



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

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

April 19, 2022

Matthew J. Sorrells, CIH, CSP
Radiation Safety Officer
BP Products North America, Inc.
2815 Indianapolis Blvd.
Whiting, IN 46394

Dear Mr. Sorrells:

A request for additional information was sent to you on March 14, 2022, in reference to your request to amend your U.S. NRC Materials License No. 13-00155-12. A copy of this request is enclosed for your reference. A response was requested by March 29, 2022. To date, your response has not been received.

To continue the review of your request, please submit a written response to this letter by April 29, 2022. Failure to respond by this date may result in your request being considered abandoned and appropriate administrative actions may be initiated.

To expedite the licensing process, you may fax your response to (630) 515-1078. If you have any questions, you may contact me at (630) 829-9737 or Jason.Kelly@nrc.gov.

In accordance with Title 10 of the *Code of Federal Regulations* Section 2.390 of the U.S. Nuclear Regulatory Commission's (NRC) "Rules of Practice," a copy of this letter and enclosure will be 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 <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

Jason M. Kelly, MPH
Health Physicist
Materials Licensing Branch

License No. 13-00155-12
Docket No. 030-04326
Control No. 630010

Enclosure(s): As stated



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March 14, 2022

Matthew J. Sorrells, CIH, CSP
Radiation Safety Officer
BP Products North America, Inc.
2815 Indianapolis Blvd.
Whiting, IN 46394

Dear Mr. Sorrells:

This letter is in reference to your request dated February 7, 2022, for an amendment to U.S. Nuclear Regulatory Commission Materials License No. 13-00155-12.

The NRC's guidance document for your proposed 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 where additional or clarifying information is needed:

1. Section 8.7.2, "Authorized Users," of the guidance identifies that authorized users must have adequate training and experience in the use of fixed gauging devices. Further, individuals to be qualified to perform non-routine operations, must have completed specialized training for the activities to be performed or supervised.

Your request provided a record of training for the proposed authorized user, which reflects the completion of an Industrial Radiography Course. This course is not applicable to users of Fixed Gauging Devices.

Submit documentation of the completion of a Fixed Gauge Manufacturer's course for authorized users, with supervised hands-on instruction in the performance of non-routine operations. An equivalent course meeting the requirements of Appendix D, "Criteria for Acceptable Training for Authorized Users and Radiation Safety Officers," is also acceptable.

2. Your request refers to the transfer/disposal of your Thermo Process Instruments, LP (formerly Thermo MeasureTech) Model 5201, Device S/N B5265, fixed gauging device.

Submit documentation from the transferee confirming receipt of the licensed device for disposal. Please include a copy of the transferee's license.

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 request, please submit your response within 15 calendar days from the date of this letter. In your response, please refer to the license, docket, and control number specified below. If no response is received within the specified timeframe noted above, it will be assumed that you do not wish to proceed with the requested licensing action.

If you have questions, require additional time to respond, or require clarification on any of the information stated above, you may contact me at jason.kelly@nrc.gov or (630) 829-9737.

Sincerely,



Jason M. Kelly, MPH
Health Physicist
Materials Licensing Branch

Digitally signed by Jason M. Kelly
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License No. 13-00155-12
Docket No. 030-04326
Control No. 630010