



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
REGION I  
475 ALLENDALE ROAD – SUITE 102  
KING OF PRUSSIA, PA 19406-1415

October 11, 2022

Brian J. Festa, General Manager  
Empire Paving, Inc.  
30 Bernard Road,  
North Haven, CT 06473

SUBJECT: EMPIRE PAVING, INC., REQUEST FOR ADDITIONAL INFORMATION, MAIL CONTROL NO. 632540

Dear Mr. Festa:

This is in reference to your letter dated August 10, 2022, requesting to amend NRC License No. 06-35237-01. In order to continue our review, we need the following additional information:

1. Please provide complete contact information for the proposed Radiation Safety Officer, including, as applicable: phone number, business cell phone number, email address, and nominal address where Mr. O'Keefe can be found for inspection purposes (e.g. 30 Bernard Road or 48 Maple Street).
2. The proposed Radiation Safety Officer, Mr. Brendan O'Keefe, has sufficient training as demonstrated by the provided certificates. However, these certificates are dated quite recently: please describe Mr. O'Keefe's professional experience with portable nuclear gauges prior to the August 2022 training certificates, and, if applicable, whether Mr. O'Keefe has had professional experience with portable nuclear gauges since these training courses were completed.

We will continue our review upon receipt of this information. Please reply to my attention at:

Jason vonEhr  
Mail Control No. 632540  
USNRC, Region I  
Division of Radiological Safety and Security  
475 Allendale Road – Suite 102  
King of Prussia, PA 19406

Or

[R1DRSSMail.Resource@nrc.gov](mailto:R1DRSSMail.Resource@nrc.gov)

Reference – Jason vonEhr  
Mail Control No. 632540

In order to continue prompt review of your application, we request that you submit your response to this letter within 30 calendar days from the date of this letter.

An electronic version of the NRC's regulations is available on the NRC Web Site at: [www.nrc.gov](http://www.nrc.gov). Additional information regarding use of radioactive materials may be obtained on the NRC Web Site at: <http://www.nrc.gov/materials/miau/mat-toolkits.html>. This site also provides the link to the toolbox for updated information on the revised regulations for naturally-occurring and accelerator-produced radioactive materials (NARM).

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web Site at: <http://www.nrc.gov/reading-rm/adams.html>. Please be aware that you may request that certain portions of your submittal to NRC be withheld from public disclosure as proprietary information. To do this, you must execute an affidavit as specified in 10 CFR 2.390. You must list all portions that you wish to be held proprietary, along with your reasoning as to why that is appropriate. While it is allowable, please refrain from submitting proprietary information in support of a license unless necessary. Keep in mind that all NRC licenses are considered to be in the public domain, and therefore may be viewed by any member of the public who requests to see them.

If you have any questions regarding this request for additional information, please contact me at (610) 337-5356 or via electronic mail at [Jason.vonEhr@nrc.gov](mailto:Jason.vonEhr@nrc.gov).

Thank you for your cooperation.

Sincerely,

Jason vonEhr, Health Physicist  
Commercial, Industrial, R&D  
and Academic Branch  
Division of Radiological Safety and Security  
Region I

License No. 06-35237-01  
Docket No. 030-38833  
Mail Control No. 632540

cc: Brendan O'Keefe, Proposed Radiation Safety Officer

EMPIRE PAVING, INC., REQUEST FOR ADDITIONAL INFORMATION, MAIL CONTROL NO. 632540 DATED OCTOBER 11, 2022

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**SUNSI Review Complete: JEV**

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| OFFICE | RI:DRSS      | N |  |  |  |  |  |
| NAME   | Jason vonEhr |   |  |  |  |  |  |
| DATE   | 10/11/2022   |   |  |  |  |  |  |

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