



**UNITED STATES**  
**NUCLEAR REGULATORY COMMISSION**  
REGION I  
475 ALLENDALE ROAD – SUITE 102  
KING OF PRUSSIA, PA 19406-1415

November 9, 2022

John Kovaleski, Plant Manager  
DuPont Specialty Products USA, LLC  
8480 DuPont Road, B200  
Washington, WV 26181

SUBJECT: DUPONT SPECIALTY PRODUCTS USA, LLC, REQUEST FOR ADDITIONAL  
INFORMATION FOR CHANGE OF CONTROL, MAIL CONTROL NO. 633415

Dear Mr. Kovaleski:

This is in reference to the letter dated August 24, 2022, informing us of a change in control of part of your licensed activities authorized by NRC License No. 47-01876-01. In order to continue our review, we need the following additional information:

1. The letter was signed by the Radiation Safety Officer. When submitting future license amendments, please have the document signed by a management representative rather than the Radiation Safety Officer. The NRC views a letter signed by a management representative as indication that management has reviewed the application and concurs in the statements and representations contained therein. The response to this letter should be signed by a management representative.
2. Additional information is needed for the change of control of part of your licensed activities and facilities to Celanese, under the name Dupont Polymer Products, LLC. Provide information as requested in NUREG-1556, "Consolidated Guidance About Materials Licenses," Volume 15, "Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials Licenses," Revision 1 (1556, Vol. 15, Rev. 1).
  - a. In accordance with 1556, Vol. 15, Rev.1, Section 5.3, describe changes in the places of use, and facilities where licensed materials will be used or stored. We note that the application for a new license uses the same address as the current license. We do not authorize two licenses at the same address, unless there is a clear delineation of the facilities for which each license is responsible.
  - b. In accordance with 1556, Vol 15, Rev. 1, Section 5.4, submit a statement that all required surveillance [leak tests and surveys] has been performed, documented and reviewed prior to transfer of the licensed materials. If required surveillance is not completed, explain why and submit and corrective actions and the expected date of completion.

- c. In accordance with 1556, Vol. 15, Rev. a, Section 5.5, confirm that you have maintained records important to decommissioning for the materials and facilities involved in the change of control, and will transfer these records to the new licensee.
- 3. In accordance with 1556, Vol. 15, Rev. 1, Appendix E
  - a. Describe any planned changes in the organization, including but not limited to, transfer of stocks or assets and mergers, changes in members on the Board of Directors, etc. Include pre- and post-retransfer organizational charts showing the corporate structure of the license holder and its parent company.
  - b. Describe the status of the licensed materials, facilities, equipment and the radiation safety program to be transferred, including any known contamination and whether decontamination will occur prior to transfer. Include the status of calibrations, leak tests, areas surveys, training, and related records.
  - c. Confirm that both transferor and transferee agree to transferring control of the licensed materials, activities and facilities, and the conditions of transfer. Confirm that the transferee has been made aware of any open inspection items and its responsibility for possible resulting enforcement issues.
- 4. Confirm if Celanese or Dupont Polymer Products LLC currently hold a license for radioactive materials issued by the NRC or an Agreement State. If so, provide a copy of the license. If not, we will need to arrange a pre-licensing meeting with management representatives of Celanese and Dupont Polymer Products LLC.
- 5. For License No. 47-01876-01, confirm if the name on the license will remain the same, and provide a description of any changes needed on the license at the time of transfer.

We will continue our review upon receipt of this information. A pdf copy of a signed response may be provided by electronic mail to [Elizabeth.Ullrich@nrc.gov](mailto:Elizabeth.Ullrich@nrc.gov). If you prefer to provide a hard copy response by regular mail, please send that to my attention at:

Betsy Ullrich  
Mail Control Nos. 633415  
USNRC, Region I  
Division of Radiological Safety and Security  
475 Allendale Road – Suite 102  
King of Prussia, PA 19406

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 "Agency Rules of Practice and Procedure," 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 240-704-4575 or by electronic mail to [Elizabeth.Ullrich@nrc.gov](mailto:Elizabeth.Ullrich@nrc.gov).

Thank you for your cooperation.

Sincerely,

Betsy Ullrich, Senior Health Physicist  
Commercial, Industrial, R&D  
and Academic Branch  
Division of Radiological Safety and Security  
Region I

License No. 47-01876-01

Docket No. 030-06660

Mail Control No. 633415

cc: Bryan S. Monroe, Radiation Safety Officer  
Herbert Whitlatch, Radiation Safety Officer  
Josh Ankrom, Environmental, Health & Safety Manager

DUPONT SPECIALTY PRODUCTS USA, LLC, REQUEST FOR ADDITIONAL INFORMATION  
FOR CHANGE OF CONTROL, MAIL CONTROL NO. 633415 DATED NOVEMBER 9, 2022

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**SUNSI Review Complete: Betsy Ullrich**

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OFFICE	RI:DRSS	N					
NAME	Betsy Ullrich						
DATE	11/9/22 exu						

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