



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

November 17, 1992

The Honorable John R. Kasich
Member, United States House
of Representatives
200 North High Street
Suite 400
Columbus, Ohio 43215

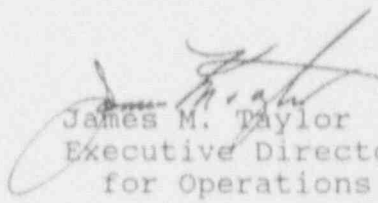
Dear Congressman Kasich:

I am responding to your October 20, 1992, letter written on behalf of your constituent, David P. Martin, Ph.D., Director of Research, Chemlawn, requesting assistance in eliminating or reducing fees on Invoice AM03701-92 for License No. 34-16312-04.

The Omnibus Budget Reconciliation Act of 1990 (OBRA-90), requires that the Commission recover 100 percent of its budget authority, less appropriations from the Department of Energy (DOE) administered Nuclear Waste Fund, for Fiscal Years 1991 through 1995 by assessing license and annual fees. For FY 1991, the Commission was required to collect approximately \$445 million and approximately \$493 million for FY 1992 through these fees. In order to comply with the law, the Commission published FY 1991 fees in July 1991 and FY 1992 fees in July 1992 based on careful evaluation of public comments. The fee referenced in Mr. Martin's letter is an annual fee that was established to implement OBRA-90.

I have reviewed the information provided to me in your constituent's letter of October 20, 1992, and have granted an extension to April 29, 1992, for filing a request for termination of License No. 34-16312-04 for purposes of avoiding the FY 1992 annual fee. Enclosed is my response to Mr. Martin of Chemlawn. If you need any additional information, please let me know.

Sincerely,


James M. Taylor
Executive Director
for Operations

Enclosure: As stated

9212140076 921117
PDR PR
170 57FR18095 PDR

cc32



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

November 13, 1992

Chemlawn
Division of Ecolab Inc.
ATTN: David P. Martin, Ph.D.
Director of Research
135 Winter Road
Delaware, Ohio 43015

Gentlemen:

I am considering your October 20, 1992, letter to Congressman John R. Kasich, as a request for exemption from the FY 1992 annual fee for License No. 34-16312-04, Invoice No. AM03701-92.

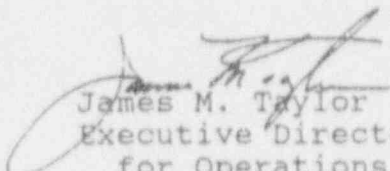
The bases for your request are: 1) in the closing of your laboratory, the radioactive detector unit was shipped from Chemlawn on December 18, 1991, and received by Hewlett-Packard on December 19, 1991; 2) you were not aware of the requirement to file an NRC Form 314 "Certificate of Disposition" by December 31, 1991, to terminate your license; and 3) in your discussions with NRC about proper disposal procedures, this required form was not mentioned to you.

As stated in the final revision to the Commission's fee regulations in 10 CFR Parts 170 and 171 for FY 1992, which was published in the **Federal Register** July 23, 1992, the Commission exempted from the FY 1992 annual fee those licensees and holders of certificates, registrations and approvals who either filed for termination or for a possession only/storage license during the period October 1, 1991, through December 31, 1991.

Based on the information provided in your October 20, 1992, letter, particularly the fact that you disposed of the gauge in 1991, the Commission: 1) grants an extension to the time to file for termination to April 29, 1992; 2) acknowledges that your radioactive detector was shipped back to the manufacturer before December 31, 1991; 3) considers your actions timely for purposes of avoiding the FY 1992 annual fee; and 4) acknowledges that your license was terminated on June 5, 1992.

Invoice No. AM03701-92 will be canceled.

Sincerely,


James M. Taylor
Executive Director
for Operations

4212080174 1P 27

U. S. NUCLEAR REGULATORY COMMISSION
FY 92 Annual Materials Fee Invoice
10 CFR 171.16

Invoice Date

=====

08/24/1992

Invoice Number

=====

AM03701-92

CHEMLAWN SERVICES CORPORATION
ATTENTION: RADIATION SAFETY OFFICER
8275 NORTH HIGH STREET

COLUMBUS

OH 43085

***** Mark PAYMENT COPY with any billing address changes *****

License/Approval/ Registration/ Certificate Number	Code	Annual Fee Category(s)	Fee Amount	Surcharge Amount
34-16312-04	ANN	3P	\$ 2,100.00	\$ 150.00
TOTAL:			\$ 2,100.00	\$ 150.00
TOTAL INVOICE:			\$ 2,250.00	

Make Checks Payable To:

=====

U.S. Nuclear Regulatory Commission
License Fee & Debt Collection Branch
PO Box 954514
St. Louis, MO 63195-4514

<=== This PO Box address is
<=== for receipt of payments
<=== only.

Terms and conditions are attached. Nonpayment of your annual fee may result in the revocation of your license(s) in accordance with the enforcement provisions of 10 CFR 171.23 of the Commission's regulations.

* N R C F I L E C O P Y *
*

EXPRESS

SENDER ACTIVITY SUMMARY

PAGE 1 OF 2
DATE 12/27
INVOICE NO. 4-517-92384 ACCOUNT NO. 1176-254

[illegible]

DV DECLARED VALU

QUESTIONS? CALL OUR BILLING SERVICE CENTER 800-622-1147 7 AM - 5 PM (CST) MONDAY-FRIDAY (IN MEMPHIS TN CALL 901-397-2000).
TO ENSURE PROPER CREDIT PLEASE RETURN THE REMITTANCE ADVICE (1ST PAGE OF THIS INVOICE) WITH YOUR PAYMENT.
MAIL TO: FEDERAL EXPRESS CORP. P.O. BOX 1140 DEPT. A MEMPHIS TN 38101-1140

File: 14-0145-5791

JOHN R. KASICH
11TH DISTRICT OHIO

MEMBER
COMMITTEE ON ARMED SERVICES
SUBCOMMITTEES
READINESS
PROCUREMENT AND MILITARY
NUCLEAR SYSTEMS
COMMITTEE ON THE BUDGET

1133 LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON, DC 20515
(202) 225-5355

DISTRICT OFFICE
200 NORTH HIGH STREET
SUITE 400
COLUMBUS, OH 43215
(614) 469-7318

Congress of the United States
House of Representatives
Washington, DC 20515

October 20, 1992

Mr. Ivan Selin, Chair
Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, Maryland 20852

Dear Mr. Selin:

The attached communication concerns a request my constituent has forwarded to me which is under the jurisdiction of your office.

Please look into the statements contained within the attached documents and forward me the necessary information for reply. Please address your reply to my district office as listed above.

If you have any questions, please contact Mr. Mark Bell at 614-469-7318. Thank you for your time and attention to this matter, and I will look forward to your reply.

Sincerely,


John R. Kasich
Representative to Congress

JRK/mb

enclosure

9212080267 SPP.



CHEMLAWN

Division of Ecolab Inc.

October 20, 1992

Congressman John R. Kasick
Room 400
200 N. High St.
Columbus, Ohio 43215

Dear Congressman Kasick:

I am writing to request your assistance in eliminating or reducing fees on NRC Invoice #AM03701-92 dated 8/24/92 (copy attached).

ChemLawn Services Corporation was a Licensee under the U.S. Nuclear Regulatory Commission Materials License Number 34-16312-04. This license was held because we owned a Gas Chromatograph with a Detector Cell H.P. Model 18712A containing Nickel-63.

In the closing of our laboratory, the radioactive detector unit was shipped from ChemLawn on 12/18/91, delivered appropriately to Hewlett-Packard on 12/19/91, and disposed of according to governmental regulations on December 19, 1991. All of this was completed in calendar year 1991 (copies attached).

Apparently the only omission on our part was not filing Form 314 "Certificate of Disposition" by December 31, 1991, because we were not aware of this regulation/requirement. In our discussions with NRC about proper disposal procedures, this required form was not mentioned to us. It was filed when we became aware of it on April 29, 1992 (copy attached).

The fact remains the Detector Cell was disposed of in a timely and appropriate manner. For failure to file one form (Form 314), we are being penalized \$2,250.00. This is exorbitant, anti-competitive, and grossly unfair. Any assistance you can provide to eliminate this fee amount would be greatly appreciated.

Please advise. Thank you.

Sincerely,

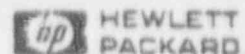
CHEMLAWN

David P. Martin

David P. Martin, Ph.D.
Director of Research

DPM/rcb
Att.

Hewlett-Packard Company
Avondale Division
Route 41
Post Office Box 900
Avondale, Pennsylvania 19311-0900
215 268 2281



January 15, 1992

Mr. Mike Grimes, Mgr.
ChemLawn Services, R&D
P. O. Box 85-816
Columbus, OH 43085

Dear Mr. Grimes:

This is to notify you that S/N H0200 has been disposed of according to
governmental regulations on December 19, 1991.

Regards,

A handwritten signature in cursive script that reads "R. Bob DeShields".

Bob DeShields
ECD Lab

BD:cr



HEWLETT
PACKARD

HEWLETT-PACKARD COMPANY
BY-PRODUCT MATERIALS (RADIOACTIVE) LICENSE VERIFICATION

For new purchase and return for exchange of specific license radioactive electron capture detectors HP 18713A, HP G1224A, HP part number 18803-60520, HP 19235, and HP 19303. Also for return for exchange of general license detectors HP 19282, HP 19233, HP G1223A, and HP 19312, for purchase of conversion kits HP 18742E, HP 19393, and HP 19235D, for use within the U.S. only.

For new purchase of general license detectors HP 19282, HP 19233, HP 19312, or G1223A customer certification card in HP publication number 43-5953-1798 or part number 5953-1798 must be completed. Hewlett-Packard distributes under NRC license numbers 37-07002-03G (General) and 37-07002-02 (Specific).

INSTRUCTIONS:

1. Complete section A below. Read section B and complete the appropriate certification statement (specific license below, general license on reverse side).
2. For new purchase, mail this form to your local Hewlett-Packard sales office.
3. For returns for exchange/servicing of used detectors, see section C reverse side.

A. CUSTOMER INFORMATION

COMPANY CHEMLAWN Services Corp.

CUSTOMER NAME _____

ADDRESS 8275 NORTH HIGH ST.
COLUMBUS, OHIO 43085

CUSTOMER P.O. NO. _____

HEWLETT-PACKARD SALES OFFICE _____

TELEPHONE NO. (614) 888-3592

HEWLETT-PACKARD SALES ORDER NO. _____

TAX STATUS: TAXABLE ☐ EXEMPT ☐

B. LICENSE VERIFICATION

Failure to comply with licensing requirements can cause serious consequences for your company and for Hewlett-Packard. Having a designated licensee read and complete the applicable certification statement (specific license below, general license on reverse side) will serve as a check that you are properly licensed to receive the material indicated.

SPECIFIC LICENSE CERTIFICATION

The Nuclear Regulatory Commission Regulators require Hewlett-Packard to have on file verification of your NRC license (or State license if you live in an "Agreement" state) before shipping your detector. This license must be current and it must apply to the type, quantity, and form being purchased on the above-referenced order. (See CFR Title 10, and NRC form 313 and Regulatory Guide 10.7 for licensing information).

This is to certify that our NRC or Agreement State License is current and permits us to receive the type, quantity, and form of radioactive materials for the use specified as described below.

QTY		NEW PURCHASE	EXCHANGE	DETECTOR SERIAL NO.
_____	HP 19235 EC Detector, 15 mCi Ni 63-plated part, for use on HP 5890A Series Gas Chromatographs.	<input type="checkbox"/>	<input type="checkbox"/>	_____
<u>1</u>	HP 18713A EC Detector, 15 mCi Ni 63-plated part, for use on HP 5700 and HP 5790 Series Gas Chromatographs.	<input type="checkbox"/>	<input type="checkbox"/>	<u>H0200</u>
_____	Hewlett-Packard EC Detector, part number 18803-60520, 15 mCi Ni 63-plated part, for use on HP 5830/5840 Series Gas Chromatographs.	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	HP 19303 EC Detector, 15 mCi Ni 63-plated part, for use on HP 5860 Series Gas Chromatograph.	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	HP 18742E Accessory, for converting general license ECD (HP 19282) to specific license (HP 18713A).	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	HP 19393 Accessory, for converting general license ECD (HP 19312) to specific license (HP 19303).	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	HP 19235D Accessory, for converting general license (HP 19233) to specific license (HP 19235).	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	HP ECD Detector no. G1224A, 15 mCi for use on HP 5890 Series Gas Chromatographs	<input type="checkbox"/>	<input type="checkbox"/>	_____

LICENSE NUMBER 34-16312-04

SIGNATURE OF AUTHORIZED OFFICER OR LICENSED USER

ISSUING AGENCY USNRC

EXPIRATION DATE AUG 31, 1996

DATE 12-17-91

4.901
10 CFR 30.36(c)(1)(iv)
10 CFR 40.42(c)(1)(iv)
10 CFR 70.36(c)(1)(iv)

CERTIFICATE OF DISPOSITION OF MATERIALS

INSTRUCTIONS: SEND THE COMPLETED CERTIFICATE TO THE
NRC OFFICE SPECIFIED ON THE REVERSE.

(All items MUST be completed—
print or type)

ESTIMATED BURDEN PER RESPONSE TO COMPLY WITH THIS
INFORMATION COLLECTION REQUEST: 30 MIN. FORWARD
COMMENTS REGARDING BURDEN ESTIMATE TO THE
INFORMATION AND RECORDS MANAGEMENT BRANCH
(MNSB-7714), U.S. NUCLEAR REGULATORY COMMISSION,
WASHINGTON, DC 20555, AND TO THE PAPERWORK
REDUCTION PROJECT (3150-0028), OFFICE OF MANAGE-
MENT AND BUDGET, WASHINGTON, DC 20503.

LICENSEE NAME AND ADDRESS

LICENSE NUMBER

CHEHLAW SERVICES CORP
8275 N. HIGH ST
COLUMBUS, OH 43235

34-16312-04

LICENSE EXPIRATION DATE

AUGUST 31, 1996

THE LICENSEE OR ANY INDIVIDUAL EXECUTING THIS CERTIFICATE ON BEHALF OF THE LICENSEE CERTIFIES THAT:
(Check and/or complete the appropriate item(s) below.)

A. MATERIALS DATA (Check and/or complete as necessary)

- ☐ 1. NO MATERIALS HAVE EVER BEEN PROCURED OR POSSESSED BY THE LICENSEE UNDER THIS LICENSE.
- OR
- ☒ 2. ALL MATERIALS PROCURED AND/OR POSSESSED BY THE LICENSEE UNDER THE LICENSE NUMBER CITED ABOVE HAVE BEEN DISPOSED OF
IN THE FOLLOWING MANNER. (If additional space is needed, use the reverse side or provide attachments.)

Describe specific material transfer actions and, if there were radioactive wastes generated in terminating this license, the disposal actions, including the
disposition of low-level radioactive waste, mixed waste, Greater-than-Class-C waste, and sealed sources, if applicable.

For transfers, specify the date of the transfer, the name of the licensed recipient, and the recipient's NRC license number or Agreement State name and
license number.

DETECTOR WAS TRANSFERRED ON 12/19/91 TO HEWLETT-
PACKARD CO AVUDALE, PA 19311

If materials were disposed of directly by the licensee rather than transferred to another licensee, licensed disposal site or waste contractor, describe the
specific disposal procedures (e.g., decay in storage).

B. OTHER DATA

- ☒ 1. OUR LICENSE HAS NOT YET EXPIRED; PLEASE TERMINATE IT.
2. WAS A RADIATION SURVEY CONDUCTED TO CONFIRM THE ABSENCE OF LICENSED RADIOACTIVE MATERIALS AND TO DETERMINE WHETHER
ANY CONTAMINATION REMAINS ON THE PREMISES COVERED BY THE LICENSE? (Check one)
- ☒ NO (Attach explanation) SOURCE WAS SEALED EC DETECTOR + TRANSFERRED INTACT
- ☐ YES, THE RESULTS (Check one)
- ☐ ARE ATTACHED, or
- ☐ WERE FORWARDED TO NRC ON (Date)

3. THE PERSON TO BE CONTACTED REGARDING THE INFORMATION PROVIDED ON THIS FORM

NAME

ROGER A. YEARY

TELEPHONE NUMBER

614-547-4677

4. MAIL ALL FUTURE CORRESPONDENCE REGARDING THIS LICENSE TO

CHEHLAW SERVICES CORP
8275 N. HIGH ST.
COLUMBUS, OH 43235

* 921208027 IP.

CERTIFYING OFFICIAL

I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNATURE

Roger A. Yeary, D.W.

DATE

APRIL 29, 1992

PRINTED NAME AND TITLE

ROGER A. YEARY VICE PRES HEALTH SAFETY + ENV AFFAIRS

WARNING: FALSE STATEMENTS IN THIS CERTIFICATE MAY BE SUBJECT TO CIVIL AND/OR CRIMINAL PENALTIES. NRC
REGULATIONS REQUIRE THAT SUBMISSIONS TO THE NRC BE COMPLETE AND ACCURATE IN ALL MATERIAL RESPECTS.
18 U.S.C. SECTION 1001 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION
TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.

MATERIALS LICENSE
SUPPLEMENTARY SHEET

License number

34-16312-04

Docket or Reference number

030-32395

Amendment No. 01

Chemlawn Service Corp.
8275 North High Street
Columbus, OH 43085

In accordance with NRC Form 314 "Certificate of Disposition" dated April 29, 1992,
License Number 34-16312-04 is hereby terminated.

TERMINATED

9207100365XA 1p.

For the U.S. Nuclear Regulatory Commission

Date: JUN 05 1992

By Loren J. Hunter
Materials Licensing Section, Region III

CONGRESSIONAL CORRESPONDENCE SYSTEM
DOCUMENT PREPARATION CHECKLIST

This checklist is to be submitted with each document (or group of Qs/As) sent for filing into the CCS.

1. BRIEF DESCRIPTION OF DOCUMENT(S) Rep. John Kaseich
2. TYPE OF DOCUMENT ☒ Correspondence ☐ Hearings (Qs/As)
3. DOCUMENT CONTROL ☐ Sensitive (NRC Only) ☐ Non-sensitive
4. CONGRESSIONAL COMMITTEE and SUBCOMMITTEES (if applicable)

Congressional Committee
Subcommittee
5. SUBJECT CODES
(a) _____
(b) _____
(c) _____
6. SOURCE OF DOCUMENTS
(a) _____ 5520 (document name) _____
(b) ☒ Scan- (c) ☒ Attachments
(d) _____ Rekey (e) _____ Other _____
7. SYSTEM LOG DATES
(a) 12/2/92 Date OCA sent document to CCS
(b) _____ Date CCS receives document
(c) _____ Date returned to OCA for additional information
(d) _____ Date resubmitted by OCA to CCS
(e) _____ Date entered into CCS by _____
(f) _____ Date OCA notified that document is in CCS
8. COMMENTS
630022