



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION III
2443 WARRENVILLE RD. SUITE 210
LISLE, IL 60532-4352

JUN 09 2015

Greg Swanberg
Chief Executive Officer
BioStorage Technologies, Inc.
2655 Fortune Circle West
Suite A & B
Indianapolis, IN 46241

Dear Mr. Swanberg:

This refers to: (1) your March 10, 2015 letter requesting an increased carbon-14 possession limit to include a "waiver" from the Decommissioning Financial Assurance (DFA) requirements outlined in Title 10 of the *Code of Federal Regulations* Section 30.35, and (2) our telephone conversations with your designated contact person Thomas A. Schumacher on May 7, May 22, and June 9, 2015. During the telephone conversations, Mr. Schumacher indicated that you were not ready to respond to the questions discussed.

As discussed during the telephone conversations, we have voided your request to increase carbon-14 possession limits without providing required DFA. A copy of our May 7, 2015 conversation record is enclosed for your convenience. If you resubmit your request, please provide all information requested in that record.

If you have any questions or require clarification on any of the information stated above, you may contact us at (630) 829-9887.

In accordance with 10 CFR 2.390, a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

A handwritten signature in black ink that reads "Sara A. Forster". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Sara A. Forster, M.S.
Health Physicist
Materials Licensing Branch

License No. 13-32622-01
Docket No. 030-37223

Enclosure: Conversation Record dated May 7, 2015



CONVERSATION RECORD

05/07/2015

NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU Thomas A. Schumacher, M.S., CHP, Radiation Safety Officer		DATE OF CONTACT 05/07/2015	TYPE OF CONVERSATION <input type="checkbox"/> E-MAIL <input checked="" type="checkbox"/> TELEPHONE <input type="checkbox"/> INCOMING <input checked="" type="checkbox"/> OUTGOING
E-MAIL ADDRESS radphysics@msn.com		TELEPHONE NUMBER (317) 902-9868	
ORGANIZATION BioStorage Technologies, Inc.	DOCKET NUMBER(S) 030-37223		
LICENSE NUMBER(S) 13-32622-01	CONTROL NUMBER(S) 586269		
SUBJECT Our review of your possession limit increase and waiver request dated March 10, 2015. Additional information requested below is requested on or before the close of business on May 21, 2015.			

SUMMARY AND ACTION REQUIRED:

To complete your request to increase your carbon-14 possession limit, including a waiver from decommissioning financial assurance requirements, please submit additional information as noted below. For additional information, please refer to NUREG 1556, Vol. 18, "Program-Specific Guidance About Service Provider Licenses," and NUREG 1757, Vol. 3, rev. 2, "Financial Assurance, Recordkeeping, and Timeliness," found, respectively, at <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v18/> and <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1757/v3/>.

PLEASE NOTE THE FOLLOWING WHEN PREPARING YOUR RESPONSE:

- Submit requested information within 14 days of our conversation, as listed at the top of this memo.
- Direct any questions you have to me at (630) 829-9892 or sara.forster@nrc.gov.
- Provide your response on typed 8.5" x 11" sheets, or by completing the applicable portions of the Appendix C checklist.
- Include a signed and dated cover letter with your response; reference Control No. 586269 in that response.
- Please FAX your response to my attention at (630) 515-1078 OR scan your response and send to me via email, as a pdf file.

ADDITIONAL INFORMATION NEEDED:

Decommissioning Financial Assurance (DFA) is needed to complete our review. Please submit DFA, or clarify any relief sought from DFA requirements. To request an exemption from DFA requirements, please provide a detailed explanation describing how:

1. Relief from providing proof of at least \$225,000 DFA, and/or a Decommissioning Funding Plan would be authorized by law;
2. Such relief would not endanger life or property or common defense and security; and
3. Such relief would otherwise be in the public interest.

NAME OF PERSON DOCUMENTING CONVERSATION

Sara A. Forster, Materials Licensing Branch, Region III Office, 2443 Warrenville Road, Suite 210, Lisle, Illinois 60532

SIGNATURE

05/07/2015