

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

Immuno Assay Corporation  
21421 Hilltop Drive, Unit 17  
Southfield, MI 48034

)  
)  
) Byproduct Material  
) License 21-17915-01  
) and 21-17915-02G

ORDER TO SHOW CAUSE

I

Immuno Assay Corporation, 21421 Hilltop Drive, Unit 17, Southfield, MI 48034 ("the licensee") is the holder of Byproduct Material Licenses 21-17915-01 and 21-17915-02G ("the licenses"), issued by the Nuclear Regulatory Commission ("the Commission"). The licenses authorize the possession and use of byproduct material under certain conditions specified therein. License 21-17915-01 was originally issued on January 27, 1978 with the present expiration date of August 31, 1988. License 21-17915-02G was originally issued on January 26, 1978 with the present expiration date of August 31, 1988.

II

On February 28, 1985, the licensee's activities authorized by Licenses 21-17915-01 and 21-17915-02G located at 21421 Hilltop Drive, Southfield, MI, were inspected by a representative(s) of the NRC Region 3 Office for health and safety purposes. On April 9, 1985, the Commission sent Invoice 0779V to the licensee requesting payment within 30 days of the inspection fee of \$480 required by 10 CFR 170 of the Commission's regulations. A second notice of payment due, together with a Notice of Violation, was sent to the licensee on May 15, 1985. A final notice of payment due was sent to the licensee on June 13, 1985. To date the fee required by Part 170 has not been paid by the licensee.

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21-17915-01 PDR

III

In view of the foregoing and pursuant to the Atomic Energy Act of 1954, as amended, and the regulations in 10 CFR Parts 2, 30 and 170, IT IS HEREBY ORDERED THAT:

1. The licensee show cause, in the manner hereinafter provided, why License 21-17915-01 and 21-17915-02G should not be revoked permanently.

The licensee may, within twenty days of the date of receipt of this Order, file a written answer to this Order and may also request a hearing within said twenty-day period. Any answer filed shall specifically admit or deny such allegation made in Section II above, and may set forth the matters of fact and law upon which the licensee relies. If a hearing is requested, the Commission will issue an Order designating the time and place of hearing. Upon failure of the licensee to file an answer within the time specified, the Director of Administration or the undersigned will, without further notice, issue an Order revoking Licenses 21-17915-01 and 21-17915-02G.

In the event the licensee files a timely answer and requests a hearing within the time specified, the issues to be considered at such hearing shall be (1) whether the licensee violated the Commission's regulations as specified in Section II above; and (2) whether the subject license should be permanently revoked.

In lieu of filing an answer to this Order, the licensee may pay the prescribed inspection fee within twenty days of the date of receipt of this Order. In the event the licensee remits the required fee and applicable penalties and interest within said twenty-day period, the Nuclear Regulatory Commission will issue an Order terminating this proceeding. Otherwise, the functional procedures for revocation of the license shall be followed.

FOR THE NUCLEAR REGULATORY COMMISSION

Original Signed by  
Wm. O. Miller

William O. Miller, Director  
License Fee Management Staff  
Office of Administration

dated at Bethesda, Maryland  
this 31 day of October, 1985

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

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ICE	LFMS:ADM	OELD <i>RFMS</i>	NMSS	RM <i>RR</i>	LFMS:ADM		
AME	DWeiss	RFonner <i>Sw</i>	VMiller <i>ly</i>	RRakowski	WOMiller		
ATE	10/24/85	10/28/85	10/29/85	10/30/85	10/31/85		