



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
WASHINGTON, D.C. 20555-0001

September 15, 2015

ESAB Welding & Cutting
ATTN: Shawn L. Foxworth
Corporate Manager of EHS, Americas
411 S. Ebenezer Road
Kings Mountain, NC 28086

**SUBJECT: ESAB WELDING & CUTTING, REQUEST FOR EXEMPT DISTRIBUTION
ANNUAL TRANSFER REPORT**

Dear Mr. Foxworth:

After carefully reviewing our records, it appears that we do not have record of your exempt distribution transfer report for the 2014 reporting period.

As you are authorized, under 10 CFR 40.52, to transfer certain products containing byproduct material to individuals exempt from regulatory requirements, you must abide by the reporting requirements for your license, which are listed in 10 CFR 40.53. These requirements include the provision that you submit an annual report to the NRC detailing transfers taking place during the previous calendar year.

Pursuant to 10 CFR 40.53, you must include the following information in your annual transfer reports:

- identification of the licensee, including the license number;
- indication that the products are transferred for use under 10 CFR 40.13(c), giving the specific paragraph designation, or equivalent regulations of an Agreement State;
- a description or identification of the type of each product and the model number(s), if applicable;
- for each type of source material in each type of product and each model number, if applicable, the total quantity of the source material; and
- the number of units of each type of product transferred, by model number, if applicable.

These reports do not need to list each individual transfer (e.g., by date or recipient) or each individual unit transferred (e.g., by serial number), but must list the total number of units of each device type or model transferred for each reporting period. Also, if no transfers take place during a given reporting period, you are still required to submit a report stating so explicitly.

Pursuant to the regulations, your annual transfer reports must be submitted by January 31 each year, covering transfers that took place during the preceding calendar year. You should submit reports by mailing them to the following address:

ATTN: Document Control Desk/Exempt Distribution
Director, Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

or by some other means listed in 10 CFR 40.5(a).

Please submit a copy of your report for the 2014 reporting period within 30 calendar days of the date of this letter, so that we may incorporate it into our records.

Please be aware that upon your request, proprietary information submitted to the NRC may be withheld from public disclosure. To do this, you must follow the procedures in 10 CFR 2.390(b) including requesting withholding at the time the information is submitted and complying with the document marking and affidavit requirements set forth in 10 CFR 2.390(b)(1).

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

If you have any questions, or if your understanding differs from the above, please contact me at (301) 415-5608, or by electronic mail at Eric.Reber@nrc.gov.

Sincerely,

/RA/

Eric H. Reber
Materials Safety Licensing Branch
Division of Material Safety, State, Tribal,
and Rulemaking Programs
Office of Nuclear Material Safety
and Safeguards

License No. 39-35180-01E
Docket No. 040-38381

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Docket No. 040-38381

DISTRIBUTION:

MSTR r/f
RI/DNMS

ML15258A008 – Certified Tracking Number: 7015 1520 0000 8172 2881

***See previous concurrence**

OFC	NMSS/MSTR/MSLB	NMSS/MSTR/MSLB	NMSS/MSTR/MSLB
NAME	Eric Reber	Hipolito Gonzalez	Eric Reber
DATE	09/15/2015	09/15/2015	09/15/2015

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