03121 SECONDARY PGM CODE:

INSPECTION REGION: Region 4 PRIORITY: 5

RSO: PREFIX: FIRST NAME: Paul MIDDLE INITIAL: LAST NAME Thompson

SUFFIX: RSO JOB TITLE: Vice President and Radiation Safety Officer

RSO PHONE: 406-723-8234 RSO FAX: 406-723-6778 RSO EMAIL: pthompson@gilmanconst.com

STATES WHERE USE IS AUTHORIZED: 3  
0- ALL LISTED STATES  
1- SAME AS STATE IN ADDRESS  
2- ALL STATES  
3- NON-AGREEMENT-STATES

AUTHORIZED STATES (USE ONLY IF ABOVE IS ZERO):