

U.S. NUCLEAR REGULATORY COMMISSION**Date:**

01/31/2013

TELEPHONE CONVERSATION RECORD**Mail Control
or Report No(s).**

579546

License No(s).

47-24917-01

Docket No(s).

03030008

Name of Licensee: Apogee Coal Company, LLC**Name of Participant(s):** Will Harless, RSO
Randolph C. Ragland, Jr., NRC Region I**Telephone No.** 304-792-8215**Subject:** License Renewal Resubmittal(NOTE: This will be used as the
Documents Title in ADAMS)

I informed Mr. Harless that NRC identified several deficiency with Apogee Coal Company's license renewal request, received by NRC on November 20, 2012, including the following: .

- 1) The application requires a NRC 313 Form; 2) A clarification regarding if they plan to use portable gauges offsite, and 3) A commitment regarding training for portable gauge users. See below:

I requested Mr. Harless to Resubmit the entire license application so it includes:

- 1) 313 Form signed by management;
2) Copies of letters changing your RSO and the Management contact (same as previously submitted)
3) License application (same as previously submitted); and
A) Additional attachment committing to the following: A) The Troxler gauge will be used only at the Ruffner and Fanco sites. It will not have to be transported off property; and B) Before using licensed materials, authorized users will have successfully completed one of the training courses described in Criteria in the section entitled "Training for Individuals Working In or Frequenting Restricted Areas" in NUREG-1556, Vol. 1, Rev. 1, dated November 2001."

Action Required: Apogee Coal will resubmit the license renewal package.**Document Availability:**☒**Publicly Available**☐**Non-Publicly Available**☒**Non-Sensitive**☐**Sensitive – Privacy Act/ PII**☐**Immediate Release**☐**Non-Sensitive Copyright**☐**Sensitive – Internal****Normal Release Date: 02/08/2013**☐**Sensitive- Proprietary**☐**Sensitive – Security-Related****Delayed Release Date:****SUNSI Review Completed By:** R. C. Ragland / RA /