

From: [Valentin-Rodriguez, Celimar](#)
To: ["Thane, Lindsay M."](#)
Cc: [Gonzalez, Hipo](#); [Gepford, Heather](#)
Subject: RE: RE: Cordero Mining LLC License Transfer (Lic. No. 49-29429-01; Docket No. 030-38475) [IWOV-PDX.FID4023978]
Date: Friday, September 20, 2019 7:13:00 AM

Hi Lindsay,

Because the organization you represent will be taking ownership of the Cloud Peak Energy's assets (Cordero Mining, Spring Creek Coal, Antelope Coal), which include a specific license for Cordero Mining, LLC, I would suggest your organization wait until Region IV has approved the license transfer for Cordero Mining, LLC to submit the notifications for the two general licenses. Then 10 CFR 31.5(c) (9) would apply, and it would be a matter of your organization notifying us of any changes (e.g. name change, mailing address change, or change of person responsible).

Thank you,

Celimar

Celimar Valentin-Rodriguez, Ph.D.

General Engineer

U.S. Nuclear Regulatory Commission

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From: Thane, Lindsay M. <LThane@SCHWABE.com>

Sent: Thursday, September 19, 2019 8:47 PM

To: Valentin-Rodriguez, Celimar <Celimar.Valentin-Rodriguez@nrc.gov>

Cc: Gonzalez, Hipolito <Hipolito.Gonzalez@nrc.gov>; Gepford, Heather <Heather.Gepford@nrc.gov>

Subject: [External_Sender] RE: Cordero Mining LLC License Transfer (Lic. No. 49-29429-01; Docket No. 030-38475) [IWOV-PDX.FID4023978]

Hi Celimar,

Thank you for all the guidance. In reviewing the regulations that I believe are applicable to transferring the two general licenses (10 CFR 31.5(c)(9)), it appears that it is the transferor who must notify the NRC that they will be transferring their licenses to the transferee. Is that correct?

I represent the Company that will be the transferee because they are purchasing the assets and taking over operations of the Company that currently holds the general licenses. I am just hoping to clarify whether the general license transfer request letter needs to come from the current license holder or the Company that intends to become the license holder.

Thank you,

Lindsay

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Lindsay Thane

Associate

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From: Valentin-Rodriguez, Celimar <Celimar.Valentin-Rodriguez@nrc.gov>

Sent: Wednesday, September 18, 2019 12:16 PM

To: Thane, Lindsay M. <LThane@SCHWABE.com>

Cc: Gonzalez, Hipolito <Hipolito.Gonzalez@nrc.gov>; Gepford, Heather <Heather.Gepford@nrc.gov>

Subject: NRC: Cordero Mining LLC License Transfer (Lic. No. 49-29429-01; Docket No. 030-38475)

Good afternoon,

Per our phone conversation earlier today, specific license transfers require prior NRC approval per the requirements in 10 CFR 30.34(b)(1). I have attached two NRC guidance documents regarding changes of ownerships for materials licensees. NUREG-1556, Vol. 15, Rev. 1 is our licensing guidance for changes of control and bankruptcy. Please take a look at Appendix E, which contains information that needs to be submitted to the NRC for license transfer applications. RIS-2014-08, Rev. 1 explains the regulatory requirements for license transfers of specific materials licenses. Please be aware that the NRC, in accordance with 10 CFR 2.1301 and 10 CFR 2.1305, is required to post all license transfer applications on our public website for a 30-day comment period.

If you have any questions regarding the license amendment process for Cordero Mining's license transfer, please contact Heather Gepford, Materials Licensing & Decommissioning Branch Chief, Region IV. She is copied in this email.

Regarding the two general licenses, 723615 and 53793, you must submit to the NRC a notification of any name, mailing address, or responsible person changes. This notification can be submitted via letter. Please make sure you identify the two general licenses in the letter and what the changes are for each. You may submit an official company letter, dated and signed, to me via email.

Do not hesitate to contact me with any questions or concerns.

Thank you,

Celimar Valentin-Rodriguez, Ph.D.

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