

**Acutex, Inc.**

2001 Peach Street  
Whitehall, MI 49461

07.21.2025

Jason M. Kelly  
Health Physicist  
US Nuclear Regulatory Commission  
Materials Licensing Branch  
Phone: (630) 829-9737  
Email: [Jason.Kelly@nrc.gov](mailto:Jason.Kelly@nrc.gov)

**Change of Control**

Dear Mr. Kelly,

This letter is in response to your letter dated July 10<sup>th</sup>, 2025. Regarding agency request to transfer of control of the U.S. Nuclear Regulatory Commission (NRC

Control No.: 647631  
Docket No.: 030-04910  
License No.: 21-12192-01

In accordance with NUREG-1556 Volume 15, Rev. 1 the following regulation omission from the letter dated 6/27/2025 are addressed below:

Per NUREG-1556, Vol. 15 Rev. 1, Appendix E, "Information Needed for Transfer of Control Application," of the guidance identifies the information needed to evaluate a proposed transfer of control application.

Your application provided some of the information from this appendix.

The following items were either not addressed or lacked adequate detail.

- 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's name, mailing address, and contact information, including phone numbers.

*Asset purchase of Muskegon Technical Center at 2020 Sanford Street, Muskegon Mi, 49444. New licensee name: Acutex, Inc. The purchase does not include any other assets or operations of MAHLE either within North America or Internationally.*

*Mailing Address:*

*North American Headquarters address:*

*Acutex, Inc.*

*2001 Peach Street, Whitehall, MI 49461*

*License of operation address:*

*2020 Sanford Street, Muskegon Mi, 49444*

*Contact Information:*

*Max Maschewske –*

*Radiation Safety Office and Test Engineering Manager*

*Kimm Karrip –*

**Acutex, Inc.**

2001 Peach Street  
Whitehall, MI 49461

*R&D Technical Services Manager/Tech Center Responsible*  
*John Boos – [REDACTED]*  
*President, North America*

- 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.

*The Radiation Safety Officer (RSO), Max E. Maschewske will remain the same under the new ownership. Authorized users, Timothy J. Reiley, Kimm K. Karrip, James D. Wierengo and Max E. Maschewske remain the same.*

*Michael J. Hansen and Gale R. Rager will be removed from the license.*  
*For any new hires the training program previously used will carry forward.*

- Describe any changes in the location, facilities, equipment, radiation safety program, use, possession, waste management, or other procedures that relate to the licensed program.

*No changes in physical location, facilities, equipment, radiation safety program, use, possession, waste management, or procedures related to the licensed program will be changed as a result of this change of control.*

- 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 licensee's facilities, equipment and radiation safety program is in good standing and will remain operational with the change of control. Weekly and quarterly smear checks indicate operational equipment within expected levels of radiation [REDACTED].*  
*[REDACTED]. No decontamination will occur prior to change of control.*

- 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.

*DFP will be changed from MAHLE Industries Incorporated to Acutex, Inc. Financial assurance instrument funding will be executed by Acutex, Inc. once the sale is finalized.*

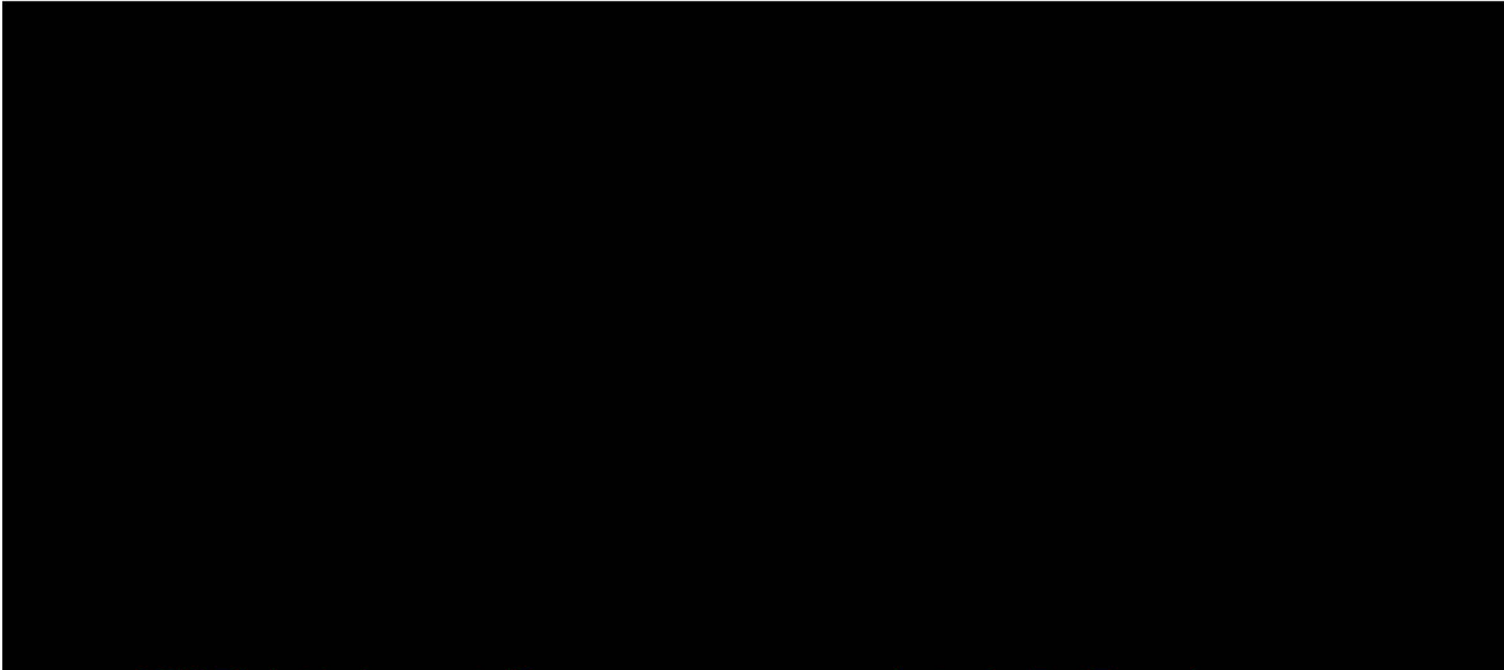
- Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity.





**Acutex, Inc.**

2001 Peach Street  
Whitehall, MI 49461



*MAHLE Industries Incorporated Pre  
Transaction*

*Acutex, Inc. Post Transaction*

Upon review of the description of the proposed transaction, it appears that MAHLE INDUSTRIES, INCORPORATED, (transferor), including all its assets and liabilities, will be acquired in entirety by ACUTEX, INC. (transferee). Though, your request lacked complete detail regarding the proposed transaction, including a copy of the proposed sales agreement. Therefore, please resubmit your request with additional detail.

*ACUTEX, INC (transferee) is only acquiring the Muskegon Technical Center located at 2020 Sanford Street, Muskegon Mi, 49444. Attached is a copy of memorandum of understanding.*

Clarify if there are any other changes, including a change in the legal name or licensee contact information. *Shown in section 1, appendix E.* Please provide a pre- and post-transaction organizational chart showing the corporate structure of the license holder and its parent companies, if any. If there are any changes in the reporting relationship of the Radiation Safety Officer to management, please also illustrate those changes in a staff organizational chart.

**Acutex, Inc.**

2001 Peach Street  
Whitehall, MI 49461

## Management- Muskegon



*Org Chart of RSO reporting Structure to MGT*

Per NUREG-1556, Vol. 15 Rev. 1 5.2, "Changes of Personnel," describes that changes in personnel having control over licensed activities need to be documented. These may include, in some cases, officers of a corporation or other management individuals who are listed on the license or are referred to in the supporting documentation. The licensee should also document any changes in personnel that have responsibility for radiation safety or are authorized to use licensed material, (e.g., the radiation safety officer and authorized users).

*The Radiation Safety Officer (RSO), Max E. Maschewske will remain the same under the new ownership. Authorized users, Timothy J. Reiley, Kimm K. Karrip, James D. Wierengo and Max E. Maschewske will remain the same.*

*Michael J. Hansen and Gale R. Rager will be removed from the license.*

*For any new hires the training program previously used will carry forward.*

Per NUREG-1556, Vol. 15 Rev. 1 Section 5.3, "Changes of Location, Equipment and Procedures," of the guidance identifies that the transfer of control consent request should provide the status of the following:

- describe changes in place of use, including potentially affected adjacent areas, as required; *No change in place of use or affected adjacent areas.*
- describe changes in facilities where licensed material is to be used or stored; *No change in facilities regarding use or storage of licensed materials.*
- describe changes in equipment to be used in the licensed program; and
- submit relevant procedural changes.

*No changes to equipment used in the licensed program or in the procedural uses of the licensed material.*

Per NUREG-1556, Vol. 15 Rev. 1 Section 5.5, "Decommissioning and Related Records Transfers," of the guidance identifies that prior to approval of a transfer of control, licensees must arrange for the transfer and maintenance of records important to the decommissioning of facilities involved in licensed activities (e.g., leak test results and transfer/disposal records).

Further, the transferee must confirm, in writing, that they accept full responsibility for the

**Acutex, Inc.**

2001 Peach Street  
Whitehall, MI 49461

decommissioning of the site, including any contaminated facilities and equipment. Your request indicates that there has not been any site decommissioning, nor does the transferor have intentions of any site decommissioning at this time. Though, this is not an adequate description because it does not describe the transfer and maintenance of records important to decommissioning.

*This response confirms that the transferee is accepting the facility in As Is condition without decommissioning. Additionally, the transferee will be maintaining all NRC license related documentation for maintenance and operations, as well as decommissioning should this be necessary in the future. Per the employees present at this time, no knowledge of facility contamination exists post 1993.*

*Pursuant to 10 CFR §30.35(g), we shall maintain drawings and records important to decommissioning and will transfer these records to an NRC or Agreement State licensee before licensed activities are transferred; or we will transfer the records to the appropriate NRC regional office before the license is terminated.*

As a minimum, the request should address the following:

- the statement, "Pursuant to 10 CFR §30.35(g), we shall maintain drawings and records important to decommissioning and will transfer these records to an NRC or Agreement State licensee before licensed activities are transferred; or we will transfer the records to the appropriate NRC regional office before the license is terminated;"
- description of the method and proposed timetable for the transfer of required records; *All paper documents related to the NRC licensing are remaining with the facility and transferred to the transferee at time of sale. All electronic documents are being transferred to the transferee and will be available to add to their network by 7/28/2025.*
- provide a description of the facility with regard to contamination and ambient radiation levels; *All site wipe results are low levels, below NRC limits. See attached quarterly and weekly wipe documentation attached. The transferee understands that if the facility/license were to be closed then* [REDACTED]
- a commitment by the transferee to maintain the records received from the transferor; and
- an agreement to perform a survey confirming that the facility is free of contamination or an agreement by the transferee to accept the facility "as is" on the date of transfer.

Per NUREG-1556, Vol. 15 Rev. 1 Section 5.6, "Transferee's Commitment to Abide by the Transferor's Commitments,"

must either commit to abide by all constraints, license conditions, requirements, representations and commitments identified in and attributed to the existing license or provide a description of its own program to comply with the license and all applicable regulations.



**Acutex, Inc.**

2001 Peach Street  
Whitehall, MI 49461

*The transferee understand the obligations and commits to abide by all current constraints, license conditions, requirements, representations and commitments identified in and attributed to the existing license.*

Please also confirm that both transferor and transferee agree to transferring control of the licensed material and activity and the conditions of transfer.

*The transferor and the transferee agree to the transferring of control of the licensed material and activity and conditions of the transfer.*

Please feel free to contact me with any questions or concerns.

Best Regards,



Max Maschewske  
Radiation Safety Officer  
Test Engineering Manager  
Acutex, Inc.  
2020 Sanford St.  
Muskegon, Mi 49444  
P. 616-403-6339  
Email: [Max.Maschewske@hilite.com](mailto:Max.Maschewske@hilite.com)

Signed by:  
  
6E5E57E40D204B2...

John R. Boos  
Acutex, Inc.  
President, North America  
2001 Peach Street  
Whitehall, Mi 49461  
c. 231.638.8347  
f. 231.894.3255  
Email [john.boos@hilite.com](mailto:john.boos@hilite.com)

DocuSigned by:  
  
1D3AE8B43FE04C8...

Peter Lynch  
President  
MAHLE Industries, Incorporated  
23030 MAHLE Drive  
Farmington Hills, Mi 48335  
P. 248-735-3679  
Email: [Peter.Lynch@mahle.com](mailto:Peter.Lynch@mahle.com)