

October 11, 1996

Siemens Power Corporation
ATTN: D. L. Noss
Safeguards Specialist
Nuclear Division
2101 Horn Rapids Road
P.O. Box 130
Richland, WA 99352

Gentlemen:

This refers to your June 5, 1996, letter informing the Commission that you do not plan to pursue your export application for Grohnde Station Unit 1 (XSNM-02898), and requesting a refund of the \$2,900 application fee.

Please note that Section 170.12(a) of Part 170 of the Commission's regulations, copy enclosed, provides that application fees will be charged irrespective of the Commission's disposition of the application or a withdrawal of the application. If, however, an application for which the appropriate fee has been paid is withdrawn prior to the staff commencing its review, the fee would be refunded. Since the licensing staff spent considerable time reviewing your application prior to withdrawal, the fee is not refundable.

If you have any questions, please let me know. My telephone number is 301-415-6057.

Sincerely,

Glenda C. Jackson, Chief
License Fee Section
License Fee and Accounts Receivable Branch
Division of Accounting and Finance
Office of the Controller

Enclosure: 10 CFR 170.12(a)

Distribution:

L. Tremper, OC/DAF/LFARB/ARS
R. Messier, OC/DAF/LFARB/LFS
R. Hauber, OP
B. Wright, OP
License File XSNM-02898 (w/cy inc & encl)
NUDOCS (ML-61) (w/cy inc & encl)
PDR (w/cy inc & encl)
OC/DAF LFARB RF (w/o encl)
OC/DAF RF (DAF-6-145)
OC/DAF SF (LF3.2.2) (w/cy inc & encl)

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OFFICE	OC/DAF LFARB/LFS	<input checked="" type="checkbox"/>	OC/DAF/LFARB	<input checked="" type="checkbox"/>		
NAME	GCJackson	<input checked="" type="checkbox"/>	DBDandois	<input checked="" type="checkbox"/>		
DATE	11/1/96	<input checked="" type="checkbox"/>	11/1/96	<input checked="" type="checkbox"/>	1/1/96	

OFFICIAL RECORD COPY

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PDR EXPORT
XSNM-2898 PDR

Regulatory Commission

\$170.12

A construction permit, license, certificate of compliance, or other approval applied for by, or issued to, a Government agency, except where the Commission is authorized by statute to charge such fees.

(b) (Reserved)

A State-owned research reactors used primarily for educational training and academic research purposes. For purposes of this exemption, the term research reactor means a nuclear reactor that—

1. Is licensed by the Nuclear Regulatory Commission under section 104c of the Atomic Energy Act of 1954 (42 U.S.C. 2134(c)) for operation at a thermal power level of 10 megawatts or less; and

2. If so licensed for operation at a thermal power level of more than 1 megawatt, does not contain—

A A circulating loop through the core in which the licensee conducts experiments;

B A liquid fuel loading; or

C An experimental facility in the core in excess of 16 square inches in cross-section.

F Activities of the Commission undertaken, pursuant to part 75 of this chapter, solely for the purpose of implementation of the US/IAEA Safeguards Agreement.

(b) (Reserved)

(c) The Commission may, upon application by an interested person, or on its own initiative, grant such exemptions from the requirements of this part as it determines are authorized by law and are otherwise in the public interest.

D Applications for exemption under this paragraph may include activities such as, but not limited to, the use of sealed materials for educational or noncommercial public displays or scientific collections.

5 FR 10224, Aug. 1, 1938, as amended at 36 FR 41, Jan. 8, 1971; 36 FR 18173, Sept. 10, 1971; 36 FR 24029, Nov. 11, 1971; 36 FR 18443, Dec. 11, 1971; 43 FR 7218, Feb. 21, 1978; 45 FR 224, July 31, 1980; 49 FR 21302, May 21, 1984; 50 FR 2179, May 23, 1985; 56 FR 31499, July 10, 1991; 56 FR 30917, July 20, 1991; 60 FR 32238, June 8, 1995.

Application fees. Each application for which a fee is prescribed shall be

accompanied by a remittance in the full amount of the fee. Applications subject to fees for which no remittance is received will not be processed and may be returned to the applicant. All application fees will be charged irrespective of the Commission's disposition of the application or its withdrawal of the application.

(b) License fees.

(1) Fees for applications for materials licenses not subject to full cost reviews must accompany the application when it is filed.

(2) Fees for applications for permits and licenses that are subject to fees based on the full cost of the reviews are payable upon notification by the Commission. The NRC intends to bill each applicant at quarterly intervals for all accumulated costs for each application the applicant has on file for Commission review until the review is completed. Each bill will identify the applications and costs related to each.

(c) Amendment fees and other required approvals. (1) Amendment fees for materials licenses and approvals not subject to full cost reviews must accompany the application when it is filed.

(2) Fees for applications for license amendments, other required approvals and requests for dismantling, decommissioning, and termination of licensed activities that are subject to the full cost of the review are payable upon notification by the Commission. The NRC intends to bill each applicant at quarterly intervals for all accumulated costs for each application the applicant has on file for Commission review until the review is completed except for those costs relating to amendment and other approvals for early site permits that were deferred before August 9, 1991. These costs will be billed in a deferred manner consistent with that addressed in paragraph (d)(4) of this section. Each bill will identify the applications and costs related to each.

(d) Renewal fees. (1) Renewal fees for material licenses and approvals not subject to full cost reviews must accompany the application when it is filed.

(2) Fees for applications for renewals that are subject to the full cost of the review are payable upon notification

DAF Action Items		
Action: DAF-6-145: Siemens Power Corp - Grohnde Station		
Priority Item (*):	OC#: 96105	EDO#:
Due Date: 96/08/21	Completion Date:	Responsible: LFARB
Date Received: 96/06/25		
Comment: (1) June 23, 1996 LETTER TO: Ms. Trisha Dedik, DOE, FROM: Ronald Hauber, OIP, SUBJECT: Letter requesting DOE to withdraw export license application for Grohnde. (2) June 5, 1996 LETTER TO: NRC, Attn.: R.D. Hauber, OIP, FROM: D.L. Noss, Siemens, SUBJECT: Request for withdrawal of export application for Grohnde Station Unit 1, Siemens Power Corporation.		