

May 9, 2024

Mr. Frank Tran
Senior Health Physicist/License Reviewer
United States Nuclear Regulatory Commission
Region III
2443 Warrenville Rd., Suite 210
Lisle, IL 60532-4352

Re: Cover Letter- Information for Transfer of Control
NRC Material License No. 21-32669-01
Mail Control No. 64020

Mr. Tran,

In accordance with your email dated 5/3/2024, RS Engineering, LLC, and Clark Dietz, Inc., are providing this cover letter in addition to the previously submitted *Transfer of NRC License No. 21032669-01 Letter* sent via e-mail to Tammy.Tomczak@nrc.gov on 4/5/2024.

In your email, it was stated that the following items are needed:

1. Based on NUREG-1556, Volume 15, Rev. 1, the transferee (Clark Dietz, Inc.) must accept the terms described in the letter before the license could be transferred. Please resubmit the letter with signatures of the executive management or legal representative from Clark Dietz, Inc., and RS Engineering. **Please consider the signatures of Wes E. Christmas, PE, the President and CEO of Clark Dietz, Inc., and Shawn L. Kraus, PE, Radiation Safety Officer with RS Engineering, LLC at the bottom of this Cover letter as acceptance of the terms of this license transfer by all parties involved in the transfer.**
2. In accordance with NUREG-1556, Volume 20, Rev. 1, the transferee must be a legitimate or known entity based on NRC criteria. If Clark Dietz, Inc., or any of its current subsidiaries has an NRC or Agreement State license authorized for sources or devices contained radioactive material, please provide a copy of the license. If not, please state. **Clark Dietz, Inc. and its current subsidiaries do not have an NRC or Agreement State license authorized for sources or devices containing radioactive material.**

Please let us know if you need anything additional to transfer the license from RS Engineering, LLC to Clark Dietz, Inc.

Thank you,



Shawn L. Kraus, PE
Radiation Safety Officer
RS Engineering, LLC
(517) 253-0521
skraus@rs-eng.com



Wes E. Christmas, PE
President/CEO
Clark Dietz, Inc.
(812) 670 4120
wes.christmas@clarkdietz.com

April 5, 2024

United States Nuclear Regulatory Commission Region III
2443 Warrenville Rd., Suite 210
Lisle, IL 60532-4352

Re: Information for Transfer of Control
NRC Material License No. 21-32669-01

Dear United States Nuclear Regulatory Commission,

We are in the process of an acquisition where we will be transitioning ownership to Clark Dietz, Inc. The closing is scheduled for April 26, 2024. We would like to transfer the NRC license to Clark Dietz. Below are the responses to the Transfer of Control questions as outlined in Appendix E in the Consolidated Guidance About Materials Licenses.

1. Describe any planned changes in the organization, including but not limited to, transfer of stocks or assets and mergers, change in the Board of Directors, etc. Provide the new licensee name, mailing address, and contract information, including phone numbers. Clearly identify when the amendment request is due to a name changed only. **Effective April 26, 2024, RS Engineering, LLC will become a wholly owned subsidiary of Clark Dietz, Inc., thereby we are requesting the transfer of the license. All staff utilizing and storing the equipment will remain the same. Updated firm/licensee contact information will be:**

**Clark Dietz, Inc.
125 W Church Street
Champaign, IL 61820
217.373.8900**

The Clark Dietz, Inc. Board of Directors currently includes the following: Emily Basalla, Wesley Christmas, Mustafa Emir, Joh Howaniec, Nirav Patel, Jerald Payonk, Seth Swartz, Tonia Westphal, and Sean Widener. At the June 2024 shareholder meeting, Bob Rayl is anticipated to be added to the board.

2. Describe any changes in personnel or duties related to the licensed program. Include training and experience for new personnel and any changes in the training program. **There will be no changes in the personnel or duties related to the licensed program. Shawn L. Kraus will continue to be the Radiation Safety Officer.**
3. Describe any changes in the location, facilities, equipment, and radiation safety program, use, possession, waste management, or other procedures that relate to the licensed program. **The**

Troxler 3440 nuclear density gauge will continue to be located at 6709 Centurion, Suite 300, Lansing MI 48917 when not in use. There are no changes to the location, facilities, or equipment. The radiation safety program, use, possession, waste management, or other procedures that relate to the licensed program will remain in place.

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. **The facility, equipment and radiation safety program meet all current requirements and will remain the same after the sale. There is no known contamination prior to transfer. Dosimetry badges are provided for users of the gauge, as well as people who work closest to the gauge storage room. The gauge was calibrated over the winter for use during the 2024 construction season. At this time a leak test was performed (passed) and the survey meter received its annual calibration. All current records regarding calibrations, leak tests, area surveys, wipe tests, training, quality control, and related records are in the office of Shawn L. Kraus, Radiation Safety Officer at 6709 Centurion, Suite 300, Lansing MI 48917 (where the gauge is located).**
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, as is required by 10 CFR 30.35(f), the licensee must, within 30 days, submit financial instruments reflecting such changes. **The are no current DFP plans or other financial assurance documents in place.**
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. **All records will be transferred to the transferee upon completion of the sale. Records will remain at their existing location at 6709 Centurion, Suite 300, Lansing MI 48917.**
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 actions. **Both the transferor, RS Engineering, LLC, and the transferee, Clark Dietz, Inc. agree to transferring control of the licensed material and activity, and the conditions of the transfer. The transferee has been made aware of any inspection items and its responsibility for possible resulting actions.**
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. **Clark Dietz, Inc. will abide by all constraints, conditions, requirement, representations, and commitments of the transferor, RS Engineering, LLC.**

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 found in the form of income statements and balance sheet forecasts. **This does not apply.**

Please let me know if you need anything additional to transfer the license to Clark Dietz.

Thank you,



Digitally signed by
Shawn L Kraus, P.E.
Date: 2024.04.05
12:50:12 -04'00'

Shawn L. Kraus
Radiation Safety Officer
RS Engineering, LLC
(517) 253-0521
skraus@rs-eng.com

Martha Pavon

From: Frank Tran
Sent: Friday, May 17, 2024 4:20 PM
To: Martha Pavon; Tammy Tomczak
Subject: FW: RE: Request additional information for NRC Materials License No. 21-32669-01
Attachments: RS Engineering_Clark Dietz Transfer of Control Cover Letter 5_9_2024.pdf; 665 640290 Additional information.pdf

Hi Martha,

Please add the attachment to ADAMS as additional information.

Thank you,

Frank

From: Shawn Kraus <skraus@rs-eng.com>
Sent: Thursday, May 9, 2024 3:12 PM
To: Frank Tran <Frank.Tran@nrc.gov>
Cc: Wes E. Christmas <Wes.Christmas@clarkdietz.com>; Jerald T. Payonk <Jerry.Payonk@clarkdietz.com>; Robert Rayl <rrayl@rs-eng.com>; Sarah Gustafson <sgustafson@rs-eng.com>
Subject: [External_Sender] RE: Request additional information for NRC Materials License No. 21-32669-01

Mr. Tran,

Attached please find the information requested in the email dated 5/3/2024 (below). If you have any questions or require anything else, please do not hesitate to contact me.

Thank you and have a great day.

Shawn Kraus, PE
6709 Centurion Drive, Suite 300, Lansing, MI 48917
p 517.253.0521