

Hill, Carol

**From:** McCann, Janet <JMcCann@OCIChemical.com>  
**Sent:** Wednesday, September 02, 2015 8:55 AM  
**To:** Hill, Carol; Hanson, Latischa  
**Cc:** Green, Kevin; Swanson, Derek  
**Subject:** [External\_Sender] FW: Transfer of control for OCI Wyoming LLC  
**Attachments:** NRC license 2015 corrected copy under LLC.pdf; NRC transfer of control letter signed.pdf; NRC transfer of control 2015 OCI LLC.pdf

Carol,

I want to clarify that OCI doesn't feel there will be a change of control. The licensee will not change and there will be no material change in operations. The documentation that I have sent is for your evaluation concerning the sale.

Thank you.

Janet

*Janet McCann*



OCI Wyoming LLC  
P.O. Box 513  
Green River, Wyoming 82935  
Environmental Specialist  
Phone: 307-872-7129  
Fax: 307-872-7309  
Cell: 307-371-9763  
Email: [jmccann@ocichemical.com](mailto:jmccann@ocichemical.com)

**From:** McCann, Janet  
**Sent:** Wednesday, September 02, 2015 7:37 AM  
**To:** carol.hill@nrc.gov  
**Cc:** Hanson, Latischa (Latischa.Hanson@nrc.gov); Green, Kevin; Swanson, Derek  
**Subject:** Transfer of control for OCI Wyoming LLC

Dear Carol,

Attached is a letter requesting a change of control, our current license #49-11578-01, and Appendix F form. We are planning on completing the sale at the end of September. If you need any further information, please let me know and I will forward it to you. If you need me to send a hard copy of this information to you, please contact me by phone or email.

Thank you for your consideration of this matter.

Janet

*Janet McCann*

**PUBLIC**

- ☐ Immediate Release  
☐ Normal Release

**NON-PUBLIC**

- ☒ A.3 Sensitive-Security Related (Entire document)  
☐ A.7 Sensitive Internal  
☐ Other:

Reviewer: RITZ

Date: 9-15-15

☒ If license 49-11578-01 is removed from this package then the remaining material is public/normal release.

RITZ 9-15-15



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**OCI WYOMING, LLC**

254 County Road 4-6  
Green River, WY 82935  
Phone: 307-875-2600



September 2, 2015

Ms. Carol Hill  
U.S NRC  
1600 E. Lamar Blvd.  
Arlington, TX 76011-4511

RE: Change of Control for License #49-11578-01, Docket 030-06803

Dear Ms. Hill;

I would like to submit a request for change of control for license #49-11578-01, Docket 030-06803. One of our owners, OCI Enterprises is selling their share of OCI Resources to Ciner Enterprises. The sale should take place the end of September, 2015. I have attached a completed Appendix F for your review. I have also attached our current license. We plan to change our name at a later time. For now, only the owner of the company is changing.

If you need any further information please let me know.

Thank you.

A handwritten signature in cursive script that reads "Janet McCann". The signature is written in dark ink and is positioned above the word "Sincerely,".

Sincerely,

*Janet McCann*

Janet McCann



OCI Wyoming LLC  
P.O. Box 513  
Green River, Wyoming 82935  
Environmental Specialist  
Phone: 307-872-7129  
Fax: 307-872-7309  
Cell: 307-371-9763  
Email: jmontz@ocichemical.com

CC: K. Green  
L. Hanson

5 8 8 7 4 8

## **Change of Control and/or Change of Ownership (Includes Change of Name)**

10 CFR 30.34(b) states that "no license issued or granted pursuant to the regulations...nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall...find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing. Although not specifically addressed by 10 CFR 30.34, licensees undergoing a name change may also be affected by this regulation.

Control over licensed activities can be construed as the authority to decide when and how a license (licensed material and/or activities) will be used. A change of ownership may be an example of a change of control. The central issue is whether the authority over the license has changed. In all cases, determining whether a change of control has taken place or whether a change is in name only is the Commission's responsibility.

Licensees must notify the Commission when they are undergoing a possible change of control and/or a change of name. While this notification is not required within a certain time frame, NRC needs adequate time to review the submittal to ensure that the transfer is in accordance with the regulations.

In order to process your request for a change of control/ownership and/or a name change, the information on the following pages is required. Our fax number is (817) 200-1188. If you have any questions regarding our discussion or this fax, please contact me. When responding to this fax, please include the license, docket, and mail control numbers, located at the top of this page as well as the following pages. Thank you.

**Definitions: Transferee:** A transferee is an entity that proposes to purchase or otherwise gain control of an NRC-licensed operation.

**Transferor:** A transferor is an NRC licensee selling or otherwise giving up control of a licensed operation.

Information Required for Change of Control and/or Change of Ownership  
(Includes Change of Name)

Source: NUREG-1556, Volume 15

**Please provide the following information concerning changes of control (transferor and/or transferee, as appropriate). If any items are not applicable, state so.**

1. Provide a complete description of the transaction (i.e., transfer of stocks or assets, or merger). Indicate whether the name has changed and include the new name. Include the name and telephone number of a licensee contact who NRC may contact if more information is needed.

A. Description of the transaction:

OCI Enterprises Inc. plans to sell its approximately 73% limited partner interest and 2% general partner interest in OCI Resources LP to Ciner Enterprises Inc. a subsidiary of Park Holding A.S. of Istanbul, Turkey. Following the transaction, OCI Resources LP will continue to operate as a publicly traded Master Limited Partnership with the current management team remaining. OCI Resources LP owns a controlling interest comprised of a 51% membership interest in OCI Wyoming LLC. OCI Wyoming LLC is the licensee pursuant to Materials License No. 49-11578-01. No transfer of that Materials License or material change in operations will occur in connection with the planned transaction. Ciner Group plans to change the name of OCI Wyoming LLC after closing of the planned transaction and will separately apply for any necessary approval after closing of the planned transaction.

B. ☒ No name change

☐ New name of licensed organization: \_\_\_\_\_

C. ☒ No change in contact

☐ New contact: \_\_\_\_\_

☐ New telephone number: \_\_\_\_\_

2. Describe any changes in personnel or duties that relate to the licensed program. Include training and experience for new personnel.

A. ☒ No changes in personnel having control over licensed activities.

☐ Changes in personnel having control over licensed activities (e.g. officers of a corporation):

B. ☒ No changes in personnel named in the license.

☐ Changes in personnel named in the license (e.g. RSO, AUs) - include training,

experience and responsibilities:

3. Describe, in detail, any changes in the organization, location, facilities, equipment or procedures that relate to the licensed program.

☐ Organization:      ☐ Equipment:  
☐ Location:          ☐ Procedures:  
☐ Facility:            ☒ Not applicable

4. Describe the status of the surveillance program (i.e., surveys, wipe tests, quality control) at the present time and the expected status at the time that control is to be transferred.

A. Description of the status of all surveillance program:

Current

B. Surveillance Items & Records: calibrations, leak tests, surveys, inventories, and accountability requirements will be current at the time of transfer

☒ Yes      ☐ No (explain)

5. Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity.

Records transferred to:

☐ New licensee ☐ NRC for license termination      ☒ Not applicable

6. Confirm that the transferee will abide by all constraints, conditions, requirements and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program.

\_\_\_\_\_ will abide by all constraints,  
(transferee company)  
conditions, requirements and commitments of \_\_\_\_\_  
(transferor company)

\_\_\_\_\_  
Signature/Title  
Transferee Official

\_\_\_\_\_  
Signature/Title  
Transferor Official

\_\_\_\_\_  
date

\_\_\_\_\_  
date

OR

☐ Description of proposed licensed program from transferee attached (with signature)

OR

☒ Not applicable (~~name change only~~)

Nicole C. Daniel

Certifying Officer - Signature

9/1/2015

Date

Nicole C. Daniel

Certifying Officer - Typed name and title

VP, General Counsel + Secretary  
Oil Enterprises Inc.



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
REGION IV  
1600 E. LAMAR BLVD.  
ARLINGTON, TX 76011-4511

June 22, 2015

Ms. Janet M. Montz, Radiation Safety Officer  
OCI Wyoming, LLC  
P.O. Box 513  
254 County Road 4-6  
Green River, WY 82935

**SUBJECT: LICENSE RENEWAL (CORRECTED COPY)**

Please find enclosed a corrected copy to Amendment No. 23 to NRC License No. 49-11578-01, **updating License Conditions Numbers 6, 7, 8 and 9**. An environmental assessment for this licensing action is not required since this action is categorically excluded under 10 CFR 51.22(c)(14)(viii). You should review this license carefully and be sure that you understand all conditions. You can contact me at (817) 200-1286 if you have any questions about this license.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's expectations for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

NRC's Regulatory Issue Summary (RIS) 2005-31 provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through the NRC's Agencywide Documents Access and Management System (ADAMS). The RIS may be located on the NRC Web site at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005>. Pursuant to NRC's RIS 2005-31, the enclosed materials license will not be made publicly available.

NRC expects licensees to conduct their programs with meticulous attention to detail and a high standard of compliance. Because of the serious consequences to employees and the public that can result from failure to comply with NRC requirements, you must conduct your radiation safety program according to the conditions of your NRC license, representations made in your license application, and NRC regulations. In particular, note that you must:

1. Operate by NRC regulations 10 CFR Part 19, "Notices, Instructions and Reports to Workers: Inspection and Investigations," 10 CFR Part 20, "Standards for Protection Against Radiation," and other applicable regulations.
2. Notify NRC in writing of any change in mailing address.



3. By 10 CFR 30.36(d) and/or license condition, notify NRC, promptly, in writing, and request termination of the license:
  - a. When you decide to terminate all activities involving materials authorized under the license whether at the entire site or any separate building or outdoor area;
  - b. If you decide not to acquire or possess and use authorized material; or
  - c. When no principal activities under the license have been conducted for a period of 24 months.
4. Request and obtain a license amendment before you:
  - a. Change Radiation Safety Officers;
  - b. Order byproduct material in excess of the amount, radionuclide or form authorized on the license;
  - c. Add or change the areas or address(es) of use identified in the license application or on the license; or
  - d. Change the name or ownership of your organization.
5. Submit a complete renewal application or termination request at least 30 days before the expiration date on your license. You will receive a reminder notice approximately 90 days before the expiration date. Possession of radioactive material after your license expires is a violation of NRC regulations.

In addition, please note that NRC Form 313 requires the applicant, by signature, to verify that the applicant understands that all statements contained in the application are true and correct to the best of the applicant's knowledge. The signatory for the application should be the licensee or certifying official rather than a consultant. Since the NRC also accepts a letter requesting amendment of an NRC license, the signatory for such a request should also be the licensee or certifying official rather than a consultant.

NRC will periodically inspect your radiation safety program. Failure to conduct your program according to NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC may result in enforcement action against you. This could include issuance of a notice of violation; imposition of a civil penalty; or an order suspending, modifying, or revoking your license as specified in the NRC Enforcement Policy. The NRC Enforcement Policy is available on the following internet address:  
<http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>.

An electronic version of the NRC's regulations is available on the NRC Web site at <http://www.nrc.gov>. Additional information regarding use of radioactive materials may be obtained on the NRC Web site at <http://www.nrc.gov/materials.html>. This site also provides the link to the toolbox for updated information on the revised regulations for naturally-occurring and accelerator-produced radioactive materials (NARM).

J. Montz

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

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script, appearing to read "Latischa M. Hanson".

Latischa M. Hanson, Health Physicist  
Nuclear Materials Safety Branch B

Docket: 030-06803  
License: 49-11578-01  
Control: 585341

Enclosure: As stated



DATE

09/11/2015

NAME AND ADDRESS OF APPLICANT AND/OR LICENSEE

Ms. Janet M. Montz, Radiation Safety Officer  
OCI Wyoming, LLC  
P.O. Box 513  
254 County Road 4-6  
Green River, WY 82935

LICENSE NUMBER

49-11578-01

MAIL CONTROL NUMBER

588748

LICENSING AND/OR TECHNICAL REVIEWER

CH

This is to acknowledge the receipt of your:

☒ LETTER and/or ☐ APPLICATION DATED: 09/02/2015

The initial processing, which included an administrative review, has been performed.

☒ AMENDMENT ☐ TERMINATION ☐ NEW LICENSE ☐ RENEWAL

- ☐ There were no administrative omissions identified during our initial review.
- ☐ This is to acknowledge receipt of your application for renewal of the material(s) license identified above. Your application is deemed timely filed, and accordingly, the license will not expire until final action has been taken by this office.
- ☐ Your application for a new NRC license did not include your taxpayer identification number. Please fill out NRC Form 531, located at the following link:

<http://www.nrc.gov/reading-rm/doc-collections/forms/nrc531.pdf>

Send the completed NRC Form 531, by facsimile, to the following number: (301) 415-5387

A copy of your action has been emailed to our License Fee and Accounts Receivable Branch, in our Headquarters office in Rockville, MD. You will be contacted separately if there is a fee issue involved.

Your application has been assigned the above listed **MAIL CONTROL NUMBER**. When calling to inquire about this action, please refer to this control number. Your application has been forwarded to a technical reviewer. Please note that the technical review, which is normally completed within 180 days for a renewal application (90 days for all other requests), may identify additional omissions or require additional information. If you have any questions concerning the processing of your application, our contact information is listed below:

Region IV  
U. S. Nuclear Regulatory Commission  
DNMS/NMSB - B  
1600 E. Lamar Boulevard  
Arlington, TX 76011-4511  
(817) 200-1103 or (817) 200-1140

✓ 9/11

BETWEEN:

Accounts Receivable/Payable  
and  
Regional Licensing Branches

[ FOR ARPB USE ]  
INFORMATION FROM WBL

Program Code: 03120  
Status Code: Pending Amendment  
Fee Category: 3P  
Exp. Date: 12/31/2014  
Fee Comments:  
Decom Fin Assur Req: N

## License Fee Worksheet - License Fee Transmittal

### A. REGION

#### 1. APPLICATION ATTACHED

Applicant/Licensee: OCI WYOMING, LLC  
Received Date: 09/02/2015  
Docket Number: 3006803  
Mail Control Number: 588748  
License Number: 49-11578-01  
Action Type: Amendment

#### 2. FEE ATTACHED

Amount: \_\_\_\_\_  
Check No.: \_\_\_\_\_

#### 3. COMMENTS

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

### B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone 03 is entered / / )

1. Fee Category and Amount: \_\_\_\_\_

#### 2. Correct Fee Paid. Application may be processed for:

Amendment: \_\_\_\_\_

Renewal: \_\_\_\_\_

License: \_\_\_\_\_

3. OTHER \_\_\_\_\_  
\_\_\_\_\_

Signed: \_\_\_\_\_

Date: \_\_\_\_\_