



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**

REGION III  
2443 WARRENVILLE RD. SUITE 210  
LISLE, IL 60532-4352

March 31, 2022

Heather Lucier  
Senior Engineer - RP  
DTE Electric Company  
Fermi 2, AIB  
6400 N. Dixie Hwy.  
Newport, MI 48166

Dear Ms. Lucier:

This letter is in reference to your response dated March 25, 2021, in which you provided additional information to support the request for the renewal of U.S. Nuclear Regulatory Commission (NRC) Materials License No. 21-02335-09.

The NRC's guidance document for your type of license is NUREG-1556, Volume 4, Rev. 1, dated July 2016, "Consolidated Guidance About Materials Licenses: Program - Specific Guidance About Fixed Gauge Licenses." This guidance is available on the NRC Web site at: <https://www.nrc.gov/docs/ML1618/ML16188A048.pdf>

Upon review of your letter, I identified the following areas requiring additional or clarifying information:

1. Section 8.7.1, "Radiation Safety Officer," of the guidance identifies that the appointed Radiation Safety Officer (RSO) must have adequate training and experience.

You requested to be appointed as the RSO. Though, the request did not provide complete documentation of your training and experience with fixed gauging devices, which should include supervised hands-on training and experience.

Acceptable training and experience include completion of a manufacturer/distributor's course or an equivalent, including supervised hands-on training and experience. Please state whether you have had this required training and provide documentation of the completion of this training. In addition, please provide a course outline detailing the subjects covered in the course and the name and title of the course instructor(s).

2. Section 8.13, "Item 13: Certification," specifies that a representative of the legal entity filing the application must sign and date the [NRC Form 313, "Application for Materials License."](#) The representative signing the application must be authorized to make binding commitments and to sign official documents on behalf of the applicant.

The application dated October 20, 2021, was signed by Ronald Newton, CHP, Technical Specialist – RPO. His title was not recognized as that of a management representative.

Therefore, please revise and resubmit the application along with all supplements and attachments bearing your signature or that of another management representative. For additional information, you may refer to Chapter 3, "Management Responsibility," of the guidance.

In accordance with Title 10 Code of Federal Regulations §2.390 of the NRC's "Rules of Practice," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <https://www.nrc.gov/reading-rm/adams.html>.

To continue review of your application, I request that you submit your response to this letter within 15 calendar days from the date of this letter. In your response, please refer to the license, docket, and control number specified below. I will assume that you do not wish to further pursue this licensing action if I do not receive a reply within the specified timeframe noted above.

If you have questions, require additional time to respond, or require clarification on any of the information stated above, I encourage you to contact me at [Jason.Kelly@nrc.gov](mailto:Jason.Kelly@nrc.gov) or at (630) 829-9737.

Sincerely,

Jason M. Kelly, MPH  
Health Physicist  
Materials Licensing Branch

License No. 21-02335-09  
Docket No. 030-10445  
Control No. 628983