



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

December 20, 2024

William Stenger, Asst. Vice President
TranSystems Corporation
d/b/a TranSystems Corporation Consultants
615 West Highland Avenue
Ebensburg, PA 15931

**SUBJECT: TRANSYSTEMS CORPORATION D/B/A TRANSYSTEMS CORPORATION
CONSULTANTS, ACCEPTANCE OF NOTIFICATION OF TRANSFER OF
CONTROL, MAIL CONTROL NO. 642250**

Dear William Stenger:

By letter dated August 26, 2024 (Agencywide Documents Access and Management System (ADAMS) Accession Number ML24241A105), TranSystems Corporation d/b/a TranSystems Corporation Consultants submitted to the U.S. Nuclear Regulatory Commission (NRC) a request for written consent to an indirect transfer of control of NRC Materials License number 37-17717-02. In accordance with Section 184 of the Atomic Energy Act of 1954, as amended (AEA), and 10 CFR 30.34, the NRC consents to the transfer.

TranSystems Corporation d/b/a TranSystems Corporation Consultants is authorized by the NRC for the possession and use of byproduct material under Part 30. By letter dated August 26, 2024, TranSystems Corporation d/b/a TranSystems Corporation Consultants requested written consent to the indirect transfer of control of its license from the NRC. Because the license was issued under 10 CFR Part 30, "Rules of General Applicability to Domestic Licensing of Byproduct Material," the NRC must find that the transfer is in accordance with the provisions of the AEA and, if so, must give its consent in writing prior to the transfer, in accordance with Section 184 of the AEA and 10 CFR 30.34(b). Additionally, the NRC staff reviewed the indirect transfer of control request using the guidance in NUREG-1556, Volume 15, Revision 1, "Consolidated Guidance About Materials Licenses – Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials Licenses," dated June 2016.

10 CFR 30.34(b) states:

- (1) No license issued or granted pursuant to the regulations in [parts 30] through 36, and 39 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, after securing full information, find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing.
- (2) An application for transfer of license must include:
 - (i) The identity, technical and financial qualifications of the proposed transferee; and

- (ii) Financial assurance for decommissioning information required by [10 CFR] 30.35.

As described in ADAMS package accession number ML24220A197, the indirect transfer of control resulted from Gannett Fleming, Inc. acquiring TranSystems Holdings, Inc. (the indirect parent of Licensee) through a merger of TranSystems Holdings, Inc. into a subsidiary of Gannett Fleming, Inc. with TranSystems Holdings, Inc. being the surviving corporation. The acquisition occurred on August 5, 2024, and the request for NRC approval of the transfer is dated August 26, 2024, which is not in accordance with 10 CFR 30.34(b). However, notwithstanding the timing of the request, the NRC staff finds that the licensee request adequately provides a complete and clear description of the proposed transaction, consistent with 10 CFR 30.34(b) and Chapter 5 and Appendix E of NUREG-1556, Vol. 15, Rev. 1. The sufficiency of the description is evaluated below.

The request for an indirect transfer of ownership was posted for public comment on the NRC website for 30 days in accordance with 10 CFR Part 2, Subpart M and as described in NRC's Regulatory Issue Summary 2014-08, Revision 1. No comments were received from members of the public.

In the request for an indirect transfer of ownership, TranSystems Corporation d/b/a TranSystems Corporation Consultants provided information regarding its current decommissioning funding plans. Based on the information provided, TranSystems Corporation d/b/a TranSystems Corporation Consultants is not required to have financial assurance for decommissioning because of the types and amount of material authorized in its license. The NRC staff finds that the licensee's request adequately provided information for financial assurance for decommissioning, consistent with 10 CFR 30.34(b) and Chapter 5 and Appendix E of NUREG-1556, Vol. 15, Rev. 1.

Further, the NRC conducted an inspection of TranSystems Corporation d/b/a TranSystems Corporation Consultants on September 6, 2023, at Ebensburg, PA. The NRC identified a Severity Level IV violation due to the indirect transfer of control of the previous licensee CDI Infrastructure, LLC d/b/a L.R. Kimball to TranSystems Corporation d/b/a TranSystems Corporation Consultants without notification or consent from the NRC as required by 10 CFR 30.34(b).

Additionally, as described in its request, Gannett Fleming, Inc. commits that it:

- A. will not change the organization's name listed in the NRC license;
- B. will not change the radiation safety officer listed in the NRC license;
- C. will not change the personnel involved in licensed activities;
- D. will not change the locations, facilities, and equipment authorized in the NRC license;
- E. will not change the radiation safety program authorized in the NRC license;
- F. will keep regulatory required surveillance records and decommissioning records
- G. will abide by all constraints, conditions, requirements, representations, and commitments of TranSystems Corporation d/b/a TranSystems Corporation Consultants licensed program.

Based on these commitments, the NRC staff finds that the licensee request adequately documents the constraints, license conditions, requirements, representations, and commitments made by the transferee, consistent with 10 CFR 30.34(b) and Chapter 5 and Appendix E of NUREG-1556, Vol. 15, Rev. 1.

The NRC staff used the guidance provided by the NRC's Office of Nuclear Material Safety and Safeguards' "Checklist to provide a basis for confidence that radioactive materials will be used as specified on the application," January 29, 2019, revision. The purpose of this checklist is for the NRC to obtain reasonable assurance from new license applicants or NRC licensees transferring control of licensed activities that the licensed material will be used for its intended purpose and not for malevolent use. Therefore, for security purposes, Gannett Fleming, Inc. is considered a known entity because it recently held an NRC license.

An environmental assessment for this action is not required because this action is categorically excluded under 10 CFR 51.22(c)(21).

Because the transfer of control request is dated August 26, 2024, and the actual indirect license control transfer occurred on August 5, 2024, before the NRC decision on the request, the transfer occurred without receiving prior written consent from the Commission. However, the NRC staff has reviewed the request for an indirect transfer of control of NRC License Number 37-17717-02 and consents to the transfer.

Enclosed is amendment number 21 to NRC license number 37-17717-02 documenting the commitments made as a result of the transfer of control. Future changes in the licensee's name, licensed use, licensed materials, licensed location, persons responsible for licensed material, or other changes to the corporate organizational structure require submission of a request to amend the license or a request to transfer the license. NRC approval must be received prior to implementation of any such proposed change.

In accordance with 10 CFR 2.390, a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC website at <https://www.nrc.gov/reading-rm/adams.html>. If you have any questions regarding this letter, please contact Misty Liverett at 423-855-6511 or by electronic mail at R1DRSSMail.Resource@nrc.gov and copy misty.liverett@nrc.gov.

Thank you for your cooperation in this matter.

Sincerely,

MISTY LIVERETT Digitally signed by MISTY LIVERETT
Date: 2024.12.20 15:13:32 -05'00'

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

License No. 37-17717-02
Docket No. 030-16053
Mail Control No. 642250

Enclosure: Amendment No. 21

SUBJECT: TRANSYSTEMS CORPORATION D/B/A TRANSYSTEMS CORPORATION
CONSULTANTS, ACCEPTANCE OF NOTIFICATION OF TRANSFER OF
CONTROL, MAIL CONTROL NO. 642250 DATED DECEMBER 20, 2024

SUNSI Review Complete: Misty Liverett

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DATE	12/12/2024	12/20/24	12/19/2024	

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