



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
REGION I  
2100 RENAISSANCE BLVD.  
KING OF PRUSSIA, PA 19406-2713

December 3, 2021

D. Edward Brown  
SVP & Chief Engineering Officer  
Rockwell Mining, LLC  
250 W. Main Street, Suite 2000  
Lexington, KY 40509

SUBJECT: ROCKWELL MINING, LLC, REQUEST FOR ADDITIONAL INFORMATION,  
MAIL CONTROL NO. 628566

Dear Mr. Brown:

This is in reference to your application dated August 31, 2021, requesting to renew NRC License No. 47-24809-01. In order to continue our review, we need the following additional information.

Your current license authorizes use and possession of licensed materials at your Harris Complex in Bald Knob, WV and in your Wells/Rocklick Preparation Plant in Wharton, WV. Your renewal submittal referenced only the Wells/Rocklick Preparation Plant in Wharton; your November 19, 2021 response to our request for additional information confirmed only a single unit is possessed.

We need additional information in order to remove your Harris Complex location. Please provide documentation confirming the disposal or transfer of materials from your Harris Complex, including the most recent valid leak test and confirmation of disposal or receipt of the transferred material by another NRC or Agreement State Licensee.

We will continue our review upon receipt of this information. Please reply to my attention at [Jonathan.Pfingsten@nrc.gov](mailto:Jonathan.Pfingsten@nrc.gov).

In order to continue prompt review of your application, we request that you submit your response to this letter within 30 calendar days from the date of this letter.

An electronic version of the NRC's regulations is available on the NRC Web Site at: [www.nrc.gov](http://www.nrc.gov). Additional information regarding use of radioactive materials may be obtained on the NRC Web Site at: <http://www.nrc.gov/materials/miau/mat-toolkits.html>. This site also provides the link to the toolbox for updated information on the revised regulations for naturally-occurring and accelerator-produced radioactive materials (NARM).

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web Site at: <http://www.nrc.gov/reading-rm/adams.html>. Please be aware that you may request that certain portions of your submittal to NRC be withheld from public disclosure as proprietary information. To do this, you must execute an affidavit as specified in 10 CFR 2.390. You must list all

portions that you wish to be held proprietary, along with your reasoning as to why that is appropriate. While it is allowable, please refrain from submitting proprietary information in support of a license unless necessary. Keep in mind that all NRC licenses are considered to be in the public domain, and therefore may be viewed by any member of the public who requests to see them.

If you have any questions regarding this request for additional information, please contact me at 610-337-5170 or via electronic mail at [Jonathan.Pfingsten@nrc.gov](mailto:Jonathan.Pfingsten@nrc.gov).

Thank you for your cooperation.

Sincerely,

Jonathan Pfingsten, Health Physicist  
Commercial, Industrial, R&D  
and Academic Branch  
Division of Radiological Safety and Security  
Region I

License No. 47-24809-01  
Docket No. 03028938  
Mail Control No. 628566

cc: Erman Moore, Radiation Safety Officer

ROCKWELL MINING, LLC, REQUEST FOR ADDITIONAL INFORMATION, MAIL CONTROL  
NO. 628566 DATED DECEMBER 3, 2021

DOCUMENT NAME: **G:\WBL Documents\WBL License RAIL\47-24809-01.628566.RAI2.docx**

SUNSI Review Complete: Jonathan Pfingsten

After declaring this document "An Official Agency Record" it **will** be released to the Public.

To receive a copy of this document, indicate in the box: "C" = Copy w/o attach/encl "E" = Copy w/ attach/encl "N" = No copy

OFFICE	RI:DRSS	N					
NAME	JPfingsten / JBP						
DATE	12/3/2021						

OFFICIAL RECORD COPY