

Bank One, Cleveland, NA  
30 South Park Place  
Post Office Box 268  
Painesville Ohio 44077



January 24, 1995

Mr. John Grobe  
U.S. Nuclear Regulatory Commission - Region 3  
801 Warrenville Road  
Lisle, IL 60532

Dear Mr. Grobe:

Please use this letter as confirmation that an irrevocable standby letter of credit for \$1,800,000 has been approved for Advanced Medical Systems, Inc. by Bank One, Cleveland, NA. The letter of credit will have an expiration date of February 1, 1996, and will be automatically extended unless notice is provided by Bank One.

Bank One is completing the necessary documentation, and expects that the issuance of the letter of credit will be completed no later than February 1, 1995.

Please feel free to contact me at (216) 352-5698 if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jan E. Petrik".

Jan E. Petrik  
Vice President  
Corporate Banking Division

JEP/pam



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION III  
801 WARRENVILLE ROAD  
LISLE, ILLINOIS 60532-4351

February 1, 1995

Advanced Medical Systems, Inc.  
ATTN: David Cesar  
Treasurer  
121 North Eagle Street  
Geneva, OH 44041

SUBJECT: CONFIRMATORY ACTION LETTER NO. RIII-94-008 (REVISION 1)

Dear Mr. Cesar:

This refers to the telephone conversation on January 27, 1995, between me and other members of my staff and you regarding the recent changes in the facility status necessitating a revision to the Confirmatory Action Letter we issued on December 15, 1994. Following significant precipitation on January 15, 1995, groundwater immediately around your facility rose causing water intrusion into your basement. Current water level in your basement is over 21 inches.

Based on these new conditions, we understand that you will implement the following commitments:

1. Every 12 hours, Advanced Medical Systems will monitor the water level in the manhole on its property and pump water from the manhole to maintain level between 64 and 74 inches above the bottom of the manhole. Water removed from the manhole on your property shall be tested prior to discharge for compliance with 10 CFR 20.2003 which only permits the discharge into sanitary sewers of licensed material that is readily soluble or readily dispersible biological material in water.

Should liquid precipitation or snow melt occur, level in the manhole will be monitored and maintained continually.

The basement floor slab will be visually examined at least once every 24 hours for any physical changes.

Should water level increase or decrease in the basement or should the physical condition of the floor slab change, the NRC will be notified immediately.

2. All penetrations into the 15 inch drain that could contribute surface water to the manhole will be sealed. Any water ponding that may occur in areas where drains are sealed will be promptly removed.

These commitments supersede the commitment documented in Item 1 of the Confirmatory Action Letter issued December 15, 1994. Your commitments documented in Items 2 and 3 of that Confirmatory Action Letter were satisfied

~~4802080055 3pp.~~

B/34

through your letters dated December 28, 1994, January 26 and January 27, 1995. Following our review of your plans described in the January 26 and 27, 1995, letters, we will formally approve those plans and confirm your actions and schedules.

Pursuant to Section 182 of the Atomic Energy Act, 42 U.S.C. 2232, you are required to:

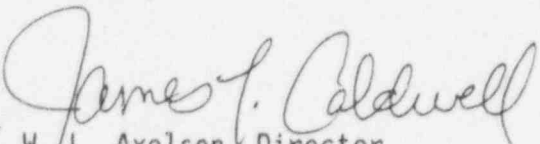
- (1) Notify me immediately if your understanding differs from that set forth above;
- (2) Notify me if for any reason you cannot complete the actions within the specified schedule and advise me in writing of your modified schedule in advance of the change; and
- (3) Notify me in writing when you have completed the actions addressed in this Confirmatory Action Letter.

Issuance of this Confirmatory Action Letter does not preclude issuance of an order formalizing the above commitments or requiring other actions on the part of the licensee; nor does it preclude the NRC from taking enforcement action for violations of NRC requirements that may have prompted the issuance of this letter. In addition, failure to take the actions addressed in this Confirmatory Action Letter may result in enforcement action.

The responses directed by this letter are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and your response will be placed in the NRC Public Document Room (PDR). To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Sincerely,

  
for W. L. Axelson, Director  
Division of Radiation Safety and Safeguards

License No. 34-19089-01

Docket No. 030-16055

See Attached Distribution

Distribution

cc:

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Cleveland, OH 44115

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Sincerely,

Original signed by J. L. Caldwell for

W. L. Axelson, Director  
Division of Radiation Safety and Safeguards

License No. 34-19089-01  
Docket No. 030-16055

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