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**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION III
2443 WARRENVILLE RD. SUITE 210
LISLE, IL 60532-4352

September 26, 2021

Mark Alexander
Radiation Safety Officer
Dalton Corporation
Warsaw Manufacturing Facility
P. O. Box 1388
1900 E. Jefferson St.
Warsaw, IN 46581

Dear Mr. Alexander:

Enclosed is Amendment No. 6 renewing your NRC Material License No. 13-02841-04 in accordance with your request. Please note that your license format has been updated based on our new licensing process. In addition, based on the licensing policy we have updated the following License Conditions: Condition No. 13 regarding the sealed source leak tests requirement, Condition No. 15 regarding records retention for physical inventories and Condition No. 17 regarding records retention for shutter checks. We removed Condition No. 24 in the previous amendment regarding the transportation requirement because this requirement is stated in the regulations in 10 CFR part 71.

In the application dated March 23, 2021, you provided a procedure entitled "*Securing The Radioactive Charge Height Indicator*". Section 5, article VIII states:

"Installation, initial radiation survey, relocation, or removal from service of devices containing sealed sources shall be performed by the Plant Radiation Safety Officer or by persons specifically licensed by the Commission or an Agreement State to perform such services. Maintenance and repair of devices and installation, replacement, and disposal of sealed sources shall be performed only by persons specifically licensed by the Commission or an Agreement State to perform such services."

In accordance with the previous amendment of your license and the commitments provided in the application dated March 23, 2021, Dalton Corporation (including the Radiation Safety Officer) is **not authorized** to perform any nonroutine operations including installation, initial radiation survey, relocation, or removal from service. Prior to performing any nonroutine activities, you will need to formally request an amendment to your license. Additional guidance on this process can be found in appendix J, "Information Needed to Support Applicants Request to Perform Nonroutine Operations", of NUREG-1556 Volume 4, Rev. 1 "Consolidated Guidance About Materials Licenses: Program- Specific Guidance About Fixed Gauge Licenses."

Please review the enclosed document carefully and be sure that you understand all conditions. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region III office at (630) 829-9887 so that we can provide appropriate corrections and answers.

You will be periodically inspected by NRC. Failure to conduct your program in accordance with

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The enclosed document contains sensitive security-related information.
When separated from this cover letter this letter is uncontrolled.

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M. Alexander

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NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action 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 General Statement of Policy and Procedure for NRC Enforcement Actions. Since serious consequences to employees and the public can result from failure to comply with NRC requirements, prompt and vigorous enforcement action will be taken when dealing with licensees who do not achieve the necessary meticulous attention to detail and the high standard of compliance which NRC expects of its licensees.

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/regulatory/enforcement/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, the enclosed license document is exempt from public disclosure because its disclosure to unauthorized individuals could present a security vulnerability. The RIS may be located on the NRC Web site at: <https://www.nrc.gov/docs/ML1619/ML16196A237.pdf> and the link for frequently asked questions regarding protection of security related sensitive information may be located at: <https://www.nrc.gov/reading-rm/sensitive-info/faq.html>.

In accordance with Title 10 of the Code of Federal Regulations (CFR) 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,



Erin J. Kennedy
Health Physicist
Materials Licensing Branch

License No. 13-02841-04
Docket No. 030-18669

Enclosure: Amendment No. 6

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