



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

August 10, 2018

ERP Iron Ore, LLC  
ATTN: Mark Luttrell  
Radiation Safety Officer  
64 East 100 North  
Reynolds, IN 47980

SUBJECT: ACKNOWLEDGEMENT OF ERP IRON ORE, LLC BANKRUPTCY  
NOTIFICATION

Dear Mr. Luttrell:

This acknowledges your letter dated July 23, 2018, informing the U.S. Nuclear Regulatory Commission (NRC) that ERP Iron Ore, LLC filed for bankruptcy under Chapter 11 in the U.S. Bankruptcy Court on July 16, 2018.

Please be informed that the bankruptcy filing does not relieve ERP Iron Ore, LLC of its obligations to comply with NRC requirements, including those relating to the security and control of licensed material, classified material and information, decontamination and decommissioning of contaminated facilities, and the retention of personnel required by NRC requirements (e.g., the radiation safety officer, authorized users). Additionally, the NRC will continue to conduct inspections of your activities.

Please be aware that you must first properly secure, dispose of, or transfer all licensed material, and you must inform NRC of this situation. This includes, for example, if you need to close a building. NRC licenses remain in full effect, even beyond their stated expiration date, until terminated in writing by NRC.

You may not (i) transfer control of your license without prior written NRC approval or (ii) transfer licensed material, except as authorized by NRC regulations. You should ensure that your attorney and any trustee involved in the bankruptcy proceeding are aware of these obligations. A person must obtain an NRC license prior to taking control of licensed activities or possession of the licensed material, including any contaminated equipment or property transferred by the licensee.

Please notify us immediately if you are unable to meet any of these conditions. Also, please notify us when the bankruptcy proceeding is completed.

M. Luttrell

- 2 -

Thank you for your cooperation in this matter. You may contact me at (301) 415-7124 or at [Celimar.Valentin-Rodriguez@nrc.gov](mailto:Celimar.Valentin-Rodriguez@nrc.gov) if you have any questions or need information concerning the status of your license or activities.

Sincerely,

**/RA/**

Celimar Valentin-Rodriguez, Ph.D.  
Materials Safety Licensing Branch  
Division of Materials Safety, Security, State,  
and Tribal Programs  
Office of Nuclear Material Safety  
and Safeguards

M. Luttrell

- 3 -

SUBJECT: ACKNOWLEDGEMENT OF ERP IRON ORE, LLC BANKRUPTCY NOTIFICATION

DATE: August 10, 2018

DISTRIBUTION:

RIII/DNMS

EHouseman

**ADAMS Accession No.: ML18222A341**

<b>OFC</b>	NMSS/MSLB	NMSS/MSLB	NMSS/MSLB
<b>NAME</b>	CValentin-Rodriguez	HGonzalez	CValentin-Rodriguez
<b>DATE</b>	8/10/2018	8/10/2018	8/10/2018

**OFFICIAL RECORD COPY**