

**From:** David Vito *EV*  
**To:** Frank Congel; Lisamarie Jarriel  
**Date:** 4/13/04 9:18AM  
**Subject:** Re: Request for concurrence on an Acknowledgement Letter

Lisa and Frank,

The letter is attahed for your concurrence. . Would like to get out this week, if at all possible. Thanks for your help

>>> Daniel Holody 04/13/04 07:55AM >>>

Lisa

As we discussed briefly yesterday, Dave will be sending you an acknowledgement letter this morning requesting your concurrence, as well the concurrence of either Frank Congel or Jim Luehman for Frank. The letter is past the 30 day due mark but does not reach the 45 day due mark until next week - we would like to try to issue it this week.

The concurrence of you and the OE enforcement folks is requested because the letter will close out 2 concerns involving allegations that the licensee violated 50.9. We do not see what occurred as 50.9 violations, but since our basis is policy related rather than fact related, the concurrence of you and the enforcement folks is requested.

I also discussed this issue separately with Frank Congel and Chris Nolan yesterday.

Call Dave or I if you have any questions.

Thx in advance to you and the enforcement folks for your support regarding this issue.

dan

**CC:** Chris Nolan; Daniel Holody; James Luehman

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*F.*