

November 14, 1996

Department of the Army
Los Angeles District Corps of Engineers
Finance and Accounting Office
ATTN: Mr. Gerard K. Apo
Finance and Accounting Officer
P.O. Box 2711
Los Angeles, CA 90053-2325

Dear Mr. Apo:

I am responding to your September 24, 1996, letter written in response to my letter of August 23, 1996, regarding Invoice AM1849-96 (\$800) for License 04-23260-01. Your letter states that the license was terminated on February 22, 1996, and you believe the invoice is inappropriate.

The annual fee invoice for FY 1996 covers the period from October 1, 1995, to September 30, 1996. An amendment request filed after October 1 of each fiscal year to cancel a license does not cancel the annual fee invoice. Footnote 1 of 10 CFR 171.16 provides that the annual fee is waived when a license is terminated prior to October 1 of each fiscal year. The February 22, 1996, termination request was not timely filed for purposes of avoiding the FY 1996 annual fee. However, the FY 1996 annual fee was prorated based on your February 22, 1996, request and the NRC's regulations (10 CFR 171.17) which provide that materials licenses who filed for termination during the period October 1, 1995, through March 31, 1996, are assessed one-half the FY 1996 annual fee. The amount billed on Invoice AM1849-96 reflects the 50 percent proration and is, therefore, due and payable.

I appreciate your prompt reply to my inquiry and apologize for the delay in getting back to you. A copy of 10 CFR Part 170 and 171 was sent to all licensees in April 1996, however, enclosed is an additional copy.

If you have any questions concerning this matter, please contact Ms. Diane Dandois at (301) 415-7544.

Sincerely,

190004
L. Ronald M. Scroggins
Ronald M. Scroggins
Deputy Chief Financial
Officer/Controller

Enclosure: 10 CFR Part 170 and 171

Distribution:

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License File 04-23260-01 (w/cy inc & encl)
Invoice File AM1849-96 (w/orig inc & encl)
NUDOCS (ML-61) (w/cy inc & encl)

PDR (w/cy inc & encl)
OC/DAF/LFARB LF-96-258
OC/DAF/LFARB RF
OC/DAF RF (DAF 6-202)
OC/DAF SF (LF-3.2.2)
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DAF Action Items		
Action: DAF-6-202: LA Dist. Corps Engineers/Dredge Tech		
Priority Item (*):	OC#:	EDO#:
Due Date: TBD	Completion Date:	Responsible: LFARB
Date Received: 96/10/01		
Comment: [September 24, 1996 LETTER TO: RMS, FROM: Gerard K. Apo, Lost Angeles District Corps of Engineers, Department of the Army, SUBJECT: NRC letter of August 23, 1996 re delinquent debt ... Invoice AM1849-96 ... license transferred to Dredge Technology on Feb. 27, 1996.]		