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September 29, 2017

Mr. Stephen Hammann, Senior Health Physicist
U.S. Nuclear Regulatory Commission, Region I
Division of Nuclear Safety, Decommissioning & Technical Support Branch
2100 Renaissance Boulevard, Suite 100
King of Prussia, PA 19406-2713

Re: TerranearPMC, LLC (TPMC) Request for Relief from U.S. Nuclear Regulatory
Commission (NRC) Decommissioning Timeliness Rule (DTR) Requirements –
RML No. 37-31379-02 **103038204**

Dear Mr. Hammann;

This letter is in response to the following memorandum, "*NRC Regulatory Issue Summary (RIS) 2015-19, Decommissioning Timeliness Rule Implementation and Associated Regulatory Relief*" dated December 21, 2015 from your office, and our follow up discussion on February 22, 2016.

As you are aware, TPMC holds an NRC issued radioactive material license- RML No. 37-31379-02. TPMC also holds a radioactive material license issued by the California Department of Public Health- RML No. 8058-38. Both of these "Service Provider" licenses were used to carry out a remediation project located at the Hunters Point Naval Shipyard in South San Francisco, CA. The TPMC work related to the subject project was terminated on October 4, 2015. No further work under either the NRC or CA radioactive material license has been performed by TPMC since this time. Under the DTR requirements and the referenced RIS, TPMC must provide a response/request for relief to the NRC to remain in compliance with applicable DTR requirements and the provisions of the related NRC RIS 2015-19.

The NRC RIS 2015-19 Intent section (Item 4) and related sections provide clarification and relief when the DTR applies to licensees whose only location of use are temporary jobsites. This clarification and related relief applies directly to TPMC's situation.

As stated previously, TPMC holds/maintains NRC and CA "Service Provider" licenses. As a service provider, TPMC provides radiological services and support to Clients at temporary jobsites which are under the jurisdiction of the NRC and/or the state of CA. The RIS provides relief to licensees whose sole work is conducted at temporary jobsites. Part of this relief is the requirement for the license to request the subject relief within 24 months of their last work at a temporary jobsite when the license has performed no further work since that time. Since the last work that TPMC performed at a temporary work site (Hunter Point Naval Shipyard, CA) was October 4, 2015, such a notification and request for relief is required under the current DTR requirements and related RIS.

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Therefore, based on the above, TPMC requests relief from the NRC DTR requirements/schedule for decommissioning. The subject request for relief is based on the following:

1. TPMC continues to actively seek out new opportunities as a license service provider with Client opportunities under the NRC and CA licenses. Over the last year and a half, TPMC has provided bids, requests for quotes, and proposals for radiological services/support to over 8 potential Clients. We are currently awaiting decisions on 4 of those proposals. At the present time TPMC has no active grants or contracts.

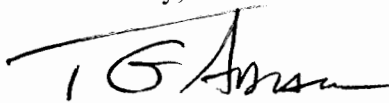
Many of these opportunities involve(d) governmental Clients (DOD, DOE) whose timeframe for decision making and hence for selecting a suitable and qualified service provider, may span many months and even years. Continuing to be able to retain/maintain our NRC license is paramount to being able to provide the requested Client services when a contract is awarded to TPMC. Thus, the NRC license allows TPMC to continue to actively pursue future work opportunities and to provide radiological services/support to Clients when TPMC is awarded such work.

2. The amount of time and effort to actively search for work opportunities and prepare bids, request for quotes, and/or proposals is labor intensive, time consuming and requires a significant investment of TPMC revenue. Thus, the impact of termination (and initiation of decommissioning) of the TPMC NRC license would be economically significant/detrimental and would jeopardize the ability for TPMC to remain viable in this critically needed area.
3. As one of many service providers, TPMC must retain/maintain the NRC and CA licenses to remain competitive in the market place and to be available to potential future Clients to offer the required radiological services/support.
4. The time and effort to terminate the TPMC NRC license and then go through the licensing renewal process would be tremendous and would essentially remove TPMC from being a competitive entity. In addition, the timeframe for the NRC to review, approve, and issue the new license has historically been several months. Thus, the economic impact on TPMC to do so would be detrimental to TPMC's future business opportunities.
5. As a service provider, TPMC doesn't own/possess any radioactive material while performing its required radiological services/support to a Client at the temporary jobsite. The ownership of contaminated buildings, land, property and any radioactive material remain with the Client. Hence, continuation of the TPMC NRC license (i.e. delay in initiation of the decommissioning process) poses no undue risk from radiation to the public health and safety.

Thus, based on TPMC's continuing to actively pursue work opportunities, expectation of future work opportunities, lack of current grants or contracts, economic burden, and that the delay in the initiation of the decommissioning process will not be detrimental to public health and safety and is otherwise in the public interest, TPMC respectfully requests relief from the DTR requirements and the alternate schedule for decommissioning.

Please don't hesitate to give me a call (716-592-3431) if you have any questions regarding this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'T G Adams', with a stylized flourish at the end.

Theodore G. Adams
Corporate Radiation Safety Officer
TerranearPMC, LLC



ACKNOWLEDGEMENT - RECEIPT OF CORRESPONDENCE

Name and Address of Applicant and/or Licensee

TerranearPMC, LLC
ATTN: Amar Raval, President & CEO
222 Valley Creek Blvd.
Exton, PA 19341

Date

October 11, 2017

License Number(s)

37-31379-02

Mail Control Number(s)

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Licensing and/or Technical Reviewer or Branch

Commercial, Industrial, R&D, & Academic Branch
(Branch 2)

This is to acknowledge receipt of your: ☒ Letter and/or ☐ Application Dated: 09/29/2017

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 complete and submit NRC Form 531, Request for Taxpayer Identification Number, located at the following link: <http://www.nrc.gov/reading-rm/doc-collections/forms/nrc531.pdf>
Follow the instructions on the form for submission.

☐ The following administrative omissions have been identified:

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:

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2100 Renaissance Boulevard, Suite 100
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(610) 337-5260, (610) 337-5313,
(610) 337-5398, or (610) 337-5239