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MAY 04 2016



May 4, 2016

DNMS

U.S. Nuclear Regulatory Commission, Region IV
1600 East Lamar Boulevard
Arlington, Texas 76011
Attn: Director, Division of Nuclear Material Safety

Subject: Rescission of Written Notice to Invoke Gilbane Federal's License for Excavation and Remediation Work at the RW028 Burial Site at Ellsworth Air Force Base, South Dakota

Dear Director:

Pursuant to Condition 15 of NRC Radioactive Materials License No. 04-29353-01, Gilbane Federal (formerly ITSI Gilbane) provided written notice to the NRC by letter dated June 4, 2013, of our planned mobilization to perform excavation and remediation work at the above referenced site. This letter is to rescind that notice.

As of this date, Gilbane Federal has not mobilized to or performed any license activities at the referenced site. While Gilbane Federal is still under contract to perform the work, we do not yet have a definitive date for its performance. Since no mobilization has occurred, no license activities have been performed, and the radiological work remains to be completed, we believe a notice of termination pursuant to Condition 19 of Gilbane's license is not appropriate.

Gilbane Federal will provide written notice to the NRC at least 14 days before initiating license activities at the referenced site once a definitive date is established for the work to be performed.

If you have any questions, please do not hesitate to contact me at (360) 751-4172, or email me at jcooper@gilbaneco.com.

Sincerely,

Jerry C. Cooper
Corporate Radiation Safety Officer
Gilbane Federal

~~PUBLIC~~

- ☒ Immediate Release
☒ Normal Release

~~NON-PUBLIC~~

- ☐ A.3 Sensitive-Security Related
☐ A.7 Sensitive Internal
☐ Other: _____

Reviewer: MR

Date: 5/9/16

Hill, Carol

From: Cooper, Jerry <JCooper@GilbaneCo.com>
Sent: Wednesday, May 04, 2016 7:51 PM
To: Hill, Carol
Subject: [External_Sender] Rescission of Notice to Invoke Gilbane Federal's NRC License at the Ellsworth AFB (South Dakota) RW028 Burial Site
Attachments: 2016 05 04 Ltr GF to NRC (rescission of EAFB RW028 notice).pdf

Carol:

Please find attached a letter rescinding our notice to invoke NRC Radioactive Materials License No. 04-29353-01 at the above referenced site. We initially provided written notice to the NRC by letter dated June 4, 2013, of our planned mobilization to perform excavation and remediation work at the site. As of this date, we have not mobilized to or performed any license activities at the site.

Please do not hesitate to contact me if you have any questions.

Thank you.

Jerry

Jerry Cooper, CHP, PMP | Principal Health Physicist/Corporate RSO | **Gilbane**
1655 Grant Street, 12th Floor | Concord, CA 94520 | www.gilbaneco.com
Cell: 360.751.4172



ACKNOWLEDGEMENT - RECEIPT OF CORRESPONDENCE

Name and Address of Applicant and/or Licensee

Mr. Jerry Cooper, CHP
Radiation Safety Officer
Gilbane Federal
2730 Shadelands Drive, Suite 100
Walnut Creek, CA 94598

License Number(s)

04-29353-01

Mail Control Number(s)

590824

Licensing and/or Technical Reviewer or Branch

C. Hill 05/05/2016

This is to acknowledge receipt of your: ☒ Letter and/or ☐ Application Dated: 05/04/2016

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, Request for Taxpayer Identification Number, 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

☐ The following administrative omissions have been identified:

A copy of your action has been e-mailed 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) 200-1140 or (817) 200-1209

✓ 5/5/16

BETWEEN:

Accounts Receivable/Payable
and
Regional Licensing Branches

[FOR ARPB USE]
INFORMATION FROM WBL

Program Code: 03234
Status Code: Pending Amendment
Fee Category: 1D 3N 4B
Exp. Date: 10/31/2019
Fee Comments:
Decom Fin Assur Req: N

License Fee Worksheet - License Fee Transmittal

A. REGION

1. APPLICATION ATTACHED

Applicant/Licensee: Gilbane Federal
Received Date: 05/04/2016
Docket Number: 3038058
Mail Control Number: 590824
License Number: 04-29353-01
Action Type: Notifications

2. FEE ATTACHED

Amount: _____

Check No.: _____

3. COMMENTS

Signed: _____

Date: _____

Carol L. Heie
5/5/16

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: _____