



TO:

January 5, 2021

Michelle M. Hammond, M.Sc.
Health Physicist
NMSS/MSST/MSTB
United States Nuclear Regulatory Commission
Michelle.Hammond@nrc.gov

FROM:

Stacy Williamson
Vice President
Legal and Administrative Services
Federal Resources Supply Company
235G Log Canoe
Stevensville, MD 21666

Title: Notification for Transfer of Control

To Whom It May Concern:

Federal Resources Supply Company ("FRSC") and its subsidiary, KD Analytical Consulting, LLC ("KDA") have been acquired by Noble Supply and Logistics, LLC ("Noble"). This letter is to inform you of the acquisition and of any changes to current operations.

License Information: Federal Resources Supply Company currently operates under –

- 1 NRC Exempt Distribution License #19-35565-01E
- Maryland Radioactive Materials License #MD-35-008-01
- Kentucky Radioactive Materials License #201-763-60

Noble is committed to abide by all constraints, license conditions, requirements, representations, and commitments identified in and attributed to the existing license/s and amendments.

All licenses will continue to operate under the current company to which they are assigned. The only change concerns the overall ownership which will now reside with Noble. All contacts for the licenses will remain the same.

There will be no changes to the following:

- Company name
- Management of each company
- RSO
- Policies/Procedures/Equipment
- Location, addresses, personnel
- Surveillance Records




Attached you will find:

- NRC Form 313 and one supplemental page
- Transferee and Transferor commitment Letter from Noble and FRSC signed by senior management (i.e., Commitment to abide by all constraints, license conditions, requirements, representations, and commitments identified in the existing license held by FRSC and its affiliates (this document)
- NOBLE ITAR Acquisition letter
- New organization chart

This acquisition took effect on October 27, 2021. Although Noble conducted due diligence during the timeframe leading up to the merger, the specific requirements pertaining to notification and other transfer of control requirements were not clearly identified, and due to the confidential nature of the acquisition, FRSC's RSO was not informed of the merger until after close. FRSC made an erroneous assumption that it did not need to provide formal notice since the license requirements would remain the same after close – i.e., that FRSC would continue operating as the same company with the same personnel and policies/procedures as required by the licenses. After further research, FRSC's RSO determined that notice was necessary and pulled together the necessary documentation to comply with both state and federal requirements.

The attached documentation is intended to satisfy the Transfer of Control notification requirements for the Nuclear Regulatory Commission. If there is anything additional that Noble needs to submit, please let us know as soon as possible.

DocuSigned by:

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Stacy Williamson
Vice President
Legal and Administrative Services
Federal Resources Supply Company

DocuSigned by:

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Randall Sweeney
VP, Contracting and Compliance
Noble Supply Company

(01-2020)
10 CFR 30, 32,
33, 34, 35, 36,
37, 39, and 40



**APPLICATION FOR
MATERIALS LICENSE**

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-6 A10M), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by e-mail to 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 19-35565-01E
- C. RENEWAL OF LICENSE NUMBER _____

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

Federal Resources Supply Company
235g Log Canoe Circle
Stevensville, MD 21666

3. ADDRESS WHERE LICENSED MATERIALS WILL BE USED OR POSSESSED

Federal Resources Supply Company
235g Log Canoe Circle
Stevensville, MD 21666

4. NAME OF PERSON TO BE CONTACTED ABOUT THIS APPLICATION

Stacy Williamson

BUSINESS TELEPHONE NUMBER
410-630-8459

BUSINESS CELLULAR TELEPHONE NUMBER

BUSINESS E-MAIL ADDRESS
stacy.williamson@federalresources.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

AMOUNT ENCLOSED \$

0.00

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

Stacy Williamson, Vice President Legal and Administrative Services

SIGNATURE DocuSigned by:

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DATE

1/5/2022

FOR NRC USE ONLY

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

Supplementary page for NRC Form 313

Reference: Acquisition of Federal Resources Supply Company, License holder #19-35565-01E

For items 5 through 11, the following statement applies:

No changes to current license. The license holder (Federal Resources Supply Company) has been acquired by another company (Noble Supply Company) but will remain the primary license holder.



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION IV
1600 E. LAMAR BLVD.
ARLINGTON, TX 76011-4511

**Change of Control and/or Change of Ownership
(Includes Change of Name)**

10 CFR 30.34(b) states that “no license issued or granted pursuant to the regulations...nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall...find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing. Although not specifically addressed by 10 CFR 30.34, licensees undergoing a name change may also be affected by this regulation.

Control over licensed activities can be construed as the authority to decide when and how a license (licensed material and/or activities) will be used. A change of ownership may be an example of a change of control. The central issue is whether the authority over the license has changed. In all cases, determining whether a change of control has taken place or whether a change is in name only is the Commission’s responsibility.

Licensees must notify the Commission when they are undergoing a possible change of control and/or a change of name. While this notification is not required within a certain time frame, NRC needs adequate time to review the submittal to ensure that the transfer is in accordance with the regulations.

For further information, see Regulatory Issue Summary (RIS) 2014-08, Revision 1, “Regulatory Requirements for Transfer of Control (Change of Ownership) of Specific Materials Licenses,” dated May 5, 2016 (Agencywide Documents Access and Management System Accessions No. ML15181A223) (<https://www.nrc.gov/docs/ML1518/ML15181A223.pdf>). Please note that this document clarifies that all transfer of control applications or requests for specific materials licensees will be posted to the NRC public website for 30 days. This RIS can also be found on the NRC’s Generic Communications Web page under “Regulatory Issue Summaries” at <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/>.

Information Needed for Transfer of Control Application
(Includes Change of Name)
Source: NUREG-1556, Volume 15, Rev. 1

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

Contact: Stacey Williamson
Telephone: (410) 630 - 8459

Fax: (410) 643 - 7701

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. ANSWER: Noble Supply Company acquired Federal Resources Supply Company. Federal Resources Supply Company will continue to operate as normal with the only difference being that it is now owned by Noble. See attached "Noble ITAR Notification Letter" for more details.**
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. **ANSWER: There are no changes in personnel, policies, procedures due to the acquisition.**
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. **ANSWER: There are no changes in location, facilities, equipment, the 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. **ANSWER: All inspections, audits, inventories, wipe test, calibrations, etc. are up to date and have not been affected by the acquisition.**
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. **ANSWER: No 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. **ANSWER: No changes. Federal Resources will continue to operate as the principal License holder.**
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. **ANSWER: There are no open inspection items. Federal Resources will remain the principal license holder but now be owned by Noble Supply Company.**
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. **ANSWER: See attached letter from Noble Supply Company confirming to abide by all constraints, conditions, requirements, representations, and commitments of the transferor.**
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. **ANSWER: Not a fuel cycle facility.**