

From: John Nicholson
To: Pat.murphy@us.linde-gas.com; RDejong@mggpclaw.com
Date: Tue, Nov 22, 2005 9:24 AM
Subject: mail control number 137998

Spectra Gases, Inc.
license no. 29-30779-01
docket no. 030-36136
mail control number 137998

Gentlemen,

I wanted to follow up our phone conversations with an email detailing the additional information I need to process the change of control notification letters for Spectra Gases, Inc. the NRC received from Mr. Murphy of Linde Gas LLC and Mr. de Jong of Muchnick, Golieb & Golieb, P.C..

Please refer to NUREG-1556, volume 15, at the following link
<http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v15/>

Section 5.5, Decommissioning and Related Records Transfers, of NUREG-1556, volume 15, covers the requirements for the transfer and maintenance of records prior to the approval of a change of control. The "Response from the Licensee:" section describes the expected response. As directed in this section, please provide a description of the method and proposed timetable for the transfer of the required records from Spectra Gases, Inc. to Linde Gas LLC. Provide a commitment by Linde to maintain the records received from Spectra. Provide a description of the facility at 320 Mt. Pleasant Ave., Newark, NJ with regard to contamination or a statement from Linde that they are acquiring the facility "as is" and accept all responsibility of any contamination from licensed material at or from the facility. If there is contamination present provide a description of the decontamination to prepare the facility for decommissioning prior to the change of control. If there is contamination and decommissioning will not occur until after the change of control, describe the contamination and confirm that Linde is knowledgeable of the extent and levels of contamination and the applicable decommissioning requirements.

In item 2 of your letters it is stated that Linde has no intent to change the licensee's corporate name. Please confirm that the name and mailing address of the licensee will remain as it currently appears on the license.

I will continue my review of your change of control notification upon receipt of this information. In order to continue a timely review, I request that you submit your response within thirty days.

Please note we can not accept an email response for information that will be incorporated as part of your license. You may fax your reply to 610-337-5269 or mail your response to my attention to:

Licensing Assistance Team
Division of Nuclear Materials Safety
U.S. Nuclear Regulatory Commission
Region I
475 Allendale Road
King of Prussia, PA 19406-1415

The cover sheet of your fax or the cover letter must be signed by management representatives for Spectra and Linde and the mail control number 137998 included. If you have any questions regarding this request for additional information, please contact me.

Sincerely,

John Nicholson
Health Physicist
U.S. Nuclear Regulatory Commission
Commercial and R&D Branch
610-337-5236
jjn@nrc.gov

CC: Alvin@spectragases.com

Mail Envelope Properties

(43832A3A.8B3 : 16 : 55708)

Subject: mail control number 137998
Creation Date: Tue, Nov 22, 2005 9:24 AM
From: John Nicholson

Created By: JJN@nrc.gov

Recipients

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RDejong (RDejong@mggpclaw.com)

spectragases.com
Alvin CC (Alvin@spectragases.com)

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Post Office**Route**

mggpclaw.com
spectragases.com
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Files

MESSAGE

Size

4707

Date & Time

Tuesday, November 22, 2005 9:24 AM

Options

Expiration Date: None
Priority: Standard
Reply Requested: No
Return Notification: None

Concealed Subject: No
Security: Standard