

July 8, 2019

Sara A. Forster, Health Physicist Licensing Reviewer  
U.S. Nuclear Regulatory Commission - Region III  
Division of Nuclear Materials Safety  
2443 Warrenville Rd. - Ste. 210  
Lisle, IL 60532-4352

Ms. Forster,

All grow lamp products containing Krypton-85 held under Exempt Distribution license #13-35481-02E have been transferred out of the BWGS LLC facility at 1410 Hancel Parkway, Mooresville, IN 46158.

Contact me with any additional needs at (720) 682-4252.

Sincerely,



Tony Bayt

## Song, Taehoon

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**From:** Forster, Sara  
**Sent:** Monday, July 08, 2019 11:15 AM  
**To:** Tomczak, Tammy  
**Cc:** Song, Taehoon; Pavon, Sandy; Sandrik, Lauren  
**Subject:** FW: RE: Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01  
**Attachments:** 7-8-19 NRC Region III Letter.pdf

fyi

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**From:** Forster, Sara  
**Sent:** Monday, July 08, 2019 11:15 AM  
**To:** Song, Taehoon <Taehoon.Song@nrc.gov>; Pavon, Sandy <Sandy.Pavon@nrc.gov>; Sandrik, Lauren <Lauren.Sandrik@nrc.gov>  
**Subject:** FW: RE: Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01

Please scan in and return to me. It is additional information to CN611850.

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**From:** Tony Bayt <[tonyb@growgeneration.com](mailto:tonyb@growgeneration.com)>  
**Sent:** Monday, July 08, 2019 8:47 AM  
**To:** Forster, Sara <[Sara.Forster@nrc.gov](mailto:Sara.Forster@nrc.gov)>  
**Subject:** [External\_Sender] RE: RE: RE: Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01

Good morning, Sara. Attached is the letter confirming that all Kr-85 grow lamps have been vacated from the BWGS facility at 1410 Hancel Parkway address.

Let me know if you need anything further. My cell is 720.682.4252.

Thanks,

**Tony Bayt**  
Business Affairs & Compliance



1000 W. Mississippi Ave.  
Denver, CO 80223  
(720) 682-4252  
[tonyb@growgeneration.com](mailto:tonyb@growgeneration.com)  
[www.growgeneration.com](http://www.growgeneration.com)  
Instagram - [@growgen](#)  
Facebook - [@GrowGeneration Corp.](#)

**From:** Forster, Sara <[Sara.Forster@nrc.gov](mailto:Sara.Forster@nrc.gov)>  
**Sent:** Friday, July 5, 2019 3:14 PM  
**To:** Tony Bayt <[tonyb@growgeneration.com](mailto:tonyb@growgeneration.com)>  
**Subject:** RE: RE: RE: Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01

Dear Mr. Bayt:

Thank you for the additional information. I can check with my management about the acceptability of this letter. However, the path forward is the most straightforward if we receive the information contained in the NRC Form 314. If you are able to sign electronically, the NRC is now allowed to accept those electronic signatures. Otherwise, if you can go ahead and send the letter on Monday, once you can scan it in, that is appreciated.

Sincerely,

Sara Forster  
U.S. NRC

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**From:** Tony Bayt <[tonyb@growgeneration.com](mailto:tonyb@growgeneration.com)>  
**Sent:** Friday, July 05, 2019 2:09 PM  
**To:** Forster, Sara <[Sara.Forster@nrc.gov](mailto:Sara.Forster@nrc.gov)>  
**Subject:** [External\_Sender] RE: RE: Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01

Sara,

I found the attached letter addressed to the US NRC in Wash DC. Would this letter suffice for your requirements? If not, I'll send you the new letter on Monday.

Thanks,

**Tony Bayt**  
Business Affairs & Compliance



1000 W. Mississippi Ave.  
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Instagram - [@growgen](https://www.instagram.com/growgen)  
Facebook - [@GrowGeneration Corp.](https://www.facebook.com/GrowGenerationCorp)

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**From:** Forster, Sara <[Sara.Forster@nrc.gov](mailto:Sara.Forster@nrc.gov)>  
**Sent:** Friday, July 5, 2019 2:52 PM

**To:** Tony Bayt <[tonyb@growgeneration.com](mailto:tonyb@growgeneration.com)>

**Subject:** RE: RE: Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01

Great. Thank you very much for letting me know the status of your response.

Sara Forster  
U.S. NRC

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**From:** Tony Bayt <[tonyb@growgeneration.com](mailto:tonyb@growgeneration.com)>

**Sent:** Friday, July 05, 2019 12:52 PM

**To:** Forster, Sara <[Sara.Forster@nrc.gov](mailto:Sara.Forster@nrc.gov)>

**Subject:** [External\_Sender] RE: Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01

Thank you, Sara. I have created the letter but can not sign and scan it until Monday morning when I'm back in my office. I will have it to you first thing on Monday.

Kind regards,

**Tony Bayt**  
Business Affairs & Compliance



1000 W. Mississippi Ave.

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**From:** Forster, Sara <[Sara.Forster@nrc.gov](mailto:Sara.Forster@nrc.gov)>

**Sent:** Friday, July 5, 2019 11:57 AM

**To:** Tony Bayt <[tonyb@growgeneration.com](mailto:tonyb@growgeneration.com)>

**Subject:** Additional Information Request for BWGS, LLC, NRC License No. 13-35481-01

Dear Mr. Bayt:

Thank you for taking the time this morning to discuss the referenced radioactive materials license termination request with me. As we discussed, our office has reviewed the March 8, 2019 request from Daniel Polsky, BWGS, LLC, to terminate the referenced NRC radioactive materials license authorizing receipt and possession of krypton-85 sealed sources in lamps.

I have provided the request for additional information in the attached NRC Form 699, "Conversation Record." As noted, the requested information is based on information requested in the NRC Form 314.

"Certificate of Disposition of Materials," as required by Title 10 of the Code of Federal Regulations Section 30.36(j).

As noted on the attached document, you may provide your response directly on the NRC Form 314, or via a signed and dated letter. In either case, you may send the response as a pdf file attached to an email message. Upon receipt of the requested final disposition information for the krypton-85 sources, previously stored in the licensee's Mooresville, Indiana facilities, the NRC will proceed with completing the termination of the referenced license, as requested.

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

Sincerely,

**Sara A. Forster, Health Physicist Licensing Reviewer**  
U.S. Nuclear Regulatory Commission - Region III  
Division of Nuclear Materials Safety  
2443 Warrenville Rd. - Ste. 210  
Lisle, IL 60532-4352  
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