

March 23, 2005

Robert F. Kelly, Ph.D.
Director North American R&D
Infilco Degremont, Inc.
510 East Jackson St.
Richmond, VA 23219

Dear Mr. Kelly:

This is in response to your February 22, 2005, letter requesting fee relief from FY 2004 and partial FY 2005 fees. You indicate in your letter that you assumed the role of Radiation Safety Officer (RSO) in 2004, and at that time questioned Infilco Degremont, Inc.'s, (IDI's) need for possession of the Part 30 specific License No. 45-19106-01. Based on my staff's review, I concur with your request to cancel your FY 2004 and FY 2005 annual fee invoices due to the following considerations.

On December 22, 2004, you spoke with Mr. Steven Cortemanche, of the NRC's Region I office, and he agreed with you that the Hewlett Packard Model 6890 Gas Chromatograph Serial # K4139 is a generally licensed item not requiring a specific license.

On January 10, 2005, IDI sent a letter to the NRC confirming that the only device currently possessed by IDI is a generally licensed item. In this letter you also requested that your current specific license be terminated. On January 25, 2005, the NRC responded to IDI's letter stating that "... after reviewing your letter and attachment, that [IDI does] not possess any licensed material requiring a specific NRC license."

The NRC's 10 CFR Part 171 annual fee regulations provide that the annual fee is avoided in those cases where the licensee files for termination before October 1 of the fiscal year, and also provides for a proration for terminations filed between October 1 and March 31 of the fiscal year. Based on your termination date, you would be subject to the full FY 2004 and a reduced 50 percent FY 2005 annual fee in accordance with the provisions of the NRC's regulations. However, in light of the circumstances surrounding your efforts since you became the RSO, I am granting an extension of time to file for license termination to January 10, 2005, thus avoiding the FY 2004 and FY 2005 annual fees.

Please contact Mr. William Blaney of my staff at 301-415-5092, if you have any questions.

Sincerely,

/RA/

Jesse L. Funches
Chief Financial Officer

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/RA/
Jesse L. Funches
Chief Financial Officer

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