

**From:** [Pointer, John L.](#)  
**To:** [Patton, Tera E](#); [Jeffery Lynch](#)  
**Cc:** [Jeff Smitherman](#); [John Williamson \(John.Williamson@flhealth.gov\)](#); [Stephen R. Burnham](#); [rkennedy@gsp.net](#); [Matthew McKinley \(mattheww.mckinley@ky.gov\)](#); [john.pointer@ncdps.gov](#); [garnerld@dhec.sc.gov](#); [Beth Shelton](#); [matthew.heckard@tn.gov](#); [Andy.john@vdem.virginia.govVDEM](#); [tom.jordan@vdem.virginia.gov](#); [John Pelchat](#); [Keion Henry \(He/Him\)](#)  
**Subject:** [External\_Sender] RE: [External] Re: 2022 Annual Audit – U.S. Nuclear Regulatory Commission's (NRC) Advance Notification of Radioactive Material and Nuclear Material Shipments Designee List - NRC Region II States  
**Date:** Monday, June 3, 2024 9:16:45 AM

---

The information is correct.

Respectfully,

John L. Pointer  
First Sergeant  
Troop I District 5  
North Carolina State Highway Patrol  
N.C. Department of Public Safety  
1142 SE Maynard Road  
Cary, N.C. 27511  
P. (919) 319-1523  
C. (919) 622-1973  
[john.pointer@ncshp.gov](mailto:john.pointer@ncshp.gov) (NEW EMAIL 04/23)  
website: [www.ncdps.gov](http://www.ncdps.gov)

E-mail correspondence to and from this address may be subject to the North Carolina public records laws and if so, may be disclosed.

“E-mail correspondence sent to and from this address may be subject to the provisions of G.S. 132-1, the North Carolina Public Records Law, and may be subject to monitoring and disclosed to third parties, including law enforcement personnel, by an authorized state official.”

---

**From:** Patton, Tera E <tera.e.patton@wv.gov>  
**Sent:** Monday, June 3, 2024 9:11 AM  
**To:** Jeffery Lynch <Jeffery.Lynch@nrc.gov>  
**Cc:** Jeff Smitherman <Jeff.Smitherman@ema.alabama.gov>; John Williamson (John.Williamson@flhealth.gov) <John.Williamson@flhealth.gov>; Stephen R. Burnham <srburnham@gsp.net>; rkennedy@gsp.net; Matthew McKinley (mattheww.mckinley@ky.gov) <MatthewW.McKinley@ky.gov>; john.pointer@ncdps.gov; garnerld@dhec.sc.gov; Beth Shelton <Beth.Shelton@tn.gov>; matthew.heckard@tn.gov; Andy.john@vdem.virginia.govVDEM; tom.jordan@vdem.virginia.gov; John Pelchat <John.Pelchat@nrc.gov>; Keion Henry (He/Him) <Keion.Henry@nrc.gov>  
**Subject:** [External] Re: 2022 Annual Audit – U.S. Nuclear Regulatory Commission's (NRC) Advance Notification of Radioactive Material and Nuclear Material Shipments Designee List - NRC Region II States

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the

Information is correct for West Virginia.

Thank you,

On Mon, Jun 3, 2024 at 8:51 AM Jeffery Lynch <[Jeffery.Lynch@nrc.gov](mailto:Jeffery.Lynch@nrc.gov)> wrote:

Dear Advanced Notification Designees,

I am conducting the annual audit of the U.S. Nuclear Regulatory Commission's (NRC's) [Advance Notification of Radioactive Material and Nuclear Material Shipments Designee List](#) ([designee.pdf \(nrc.gov\)](#)).

You are currently listed as the point of contact or alternate contact for your respective State to receive advance notification of radioactive material and nuclear material shipments transiting through your State, as required by Public Law 96-295 (Section 301) and implemented in Title 10 of the Code of Federal Regulations, Parts 37, 71, and 73.

**Specific advance notifications** are as follows:

- **10 CFR 37.77**, "Advance Notification of Shipment of Category 1 Quantities of Radioactive Material," requires advance written notification be provided to the licensing agency (i.e., the NRC or an Agreement State) and to affected States for shipment of licensed material in a Category 1 quantity, as established in Appendix A to 10 CFR Part 37, "Category 1 and Category 2 Radioactive Materials," before transport of the material outside the confines of the licensee's facility or other place of use or storage.
- **10 CFR 71.97**, "Advance Notification of Shipment of Irradiated Reactor Fuel and Nuclear Waste," requires advance written notification be provided to States, participating Federally recognized Tribes, and the NRC for irradiated reactor fuel and for large quantity shipments of radioactive waste outside the confines of the licensee's facility or other place of use or storage.
- **10 CFR 73.35**, "Requirements for Physical Protection of Irradiated Reactor Fuel (100 grams or less) in Transit," requires that small shipments of irradiated reactor fuel (100 grams or less) be subject to the physical protection requirements in 10 CFR Part 37. Accordingly, per 10 CFR 37.77, advanced written notification must be provided to States and the NRC for these shipments before transport outside the confines of the licensee's facility or other place of use or storage.
- **10 CFR 73.37**, "Requirements for Physical Protection of Irradiated Reactor Fuel in

Transit," requires advance written notification be provided to States, participating Federally recognized Tribes, and the NRC for larger shipments of irradiated reactor fuel (greater than 100 grams) outside the confines of the licensee's facility or other place of use or storage.

Please verify that your designee information (such as, name, phone, fax, address, and email) is still correct. If you are no longer the point of contact or alternate contact for your State, please let me know that as well.

Your contact information on file can be found at: [designee.pdf \(nrc.gov\)](#).

Should you have any questions regarding this confirmation check, please feel free to contact me or one of your NRC Region II Regional State Liaison Officers, John Pelchat or Keion Henry. John can be reached at [John.Pelchat@nrc.gov](mailto:John.Pelchat@nrc.gov) or 404-997-4427. Keion can be reached at [Keion.Henry@nrc.gov](mailto:Keion.Henry@nrc.gov) or 404-997-4582.

Thanks.

Best,  
Jeff Lynch

**Jeffery A. Lynch**

Project Manager

*United States Nuclear Regulatory Commission*

Office of Nuclear Material Safety and Safeguards

Division of Materials Safety, Security, States, and Tribal Programs

Office: T-5A80

Mail Stop: T-5B60

Email: [jeffery.lynch@nrc.gov](mailto:jeffery.lynch@nrc.gov)

Phone: 301-415-5041



**Tera E. Patton BS, RT(R)**

Director, Radiation Toxics & Indoor Air (RTIA) Division

West Virginia Department of Health

DISCLAIMER: The information contained in this electronic message may be legally privileged and confidential under applicable state and federal law and is intended for the individual named above. If the recipient of the message is not the above-named recipient, you are hereby notified that any distribution, copy or disclosure of this communication is strictly prohibited. If you have received this communication in error, please notify the Bureau for Public Health, Office of Environmental Health, West Virginia Department of Health, 350 Capitol Street, Room 313 Charleston WV 25301, Telephone 304-352-5033 and discard this communication immediately without making any copy or distribution.

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails by clicking the Phish Alert Report button located on your Outlook menu bar on the Home tab.

\*\*\*\*“E-mail correspondence sent to and from this address may be subject to the provisions of G.S. 132-1, the North Carolina Public Records Law, and may be subject to monitoring and disclosed to third parties, including law enforcement personnel, by an authorized state official.”\*\*\*\*