



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
611 RYAN PLAZA DRIVE, SUITE 400  
ARLINGTON, TEXAS 76011-4005

October 28, 2005

**VOID SHEET**

TO: License Fee and Accounts Receivable Branch  
FROM: Region IV, DNMS, NMLB  
SUBJECT: VOIDED Renewal APPLICATION  
Applicant: ExxonMobile Refining and Supply Co., Billings Refinery  
License No.: SUB-1382  
Control No.: 470524  
Docket No.: 040-08769

Reason for Void: The license was placed into "decommissioning" status on May 23, 2003; pending license termination. The licensee has been decommissioning and submitted their Final Status Survey Report on October 25, 2005. Since the license was no longer in "active" status, but in "decommissioning" status, then they did not need to submit a license renewal application.

Reviewer: Rachel S. Browder /RA/  
Date: October 28, 2005

Licensing Assistant: Colleen Murnahan  
Date:

Attachment:  
Official Record Copy of Voided Action (see letter)  
or  
ML Control No. of Voided Action: **ML053010170**

**FOR LFMB USE ONLY**

Refund Authorized and Processed  
' No Refund  
' Fee Exempt or Fee Not Required

Comments:

Log Completed

Processed By: \_\_\_\_\_



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
611 RYAN PLAZA DRIVE, SUITE 400  
ARLINGTON, TEXAS 76011-8064**

October 28, 2005

ExxonMobil Refining and Supply Co.  
ATTN: David Newburn  
Radiation Safety Officer  
P.O. Box 1163  
Billings, MT 59103-1163

SUBJECT: LICENSE RENEWAL REQUEST DATED APRIL 29, 2005 FOR LICENSE NO.  
SUB-1382

Dear Mr. Newburn,

The NRC received your license renewal application dated April 29, for License No. SUB-1382. However, we are voiding this action because the subject license was placed into possession only, pending license termination on May 23, 2003. When a licensee is decommissioning, pending license termination, then the license converts from "active" status to "decommissioning" status. As a result, there is no requirement to renew the license and it is acceptable to allow the license to expire during the decommissioning process. Additionally, once the license is placed into "decommissioning" status, then the licensee is no longer assessed an annual fee, but is assessed an hourly fee for NRC time spent reviewing the decommissioning and license termination process associated with the license.

Mr. Robert Evans, NRC Region IV, Fuel Cycle and Decommissioning Branch, has received your Final Status Survey Report. Once the report is approved, then your license will be "retired" since it has expired during the decommissioning process. This action is equivalent to a license termination; the terminology only reflects the various state of the license at the time of termination.

If there are any questions regarding this letter or the license termination process, please contact me at (817) 276-6552.

Sincerely,

**/RA/**

Rachel S. Browder  
Health Physicist

Docket: 040-08769  
License: SUB-1382  
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