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651.437.0700

Steven A. Reynolds, Director
Division of Nuclear Materials Safety
U.S. NRC, Region III
2443 Warrenville Road, Suite 210
Lisle, IL 60532-4352

27 Jan 06

Re: Amendment request letter

Mr. Reynolds:

Regarding the attached letter, our understanding is that an amendment request is not applicable in this case. Flint Hills Resource, LP (FHR) bases this on the nature of the FHR License and our discussion with an NRC staff person. In particular, on January 27, 2006, I contacted James Lynch and we reviewed the Flint Hills Resources, L.P. – Pine Bend Refinery license # 22-26468-01. The location of use is stated as: "Junction of Highways 52 and 55, Inver Grove Heights, Minnesota." There is no mention that the license permits the use at temporary job sites. Mr. Lynch agreed with me that it appears FHR received the attached letter in error.

Based on the above, FHR does not believe it is required to take any further action on this matter, including the submittal of the License Amendment Request. I ask that you let me know if this is not correct. If you have any further questions, please contact me at 651-437-0708.

Sincerely,

Michael Starkman
Radiation Safety Officer

cc: George Johns, State of Minnesota

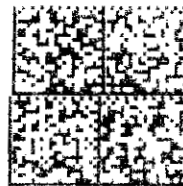
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Pine Bend Refinery

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