



01-92-384

09-22-1992

U.S. Nuclear Regulatory Commission
License Fee & Collection Branch
Washington, D.C. 20555

Attention: Diane B. Dandois, Division of Accounting & Finance, Office of Controller

We have received from your collection agency PAYCO General American Credits, Inc. a demand for Payment Notice dated 08-17-1992, Their account # HP 4773-91 34-26084-01.

When we received the first Invoice # 404 773-91 under License # 34-26084-01 dated 08/09/92 directly from You, we immediately called to find out how to get our Gas Chromatograph under a General license to avoid this \$1,500.00 per year fee. Not realizing we must send a written notice of intent to the NRC within 30 days we mailed a letter (Enclosed) out on 09/23/91.

We received a letter from Peter J. Lee Materials Licensing Section of NRC written on 11/22/91 (Enclosed) stating that the license was canceled. The letter made no statement that any fees were due, we assumed as our original intent that both the fee & license were terminated. At this point I closed my file feeling that the License was terminated and with it the fee.

We then received a notice from Payco on 08/17/92 stating we owe the \$1,500.00 plus collection fees and penalties. Had the NRC's final letter 11/22/91 stated the license was canceled and the fee still owed we would have paid it after verifying through the Federal Register we owed it. Therefore no collection fees or penalties would have been due. The time period between the Termination Approval letter on 11/22/91 and Demand for Payment not being mailed till 08-17-92 seems unjust.

We realize we missed the deadline and are willing to pay the \$1,500.00 fee for the last and final year. However due to the final letter from the NRC which made no reference to any fee still due we feel that in reference to CFR 15.37 J:4 Collection would be against equity and good conscience, to pay anything beyond the Licensing fee.

Upon notification of acceptance of the \$1,500.00 as full payment you will receive check within [14] days.

Sincerely Yours

Mark Lamarche
Vice President

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