

U.S. Small Business Administration  
ATTN: Robert P. Murphy  
Area Director  
500 W. Madison Street  
Suite 1250  
Chicago, IL 60661-2511

June 16, 1997

Dear Mr. Murphy:

In accordance with 13 CFR 121.901 we are requesting that the SBA make a formal size determination and SIC Code designation for X-Ray Industries, Inc., Troy, Michigan, its Division X-R-I Testing, and any other related companies.

The NRC, in compliance with the Regulatory Flexibility Act of 1980 (RFA), has established separate annual fees for those materials licensees who meet the NRC's size standards for small entities. These size standards were developed in consultation with the SBA and are found in 10 CFR 2.810 of the NRC's regulations (copy enclosed). To comply with the RFA, the NRC has established two tiers of reduced annual fees for small entities. These fees are found in 10 CFR 171.16(c) of the NRC's annual fee regulations (copy enclosed). The NRC sends invoices to its licensees for the full annual fee and includes an NRC Form 526 which must be filed by the licensee who seeks to establish status as a small entity for purposes of paying the reduced fee. Licensees who qualify as a small entity and file NRC Form 526 certifying eligibility for small entity fees may pay the reduced fee for each category shown on the invoice.

We are enclosing a copy of all correspondence between X-Ray Industries, Inc., and the NRC relating to the size standards and annual fees for the company. In order for us to comply with the Debt Collection Improvement Act of 1996, which requires us to refer to the U.S. Department of the Treasury all delinquent debts over 180 days old, we would appreciate a reply by July 31, 1997. Please let us know if there is any problem meeting this date.

If you have any questions concerning this matter, please contact Cheryl A. Phillips of my staff at 301-415-6098.

Sincerely,  
Original signed by  
James Turdici

James Turdici, Director  
Division of Accounting and Finance  
Office of the Controller

9706200018 970616  
PDR ADOCK 03004837  
C PDR

- Enclosures:
1. 10 CFR 2.810
  2. 10 CFR 171.16(c)
  3. Letter to X-Ray Industries Inc., dated May 19, 1997
  4. Letter from X-Ray Industries Inc., dated April 8, 1997
  5. Letter to X-Ray Industries, Inc. dated March 14, 1997
  6. Letter from X-Ray Industries Inc., dated August 26, 1996
  7. Dun & Bradstreet Business Information Report
  8. Letter (NRC Form 578) to X-Ray Industries, Inc. dated August 7, 1996
  9. NRC Form 526, dated July 1, 1996, Invoice No. AM4983-96
  10. NRC Form 526, dated August 14, 1996, Invoice No. AM5547-96



130076

Distribution: See attached list

DOCUMENT NAME: GASBAXRAY

(To receive a copy of this document, indicate in the box "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy)

OFFICE	OC/DAF/LFARB/LFS	OC/DAF/LFARB/LFS	E	OC/DAF/LFARB	C	OGC	A	OC/DAF	N
NAME	JN CPhillips	GCJackson	8	DBDandois	DB	JRothschild		JTurdici	
DATE	6/16/97	6/17/97		6/17/97		6/17/97		6/16/97	

OFFICIAL RECORD COPY

Distribution - Letter dated 6/16/97

SUBJECT: Letter to U.S. Small Business Administration regarding X-Ray Industries Inc.

Distribution:

L. Tremper, OC/DAF/LFARB ARS

S. Kimberley, OC/DAF/LFARB LFS

License File 21-05472-01 w/cy inc

Docket File 71-0158

Invoice File AM4983-96, AM5547-96 w/cy inc

NUDOCS (ML-61) w/cy inc

PDR w/cy inc

OC/DAF/LFARB RF w/o cy inc

OC/DAF RF (DAF-7-061) w/o cy inc (Part 2 of 3)

OC/DAF SF (LF-3.2.2) w/orig inc

## Nuclear Regulatory Commission

§ 2.900

(a) Prescribe schedules for the filing of statements, information, briefs, motions, responses or other pleadings, where such schedules may differ from those elsewhere prescribed in these rules or where these rules do not prescribe a schedule;

(b) Rule on motions for extensions of time;

(c) Reject motions, briefs, pleadings, and other documents filed with the Commission later than the time prescribed by the Secretary or the Assistant Secretary or established by an order, rule, or regulation of the Commission unless good cause is shown for the late filing; and

(d) Prescribe all procedural arrangements relating to any oral argument to be held before the Commission.

[30 FR 24219, July 1, 1974]

### § 2.809 Participation by the Advisory Committee on Reactor Safeguards.

(a) In its advisory capacity to the Commission, the ACRS may recommend that the Commission initiate rulemaking in a particular area. The Commission will respond to such rulemaking recommendation in writing within 90 days, noting its intent to implement, study, or defer action on the recommendation. In the event the Commission decides not to accept or decides to defer action on the recommendation, it will give its reasons for doing so. Both the ACRS recommendation and the Commission's response will be placed in the NRC Public Document Room following transmittal of the Commission's response to the ACRS.

(b) When a rule involving nuclear safety matters within the purview of the ACRS is under development by the NRC Staff, the Staff will ensure that the ACRS is given an opportunity to provide advice at appropriate stages and to identify issues to be considered during rulemaking hearings.

[46 FR 22358, Apr. 17, 1981]

### § 2.810 NRC size standards.

The NRC shall use the size standards contained in this section to determine whether a licensee qualifies as a small entity in its regulatory programs.

(a) A small business is a for-profit concern and is a—

(1) Concern that provides a service or a concern not engaged in manufacturing with average gross receipts of \$5 million or less over its last 3 completed fiscal years; or

(2) Manufacturing concern with an average number of 500 or fewer employees based upon employment during each pay period for the preceding 12 calendar months.

(b) A small organization is a not-for-profit organization which is independently owned and operated and has annual gross receipts of \$5 million or less.

(c) A small governmental jurisdiction is a government of a city, county, town, township, village, school district, or special district with a population of less than 50,000.

(d) A small educational institution is one that is—

(1) Supported by a qualifying small governmental jurisdiction; or

(2) Not state or publicly supported and has 500 or fewer employees.

(e) For the purposes of this section, the NRC shall use the Small Business Administration definition of receipts (13 CFR 121.402(b)(2)). A licensee who is a subsidiary of a large entity does not qualify as a small entity for purposes of this section.

[60 FR 18346, Apr. 11, 1995]

### Subpart I—Special Procedures Applicable to Adjudicatory Proceedings Involving Restricted Data and/or National Security Information

SOURCE: 41 FR 53329, Dec. 6, 1976, unless otherwise noted.

#### § 2.900 Purpose.

This subpart is issued pursuant to section 181 of the Atomic Energy Act of 1954, as amended, and section 201 of the Energy Reorganization Act of 1974, as amended, to provide such procedures in proceedings subject to this part as will effectively safeguard and prevent disclosure of Restricted Data and National Security Information to unauthorized persons, with minimum impairment of procedural rights.

# Nuclear Regulatory Commission

§ 171.16

Research reactor ..... \$52,800  
Test reactor ..... \$52,800

(f) For FY 1992 through 1995 annual fees for operating reactors will be calculated and assessed in accordance with § 171.13 of this section.

[56 FR 3150, July 10, 1991; 56 FR 37828, Aug. 9, 1991; 57 FR 32714, July 23, 1992; 58 FR 38695, July 20, 1993; 59 FR 26098, May 19, 1994; 59 FR 36924, July 20, 1994; 60 FR 32244, June 20, 1995; 61 FR 16220, Apr. 12, 1996]

## § 171.16 Annual Fees: Material Licensees, Holders of Certificates of Compliance, Holders of Sealed Source and Device Registrations, Holders of Quality Assurance Program Approvals and Government Agencies Licensed by the NRC.

(a) Person(s) who conduct activities authorized under

(1) 10 CFR part 30 for byproduct material;

(2) 10 CFR part 40 for source material, and

(3) 10 CFR part 70 for special nuclear material,

(4) 10 CFR part 71 for packaging and transportation of radioactive material, and

(5) 10 CFR part 72 for independent storage of spent nuclear fuel and high level waste:

shall pay an annual fee for each license, certificate, approval or registration the person(s) holds on the date the annual fee is due. If a person holds more than one license, certificate, registration or approval, the annual fee will be the cumulative total of the annual fees applicable to the licenses, certificates, registrations or approvals held by that person. For those licenses that authorize more than one activity on a single license (e.g., human use and irradiator activities), annual fees will be assessed for each category applicable to the license.

(b) The basis for the annual fee is the sum of NRC budgeted costs for each FY for those

(1) Generic and other research activities directly related to the regulation of materials licenses as defined in this part; and

(2) Other safety, environmental, and safeguards activities for materials licenses (except costs for licensing and inspection activities directly associ-

ated with plant-specific licensing and inspections that are recovered under part 170 of this chapter).

(c) A licensee who is required to pay an annual fee under this section may qualify as a small entity. If a licensee qualifies as a small entity and provides the Commission with the proper certification, the licensee may pay reduced annual fees for FY 1996 as follows:

	Maximum annual fee per licensed category
Small businesses not engaged in manufacturing and small not-for-profit organizations (gross annual receipts):	
\$350,000 to \$5 million .....	\$1,800
Less than \$350,000 .....	400
Manufacturing entities that have an average of 500 employees or less:	
35 to 500 employees .....	1,800
Less than 35 employees .....	400
Small Governmental jurisdictions (including publicly supported educational institutions) (population):	
20,000 to 50,000 .....	1,800
Less than 20,000 .....	400
Educational institutions that are not State or publicly supported, and have 500 employees or less:	
35 to 500 employees .....	1,800
Less than 35 employees .....	400

(1) A licensee qualifies as a small entity if it meets the size standards established by the NRC (See 10 CFR 2.810).

(2) A licensee who seeks to establish status as a small entity for purposes of paying the annual fees required under this section shall file a certification statement with the Commission. The licensee shall file the required certification on NRC Form 526 for each license under which it is billed. The NRC shall include a copy of Form NRC 526 with each annual fee invoice sent to a licensee for purposes of billing under this section. A licensee who seeks to qualify as a small entity shall submit the completed NRC Form 526 with the reduced annual fee payment.

(3) For purposes of this section, the licensee shall submit a new certification with its annual fee payment each year.

(4) For FY 1996, the maximum annual fee a small entity is required to pay is \$1,800 for each category applicable to the license(s).

X-Ray Industries, Inc.  
ATTN: Kurt J. Andrews  
Chief Financial Officer  
1961 Thunderbird Street  
Troy, MI 48084

May 19, 1997

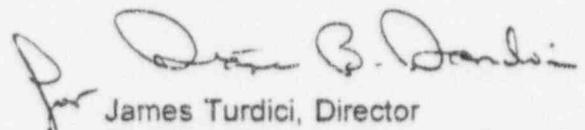
Dear Mr. Andrews:

I am responding to your April 8, 1997, letter in which you stated there were numerous, serious deficiencies and errors in the Dun & Bradstreet report we enclosed with our March 14, 1997, letter denying X-Ray Industries, Inc., small entity status under the manufacturing industry size standard for Invoice AM4983-96 for Quality Assurance Program Approval No. 0158.

Based on the above, we are requesting that the U.S. Small Business Administration (SBA) make a formal size determination and SIC code designation for X-Ray Industries, Inc., and its related companies (see the enclosed copy of 13 CFR 121.503 and 13 CFR 121.901). In addition to any notification the SBA may provide you, the NRC will inform you of the resulting action with regard to the NRC's annual fees. In accordance with 10 CFR 15.37(j), I am extending the interest waiver period until a final determination is made for any additional amounts that may be due for Invoice AM4983-96.

If you have any questions concerning this matter, please contact Cheryl A. Phillips of my staff at 301-415-6089.

Sincerely,

  
James Turdici, Director  
Division of Accounting and Finance  
Office of the Controller

Enclosures: 13 CFR 121.503  
13 CFR 121.901

Distribution:

L. Tremper, OC/DAF/LFARB/ARS  
S. Kimberley, OC/DAF/LFARB/LFS  
License File 21-05472-01 w/cy inc  
Docket File 71-0158  
Invoice File AM4983-96, AM5547-96 w/cy inc  
NUDOCS (ML-61) w/cy inc  
PDR w/cy inc  
~~OC/DAF/LFARB LF-97-65 w/o cy inc~~  
OC/DAF/LFARB RF w/o cy inc  
OC/DAF RF (DAF-7-061) w/o cy inc (Part 1 of 2)  
OC/DAF SF (LF-3.2.2) w/orig inc

ENCLOSURE 3

DOCUMENT NAME: G:\LF97-65

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OFFICE	OC/DAF/LFARB/LFS	OC/DAF/LFARB/LFS	OC/DAF/LFARB	OCG	OC/D/DAF
NAME <i>RMU</i>	CAPhillips <i>cap</i>	GCJackson <i>y</i>	DBDandois <i>DB</i>	TRothschild <i>NLO</i>	JTurdici <i>DBD</i>
DATE	5/15/97	5/14/97	5/14/97	5/14/97	5/15/97

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# X-RAY INDUSTRIES, INC.

1997 APR 16 PM 3 27

April 8, 1997

U.S. NUCLEAR REGULATORY  
COMMISSION

Mr. James Turdici, Director  
Division Of Accounting And Finance  
Office Of The Controller  
United States Of America  
Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Re: Certification Of Small Entity Status

Dear Mr. Turdici:

I am responding to your letter dated March 14, 1997, denying our status as a small entity as requested on NRC Form 526 and in previous correspondence to the NRC. Several issues need to be addressed related to the information you have received and the application of said information in making a judgement to deny our small entity status.

First, I am somewhat taken back by the amount of time taken to reach your current determination - almost eight months. Secondly, I am more appalled at the utilization of a Dun & Bradstreet (D&B) report as the sole determinant by the NRC of my business status. I was not aware of D&B's assimilation by the federal government as an official reporting agency. To quote D&B's disclaimer directly, they "do(es) not guarantee the accuracy, completeness, or timeliness of the information provided, and shall not be liable for any loss or injury...". If you are relying on that level of information to make a decision relative to X-Ray Industries' status as a small entity with the cost implications involved for my Company, we cannot help but react vociferously.

Just concentrating on the contents of the D&B report you referenced and enclosed, there are several errors in the basic information about X-Ray Industries and its operating divisions, many of which we have repeatedly attempted to correct to no avail. X-Ray Industries is an intensely private company and will only disclose the information needed to sustain a listing with organizations such as D&B, Equifax and TRW. Because of their inability to cooperate in even providing me with a copy of our current profile for the last two years, I characterize my relationship with D&B as less than favorable, especially since I utilize a former D&B employee as my collection source in direct competition with D&B locally. Needless to say, I do not place any faith in their information-gathering prowess.

In review of the D&B report you enclosed, there are numerous, serious deficiencies and errors. The company was incorporated in 1957, not 1974. We have 140 employees, not 150, since 1993. Most of our sales volume is generated by industrial testing services, defined as a manufacturing process and supported by tort action in Michigan for tax exemption. The SIC codes were not assigned by us and are in error.

4705-220449 3pp ENCLOSURE 4



Mr. James Turdici  
Nuclear Regulatory Commission

April 8, 1997  
Page 2

Continuing through the report, I indicated the extent of our annual audit was a review, where D&B indicates otherwise. Their definition of an on-site interview consisted of the local representative walking in unannounced at mid-day, demanding to see me, to which I responded by asking him to contact me for an appointment at a more convenient time, since our financial information was still under review for presentation to our board and our lenders. His response was that he would accept our preliminary data, to which I refused.

Three of the UCC filings are incorrect or no longer valid. The officers are listed correctly by name, but are not indicated as such. Present control succeeded in 1970, not 1974 as shown. Joyce Thams was born in 1932, not 1935 as indicated. The related company, BetaBeam, Inc., ceased operation in December 1995, generated total cumulative sales previously of \$5,000, and is a registered medical device manufacturer, not a service firm.

All of the above information in dispute has been discussed with and/or disclosed to D&B in its correct form, despite what has been reported by them. If the NRC elects to utilize D&B as the sole determinant for small entity status, then D&B should be more culpable for its liability. Based on my review of the report you enclosed to me, I would conclude that anything presented by D&B is abjectly suspect in its content and veracity.

You reiterated in your letter about the assertions I made regarding our representation as a small entity, to which you immediately acquiesce to the D&B report as the source of your denial. I take significant umbrage to that, since X-Ray Industries has been totally consistent in its presentation as a small entity, including participation in and direct solicitation by the administrators of small business set-aside programs at Wright-Patterson Air Force Base in Dayton, Ohio in 1989, 1992 and 1995 to provide on-site inspection services, based on our recognized status as a small business, reliant upon our status as an industrial processor, hence a defacto manufacturer. In June 1992, the Company was subjected to a full and successful SF-1411 pricing review because of our participation as a small-business subcontractor to Textron Corporation. We have repeatedly, consistently and successfully participated as a small business contractor and continue to represent ourselves as such to General Electric, Pratt & Whitney Aircraft Engines, Lockheed, Rockwell, Teledyne, Allied Signal, Textron, Kaman Aerospace, NASA, several federal arsenals and numerous other industrial, military and governmental entities. If we are remiss in our representation, it has been consistent for over twenty years.

In your letter, you indicate that you will waive accrued interest and late charges if paid in the thirty day period prescribed. I can only imagine how far back this will be assessed since this has not been specifically defined. If you feel this is an inducement to comply with your findings, you are terribly wrong.



Mr. James Turdici  
Nuclear Regulatory Commission

April 8, 1997  
Page 3

Our status as a small entity was accepted for the previous licensing period. Our current representation of our small entity status has not changed. We have made a significant investment in training, personnel and equipment to sustain the business operations associated with the utilization of our NRC license and expect to continue to do so as a small entity.

If you continue to assert your position in denying our small entity status, do not hesitate to communicate that to our management so that we can take further steps to ensure our ability to participate as such. You can reach our corporate office at (810) 362-2242.

Sincerely,

Kurt J. Andrews  
Chief Financial Officer

cc: Cheryl A. Philips - Office Of The Controller, Nuclear Regulatory Commission  
Louis H. Redhage - Q/A Manager & NRC Coordinator, X-Ray Industries, Inc.  
Kirk A. Thams - General Manager, X-R-I Testing Division Of X-Ray Industries, Inc.  
Scott W. Thams - President, X-Ray Industries, Inc.  
Robert E. Forrest, Esq. - Raymond & Prokop, P.C.





UNITED STATES  
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

March 14, 1997

X-Ray Industries, Inc.  
ATTN: Kurt J. Andrews  
Chief Financial Officer  
1961 Thunderbird Street  
Troy, MI 48084

Dear Mr. Andrews:

I am responding to your August 26, 1996, letter regarding the NRC Form 526 (Certification of Small Entity Status) that you submitted for Invoice No. AM4983-96 for Quality Assurance Program Approval No. 0158. Our August 7, 1996, letter informed you that X-Ray Industries, Inc., does not qualify as a small entity under the manufacturing industry size standard you indicated on the NRC Form 526 because the company is classified as being in the wholesale trade industry.

Your letter states that our classification of X-Ray Industries, Inc., as being in the wholesale trade is incorrect, and you provided the following information: 1) your primary business is industrial inspection, which qualifies as a manufacturing process, and 2) you consistently use the SIC code 3999, Manufacturing Industries (NEC), and have used this SIC code when requested for all representations related to small business activities, affirmative action, EEO and other governmental qualifications.

Our denial of small entity status for X-Ray Industries, Inc., was based on information from Dun & Bradstreet. A copy of the Dun & Bradstreet report is enclosed.

We received your payment of \$900 (the invoiced amount) for Invoice AM4983-96, and the invoice is considered paid in full. We also received the NRC Form 526 you submitted for X-R-I Testing Division for annual fee Invoice AM5547-96 for License 21-05472-01, and your payment of \$1,800. However, since X-R-I Testing is a Division of X-Ray Industries, Inc., which, based on the information provided by Dun & Bradstreet, does not qualify as a small entity, the fee assessed under Invoice AM5547-96 is not reduced. Accordingly, an additional payment of \$11,200 is due for the annual fee. Based on the amount of time it has taken to respond to your letter, I will waive the interest and late charges that have accrued if payment of the additional \$11,200 is received within 30 days from the date of this letter. If payment is not received within 30 days, all late charges will be assessed.

If the information we relied upon in making our determination that X-Ray Industries, Inc., does not qualify as a small entity is incorrect, please let us know within 30 days from the date of this letter and provide any evidence

9403200078 2PP  
ENCLOSURE 5

K. Andrews

-2-

3/14/97

you may have, and we will reconsider our decision. If you have any questions concerning this matter, please contact Cheryl A. Phillips of my staff at 301-415-6089.

Sincerely,

(Original signed by James Turdici)

James Turdici, Director  
Division of Accounting and Finance  
Office of the Controller

Enclosure: Dun & Bradstreet Report

Distribution:

L. Tremper, OC/DAF/LFARB/ARS  
S. Kimberley, OC/DAF/LFARB/LFS  
License File 21-05472-01 (w/cy inc & encl)  
Docket File 71-0158  
Invoice File AM4983-96, AM5547-96 (w/cy inc & encl)  
NUDOCS (ML-61) (w/cy inc & encl)  
PDR (w/cy inc & encl)  
OC/DAF/LFARB LF-96-221  
OC/DAF/LFARB RF  
OC/DAF RF (DAF-7-000)  
OC/DAF SF (LF-3.2.2) w/orig inc & encl

G:\LF96-221

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OFFICE	OC/DAF/LFARB/LFS	OC/DAF/LFARB/LFS	OC/DAF/LFARB	OC/DAF
NAME	CPhillips	GCJackson	DBDandora	JTurdici
DATE	3/14/97	3/13/97	3/14/97	3/14/97

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97064



# X-RAY INDUSTRIES, INC.

CAP

August 26, 1996

Ms. Cheryl A. Phillips  
License Fee Analyst  
License Fee And Debt Collection Branch  
Division Of Accounting And Finance  
Office Of The Controller  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Re: Small Entity Status Denial - Invoice #AM4983-96, License #0158

Dear Ms. Phillips:

Subsequent to receipt of your Small Entity Status Denial, dated August 7, 1996, the submission of NRC Form 526 may have not been required for our License #0158, which is our Quality Assurance Program Approval. However, the submission of NRC Form 526 is applicable for our License #21-05472-01, which will occur under separate cover in response to NRC Invoice #AM5547-96.

Your correspondence did bring one other issue to light, which is the classification of X-Ray Industries as being in the wholesale trade industry, which is incorrect. Our primary business is industrial inspection, which qualifies as a manufacturing process, hence our consistent use of the SIC code 3999, Manufacturing Industries, NEC. We have used this SIC code when requested for all representations related to small business activities, affirmative action, EEO and other governmental qualifications.

Please send or otherwise inform us of any action or form required to make the necessary changes to our classification if this letter will not suffice. My direct telephone and voice mail number is (810) 244-1538. I apologize for any confusion that may have been caused by the submission of NRC Form 526 in this specific instance.

Sincerely,

Kurt J. Andrews  
Chief Financial Officer

Attachments

ENCLOSURE 6

cc: Louis R. Redhage - Quality Assurance Manager And NRC Records  
Administrator For X-Ray Industries, Inc.  
Kirk A. Thams - General Manager, X-R-I Testing Division, And  
Radiation Safety Officer For X-Ray Industries, Inc.

9703200082 15PR

## Business Information Report™

Page 1 of 9

For: CHERYL FULPS  
NUCLEAR REGULATORY COMMISSION

September 3, 1996  
1:11 pm

## BUSINESS SUMMARY

X-RAY INDUSTRIES INC  
+TEST EQUIPMENT DISTRIBUTORS  
+X-R-I TESTING

1961 THUNDERBIRD ST  
AND BRANCH(ES) OR DIVISION(S)  
TROY MI 48084  
TEL: 810 362-2242

DUNS: 01-699-7603

RATING --

WHOL X-RAY TEST  
EQUIPMENT &  
ACCESSORIES & X-  
RAY INSPECTION &  
ULTRASONIC PRODUCT  
TESTING

FORMERLY  
1R4  
STARTED 1974  
SALES \$17,000,000  
WORTH F \$(245,258)  
EMPLOYS 150(40 HERE)  
HISTORY CLEAR  
FINANCING SECURED  
FINANCIAL  
CONDITION UNBALANCED

SIC NOS. *Primary*5084 8734 3829 *Secondary*

CHIEF EXECUTIVE: RICHARD W THAMS, CHB-CEO

RATING CHANGE

## SPECIAL EVENTS

05/16/96 A Rating change has occurred on this company.

## CUSTOMER SERVICE

If you need any additional information, would like a credit recommendation, or have any questions, please call our Customer Service Center at (800) 234-3867 from anywhere within the U.S. From outside the U.S., please call your local D&B office.

## SUMMARY ANALYSIS

The Summary Analysis section reflects information in D&B's file as of September 2, 1996.

ENCLOSURE 7

## RATING SUMMARY . . . .

The Rating was changed on May 18, 1996 because of D&B's overall assessment of the company's financial, payment and history information. The absence of a Rating (--) indicates that the information available to D&B does not permit us to assign a Rating to this business. In this case, no Rating was assigned because of D&B's "unbalanced" assessment of the company's December 31, 1995, fiscal financial statement.

RYL FULPS  
Nuclear Regulatory Commission

September 3, 1996  
1:11 pm

**SUMMARY ANALYSIS (continued)**

Below is an overview of the company's D&B Rating(s) since 01/01/91:

RATING	DATE APPLIED
-----	-----
--	05/18/96
1R4	12/13/95
3A3	09/24/94
3A2	09/22/92
3A3	04/08/92
3A2	01/01/91

**PAYMENT SUMMARY**

The Payment Summary section reflects payment information in D&B's file as of the date of this report.

The PAYDEX for this company is 65.

This PAYDEX score indicates that payments to suppliers average 19 days beyond terms, weighted by dollar amounts. When dollar amounts are not considered, approximately 53% of the company's payments are within terms.

Below is an overview of the company's dollar-weighted payments, segmented by its suppliers' primary industries:

	TOTAL RCV'D	TOTAL DOLLAR AMOUNTS	LARGEST HIGH CREDIT	% W/IN TERMS	DAYS SLOW			
					<31	31-60	61-90	91+
	\$	\$	\$	%	%	%	%	%
Total in D&B's file	106	1,403,200	800,000					
Top 10 Industries:								
1 Air courier service	8	6,150	2,500	96	-	4	-	-
2 Mfg misc special mach	4	5,500	2,500	-	31	23	23	23
3 Whol photo equipment	3	1,051,000	800,000	50	38	-	12	-
4 Short-trm busn credit	3	35,000	25,000	100	-	-	-	-
5 Whol electrical equip	3	8,500	5,000	-	59	41	-	-
6 Petroleum refining	2	20,000	20,000	-	-	100	-	-
7 Help supply service	2	17,500	15,000	-	14	86	-	-
8 Electric services	2	7,600	7,500	100	-	-	-	-
9 Mfg photograph equip	1	200,000	200,000	100	-	-	-	-
10 Industrial launderer	1	7,500	7,500	-	-	50	-	50
11 OTHER INDUSTRIES	68	36,450	2,500	34	35	18	6	7

Other Payment Categories:



CRYL FULPS  
NUCLEAR REGULATORY COMMISSION

September 3, 1996  
1:11 pm

PAYMENT SUMMARY (continued)

Payment record unknown	8	7,750	5,000
Unfavorable comments	0	0	0
Placed for collection			
with D&B	1	250	
other	0	N/A	

The highest "Now Owes" on file is \$700,000  
The highest "Past Due" on file is \$85,000

Dun & Bradstreet has 106 payment experiences in its file for this company. For your convenience, we have displayed 80 representative experiences in the PAYMENTS section.

PAYMENTS

Antic - Anticipated (Payments received prior to date of invoice)  
Disc - Discounted (Payments received within trade discount period)  
Ppt - Prompt (Payments received within terms granted)

REPORTED	PAYING RECORD	HIGH CREDIT	NOW OWES	PAST DUE	SELLING TERMS	LAST SALE WITHIN
08/96	Ppt	2500	-0-	-0-		6-12 Mos
	Ppt	1000	-0-	-0-		6-12 Mos
	Ppt	250	250	-0-		2-3 Mos
	Ppt	100	-0-			4-5 Mos
	Slow 5	2500	-0-	-0-	N30	6-12 Mos
	Slow 30	250	250	-0-	1 10 N30	1 Mo
	Slow 30	50	50	50	2 10 N30	1 Mo
	Slow 45	750	-0-	-0-	N30	6-12 Mos
	Slow 30-60	2500	1000	500	2 10 N30	1 Mo
	Slow 120	500	-0-	-0-	N30	6-12 Mos
	Slow 120	250	250	250	N30	2-3 Mos
07/96	Ppt	25000	25000	-0-		1 Mo
	Ppt	7500	-0-	-0-		1 Mo
	Ppt	5000	500	-0-		1 Mo
	Lease agreement					
	Ppt	5000	500	-0-		1 Mo
	Lease agreement					
	Ppt	2500	2500	-0-		1 Mo
	Ppt	1000	-0-	-0-	1/2 10 N30	6-12 Mos
	Ppt	250	-0-	-0-		2-3 Mos
	Ppt	250	250	-0-	N30	1 Mo
	Ppt	250	50	-0-	Regular terms	1 Mo
	Ppt	250	250	-0-	N30	
	Ppt	250	-0-	-0-	N30	2-3 Mos
	Ppt	100	-0-	-0-		1 Mo
	Ppt	100	100	-0-		1 Mo
	Lease agreement					

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## PAYMENTS (continued)

	Ppt	50	-0-	-0-		2-3 Mos
	Ppt	50	50	-0-		1 Mo
	Ppt	50	-0-	-0-	N30	2-3 Mos
	Ppt		-0-	-0-		4-5 Mos
	Ppt-Slow 30	2500	-0-	-0-		1 Mo
	Ppt-Slow 30	1000	-0-	-0-		6-12 Mos
	Ppt-Slow 30	250	100	-0-		1 Mo
	Ppt-Slow 30	250	50	-0-		1 Mo
	Ppt-Slow 30	250	-0-	-0-	N30	2-3 Mos
	Ppt-Slow 30	100	50	-0-		
	Ppt-Slow 60	50				6-12 Mos
	Ppt-Slow 60+	1000	500	250		1 Mo
	Ppt-Slow 120	100	-0-	-0-	N30	6-12 Mos
	Slow 15	5000	2500			1 Mo
	Slow 15	500	-0-	-0-	N30	2-3 Mos
	Slow 30	2500	2500	750	Regular terms	1 Mo
	Slow 5-30	2500	250	250	N30	
	Slow 30	500	-0-	-0-		6-12 Mos
	Slow 30	500	-0-	-0-	N30	6-12 Mos
	Slow 30	250	-0-	-0-	N30	6-12 Mos
	Slow 30	250	-0-	-0-	N30	6-12 Mos
	Slow 30	100	-0-	-0-		2-3 Mos
	Slow 50	2500	-0-			6-12 Mos
	Slow 55	15000	-0-	-0-		6-12 Mos
	Slow 30-60	250	-0-	-0-	N30	2-3 Mos
	Slow 60	100	-0-	-0-		4-5 Mos
	Slow 60-90	2500	500	500	N30	1 Mo
	Slow 60-120	7500	7500	5000		1 Mo
	Slow 30-120	2500	-0-	-0-	N30	4-5 Mos
	Slow 120	100	-0-	-0-		6-12 Mos
06/96	Ppt	200000	60000			
	Ppt	1000	100	-0-	N15	1 Mo
	Ppt	750	750	-0-	N15	1 Mo
	Ppt	750	750	-0-	N30	1 Mo
	Ppt	250	-0-	-0-	N15	6-12 Mos
	Ppt	100	100	-0-	N15	1 Mo
	Ppt	50	-0-	-0-	N30	6-12 Mos
	Ppt-Slow 30	800000	700000	85000		1 Mo
	Ppt-Slow 30	1000	1000	-0-		1 Mo
	Ppt-Slow 30	250	50	-0-		1 Mo
	Ppt-Slow 90	250000	200000	15000		1 Mo
	Ppt-Slow 90	1000	250	100		1 Mo
	Slow 30	500	250	250	N10	1 Mo
	Slow 60-90	500	-0-	-0-	N30	4-5 Mos
05/96	Ppt	500	500	-0-	N30	1 Mo
	Ppt	500	500	-0-		1 Mo
	Ppt	250	-0-	-0-		2-3 Mos
	Ppt	50	-0-	-0-		1 Mo
	Slow 30	250	-0-	-0-		2-3 Mos
	Slow 30	100	100	100	N10	
	Slow 30	50	-0-	-0-		2-3 Mos

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## PAYMENTS (continued)

04/96	Slow 45	1000	500	250	N30	1 Mo
	Slow 80	250	-0-	-0-	N30	6-12 Mos
01/96	(080)			250		

Placed for collection.

\* Accounts are sometimes placed for collection even though the existence or amount of the debt is disputed.

\* Payment experiences reflect how bills are met in relation to the terms granted. In some instances payment beyond terms can be the result of disputes over merchandise, skipped invoices etc.

\* Each experience shown represents a separate account reported by a supplier. Updated trade experiences replace those previously reported.

## FINANCE

05/16/96	Fiscal Dec 31 1992	Fiscal Dec 31 1993	Fiscal Dec 31 1995
Curr Assets	3,572,750	4,016,150	3,842,630
Curr Liabs	2,047,368	3,358,164	4,496,075
Current Ratio	1.74	1.19	.854
Working Capital	1,525,382	657,986	(653,445)
Other Assets	2,094,959	2,594,085	2,891,649
Long Term Liabs	1,528,004	1,476,115	2,483,462
Worth	2,092,337	1,775,956	(245,258)
Fiscal statement dated DEC 31 1995:			
Cash	\$ 71,604	Accts Pay	\$ 2,181,490
Accts Rec	2,796,295	Line Of Credit	1,188,697
Inventory	899,629	Accruals	438,309
Prepaid	75,102	L.T. Liab-(1yr)	525,100
		Deferred	
		Compensation	32,549
		Other Curr Liabs	129,930
Curr Assets	3,842,630	Curr Liabs	4,496,075
Fixt & Equip	2,332,118	Long Term Debt	1,644,006
Intangible Assets	267,268	Deferred	
Notes Receivable	488,045	Compensation	839,456
Other Assets	71,486	COMMON STOCK	230,500
		RETAINED EARNINGS	(208,490)
Total Assets	7,001,547	Total	7,001,547

Submitted MAY 16 1996 by Kurt J Andrews, CFO. Extent of audit, if any, not indicated.

--0--

Item worth shown in summary section was computed after deduction of intangibles, intangible assets, totaling \$267,268.

..... BALANCE SHEET EXPLANATIONS .....

Long term debt consists of a term bank loan, secured by substantially all assets, as well as equipment installment notes.

Notes payable consists of a short term bank borrowings secured by

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## FINANCE (continued)

## ..... MANAGEMENT COMMENTS .....

On MAY 16 1996 Kurt J Andrews, CFO, submitted the above figures. He submitted the following partial estimates dated MAY 16 1996:  
Sales for 1995 were \$17,000,000.

## ..... ANALYST COMMENTS .....

LIQUID ASSETS TO CURRENT LIABILITIES were .64 to 1 as of Dec 31 1994. This is below the nationwide industry average of .90 to 1 as of Aug 07 1995. Liquid assets to current liabilities were .99 to 1 as of Dec 31 1993.

TOTAL LIABILITIES TO WORTH were 207% as of Dec 31 1994. This is below the nationwide industry average of 122% as of Aug 07 1995. Total liabilities to worth were 118% as of Dec 31 1993.

On Apr 21 1996, an on-site interview was conducted with Kurt F Andrews, CFO, at 1961 Thunderbird St, Troy, MI. The interview was concluded May 16 1996 over the telephone.

## PUBLIC FILINGS

The following data is for information purposes only and is not the official record. Certified copies can only be obtained from the official source.

## \* \* \* UCC FILING(S) \* \* \*

COLLATERAL: Inventory and products - Equipment and products - Machinery and products			
FILING NO:	C953613	DATE FILED:	03/31/1995
TYPE:	Original	LATEST INFO RECEIVED:	04/17/1995
SEC. PARTY:	DETROIT TESTING LABORATORY, INC.	FILED WITH:	SECRETARY OF
	WARREN, MI		STATE/UCC DIVISION,
DEBTOR:	X-RAY INDUSTRIES, INC.		MI
COLLATERAL: Specified Inventory - Specified Assets - Specified Account(s) - Specified Equipment - and OTHERS			
FILING NO:	C756842	DATE FILED:	09/13/1993
TYPE:	Original	LATEST INFO RECEIVED:	04/12/1994
SEC. PARTY:	NBD BANK, N.A., DETROIT, MI	FILED WITH:	SECRETARY OF
DEBTOR:	X-RAY INDUSTRIES, INC.,		STATE/UCC DIVISION,
	CLEVELAND, OH		MI
COLLATERAL: Specified Inventory - Specified Assets - Specified Account(s) - Specified Equipment - and OTHERS			
FILING NO:	C756841	DATE FILED:	09/13/1993
TYPE:	Original	LATEST INFO RECEIVED:	04/12/1994
SEC. PARTY:	NBD BANK, N.A., DETROIT, MI	FILED WITH:	SECRETARY OF
DEBTOR:	X-RAY INDUSTRIES, INC., OAK LAWN		STATE/UCC DIVISION,
	IL		MI



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## PUBLIC FILINGS (continued)

Specified Equipment - and OTHERS		DATE FILED:	09/13/1993
FILING NO:	C756840	LATEST INFO RECEIVED:	04/12/1994
TYPE:	Original	FILED WITH:	SECRETARY OF STATE/UCC DIVISION, MI
SEC. PARTY:	NBD BANK, N.A., DETROIT, MI		
DEBTOR:	X-RAY INDUSTRIES, INC., CINCINNATI, OH		
-----			
COLLATERAL: Leased Computer equipment including proceeds and products - Leased Equipment including proceeds and products		DATE FILED:	11/23/1994
FILING NO:	493028	LATEST INFO RECEIVED:	12/19/1994
TYPE:	Original	FILED WITH:	SECRETARY OF STATE/UCC DIVISION, MI
SEC. PARTY:	PRIME PLUS FINANCIAL, PITTSBURGH PA		
ASSIGNEE:	VANGUARD FINANCIAL SERVICE CORP, LOMBARD, IL		
DEBTOR:	XRI TESTING, HOLLAND, MI		
-----			
COLLATERAL: Leased Computer equipment and products - Leased Communications equipment and products - Leased Equipment and products		DATE FILED:	11/25/1991
FILING NO:	002920261	LATEST INFO RECEIVED:	12/12/1991
TYPE:	Original	FILED WITH:	SECRETARY OF STATE/UCC DIVISION, IL
SEC. PARTY:	J & R LEASING INC, ARLINGTON HEIGHTS, IL		
DEBTOR:	OSTERGAARD, DAVID DBA TEST EQUIPMENT DISTRIBUTORS, MCHENRY, IL		
-----			
COLLATERAL: Leased Equipment		DATE FILED:	04/24/1995
FILING NO:	C962305	LATEST INFO RECEIVED:	05/15/1995
TYPE:	Original	FILED WITH:	SECRETARY OF STATE/UCC DIVISION, MI
SEC. PARTY:	NBD BANK, NOVI, MI		
DEBTOR:	X-RAY INDUSTRIES, INC.		
-----			
COLLATERAL: Specified Vehicles		DATE FILED:	12/13/1994
FILING NO:	C914940	LATEST INFO RECEIVED:	01/20/1995
TYPE:	Original	FILED WITH:	SECRETARY OF STATE/UCC DIVISION, MI
SEC. PARTY:	NBD BANK, N.A., NOVI, MI		
DEBTOR:	X-RAY INDUSTRIES, INC.		
-----			
COLLATERAL: Specified Computer equipment - Specified Communications equipment		DATE FILED:	11/16/1994
FILING NO:	C906872	LATEST INFO RECEIVED:	12/19/1994
TYPE:	Original	FILED WITH:	SECRETARY OF STATE/UCC DIVISION, MI
SEC. PARTY:	NBD BANK, N.A., NOVI, MI		
DEBTOR:	X-RAY INDUSTRIES, INC.		
-----			
COLLATERAL: Specified Communications equipment - Specified Equipment		DATE FILED:	05/13/1994
FILING NO:	C841346	LATEST INFO RECEIVED:	08/31/1994
TYPE:	Original	FILED WITH:	SECRETARY OF



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PUBLIC FILINGS (continued)

DEBTOR: X-RAY INDUSTRIES, INC.

STATE/UCC DIVISION,  
MI

There are additional UCC's in D&B's file on this company available by contacting 1-800-DNB-DIAL.

The public record items contained in this report may have been paid, terminated, vacated or released prior to the date this report was printed.

HISTORY

05/16/96

SCOTT W THAMS, PRES  
JUDY A THAMS, ASST SEC

JOYCE L THAMS, V PRES  
KEITH A THAMS, TREAS

DIRECTOR(S): The officers identified by (+)

Styles: Testing Equipment Distributors was registered on Oct 24 1991 by the corporation and used for the wholesale of x-ray testing equipment and accessories; and X-R-I Testing was registered on Oct 24 1991 by the corporation and used for product testing laboratory operations.

Business started 1957 by others. Present control succeeded 1974.

Over 51% of capital stock is owned by Richard W Thams, with the balance of capital stock owned by Thams family trust.

On Feb 1 1993 this business purchased the operating assets of the nondestructive testing division of Herron Testing Laboratories, Cleveland, OH, for cash plus future royalties, with funds derived from company funds. Operates this unit as a division.

SCOTT W THAMS born 1959. Son of the Chairman. Graduated Michigan State University 1981. 1982-84 employed by Chrysler Corporation, Detroit, MI. Since 1984 employed here, president 1993. Also president of Beta Beam Inc, Troy, MI.

JOYCE L THAMS born 1935. Wife of the Chairman. Employed here all working years.

JUDY A THAMS born 1965. Area of responsibility is information systems. Daughter of the Chairman. Graduated Central Michigan University. Employed here all working years.

KEITH THAMS born 1963. INDUSTRY EXPERIENCE: 1990 to present active here.

RELATED COMPANY: The following is related through the Thams family.

BETA BEAM INC, Troy, MI, chartered 1992. DUNS #84-706-6818. Sterilization consulting. No figures. Intercompany relations consist of unsecured advances on demand, labor, management and financial services from this business.

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OPERATION

05/16/96 Wholesales industrial x-ray product integrity test equipment and accessories; industrial nondestructive integrity x-ray inspection and ultrasonic product testing; and manufactures value-added industrial x-ray product integrity test equipment (10%-with actual manufacturing subcontracted to others).

ADDITIONAL TELEPHONE NUMBER(S): Facsimile (Fax) 810 362-4422.  
Terms: Net 30 days. Has 2,300 account(s). Sells to aerospace, automotive, nuclear, defense and food industries and laboratories.  
Territory: Eastern half of United States.

Nonseasonal.

EMPLOYEES: 150 which includes officer(s) and 3 part-time. 40 employed here.

FACILITIES: Leases 20,000 sq. ft. in one story brick steel concrete block building in good condition.

LOCATION: Industrial section on side street.

BRANCHES: 1370 Piedmont Ave, Troy, MI; and Pompton Plains, NJ, (wholesales x-ray test equipment). Also Oaklawn, IL; Mount Vernon, IN; Holland, MI; Cincinnati, OH; Cleveland, OH; Lima, OH, (x-ray inspection and ultrasonic product testing); Zeeland, MI; Alabama.

09-03(195 /195) 00000 013 013 H

BANK: NBD Bank NA, W Big Beaver Rd, Troy, MI

-- END OF REPORT --

<b>NRC FORM 578</b> (7-95)  <b>SMALL ENTITY STATUS DENIAL</b>	<b>INVOICE NUMBER</b>  AM4983-96	<b>LICENSE FEE AND DEBT COLLECTION BRANCH DIVISION OF ACCOUNTING AND FINANCE OFFICE OF THE CONTROLLER U.S. NUCLEAR REGULATORY COMMISSION WASHINGTON, DC 20555-0001</b>
	<b>LICENSE NUMBER</b>  0158	

The enclosed Certification of Small Entity Status (NRC Form 526) is being returned because of the blocks checked below. Enclosed also is an additional copy of NRC Form 526 for your use. If you determine that you qualify as a small entity under a different size standard, the completed form must be returned within 10 days to the address listed above.

X-Ray Industries, Inc.  
ATTN: Kurt J. Andrews, CFO  
1961 Thunderbird Street  
Troy, MI 48064

- ☐ The license number must be entered exactly as it appears on the annual fee invoice.
- ☐ The invoice number must be entered exactly as it appears on the annual fee invoice.
- ☐ The name and address must be entered as it appears on the invoice.
- ☐ The size standard box has not been checked. Check one box only.
- ☐ More than one size standard box was checked. Check one box only.

Gross annual receipts as used in the size standards include all revenue in whatever form received or accrued from whatever sources, not solely receipts reported from licensed activities.

- ☐ The size standards apply to the licensee, not the individual authorized users listed in the license.
- ☐ A subsidiary of a large entity does not qualify as a small entity under the NRC's size standards.

Governmental jurisdictions referred to in the size standards are governments of cities, counties, towns, townships, villages, school districts, or special districts.

- ☐ Governmental jurisdictions with a population over 50,000 do not qualify as small entities.
- ☐ You do not meet the criteria of a governmental jurisdiction.
- ☐ The educational institution is not supported by a qualifying governmental jurisdiction.
- ☐ Federal agencies do not qualify as small entities.
- ☐ State agencies do not qualify as small entities.
- ☐ The hospital is classified as a Nongovernmental Not-For-Profit Organization in the American Hospital Association Guide.

An educational institution referred to in the size standards is an entity whose primary function is education, whose programs are accredited by a nationally recognized accrediting agency or association, who is legally authorized to provide a program of organized instruction or study, who provides an educational program for which it awards academic degrees, and whose educational programs are available to the public.

- ☐ You do not meet the criteria of an educational institution.

☒ The form is not required if you do not meet the size standards.

☐ NRC Form 526 has not been signed by the Certifying Official.

☒ **OTHER: Your license is**

The Company is classified as being in the wholesale trade industry.

ENCLOSURE 8

SIGNATURE - LICENSE FEE ANALYST

*Cheryl A. Phillips*  
Cheryl A. Phillips

(LEAVE BLANK)

DATE

8-7-96

ENCLOSURE 8

NRC FORM 526  
(4-96)  
10 CFR 171

U.S. NUCLEAR REGULATORY COMMISSION

INVOICE NUMBER

AM4983-96

LICENSE NUMBER

Q158

**CERTIFICATION OF SMALL ENTITY STATUS  
FOR THE PURPOSES OF ANNUAL FEES  
IMPOSED UNDER 10 CFR PART 171  
FY 96**

To be completed ONLY by those licensees who meet the size standards below. See instructions on reverse side.

NAME AND ADDRESS OF LICENSEE (as it appears on the invoice):

X-RAY INDUSTRIES, INC.  
ATTENTION: RADIATION SAFETY OFFICER  
1961 THUNDERBOLT STREET  
TROY, MI 48064

If a licensee qualifies as a small entity under the size standards below and completes this form (NRC Form 526), the licensee may pay the reduced annual fee for each category applicable to the license. A separate form must be submitted for each invoice. Submit the required reduced annual fee with the "Payment Copy" of the invoice and the NRC Form 526 to:

License Fee and Accounts Receivable  
U.S. Nuclear Regulatory Commission  
P.O. Box 954514  
St. Louis, MO 63195-4514

**SIZE STANDARDS (Check one box only)**

MAXIMUM ANNUAL FEE  
PER LICENSED CATEGORY  
(See Item 3. on back)

**1. SMALL BUSINESS**

A for-profit concern that provides a service or a concern not engaged in manufacturing with average gross receipts of \$5 million or less over its last 3 completed fiscal years.

☐ A. \$350,000 TO \$5,000,000 \$1,800  
☐ B. LESS THAN \$350,000 \$400

**2. MANUFACTURING INDUSTRY**

A manufacturing concern with an average number of 500 or fewer employees based upon employment during each pay period for the preceding 12 calendar months.

☒ A. 35 TO 500 EMPLOYEES \$1,800  
☐ B. LESS THAN 35 EMPLOYEES \$400

**3. SMALL ORGANIZATION**

A not-for-profit organization which is independently owned and operated and has annual gross receipts of \$5 million or less.

☐ A. \$350,000 TO \$5,000,000 \$1,800  
☐ B. LESS THAN \$350,000 \$400

**4. SMALL GOVERNMENTAL JURISDICTION (INCLUDING PUBLICLY SUPPORTED EDUCATIONAL INSTITUTIONS <sup>1</sup>)**

A government of a city, county, town, township, village, school district, or special district with a population of less than 50,000.

☐ A. 20,000 TO 50,000 POPULATION \$1,800  
☐ B. LESS THAN 20,000 POPULATION \$400

**5. SMALL EDUCATIONAL INSTITUTION THAT IS NOT STATE OR PUBLICLY SUPPORTED AND HAS 500 OR FEWER EMPLOYEES <sup>1</sup>**

☐ A. 35 TO 500 EMPLOYEES \$1,800  
☐ B. LESS THAN 35 EMPLOYEES \$400

<sup>1</sup>An educational institution referred to in the size standards is an entity whose primary function is education, whose programs are accredited by a nationally recognized accrediting agency or association, who is legally authorized to provide a program of organized instruction or study, who provides an educational program for which it awards academic degrees, and whose educational programs are available to the public.

**CERTIFICATION**

This certification MUST be signed by the owner of the entity named above or an official empowered to act on behalf of the entity.

I certify that the above named NRC licensee qualifies as a small entity under the size standards established by the NRC for its licensees in 10 CFR 2.810 (60 FR 18344). The licensee qualifies as a small entity under the specific size standard indicated above.

**WARNING.** 18 U.S.C. Section 1001, Act of June 25, 1948, 62 Stat. 749, makes it a criminal offense to make a willfully false statement or representation to any Department or Agency of the United States as to any matter within its jurisdiction. The submittal of willful false statements is punishable by fine or imprisonment, or both, and for purposes of this certification, may result in revocation or suspension of the license.

I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

TYPED OR PRINTED NAME AND TITLE

KURT J. ANDREWS  
OFF

SIGNATURE

*Kurt J. Andrews*

DATE

7/1/96

**INSTRUCTIONS FOR COMPLETING NRC FORM 526**  
**INCOMPLETE FORMS WILL BE RETURNED AS UNACCEPTABLE**

1. File a separate NRC Form 526 for each annual fee invoice received.
2. Complete all items on NRC Form 526 as follows:
  - \* The license number and invoice number must be entered exactly as they appear on the annual fee invoice.
  - \* The licensee's name and address must be entered as they appear on the invoice. Name and/or address changes for billing purposes must be annotated on the invoice. Correcting the name and/or address on NRC Form 526 or on the invoice does not constitute a request to amend the license.
  - \* Check the appropriate size standard under which the licensee qualifies as a small entity. Check one box only. Note the following:
    - a. The size standards apply to the licensee, not the individual authorized users listed in the license.
    - b. Gross annual receipts as used in the size standards includes all revenue in whatever form received or accrued from whatever sources, not solely receipts from licensed activities.
    - c. A licensee who is a subsidiary of a large entity does not qualify as a small entity.
  - \* The owner of the entity, or an official empowered to act on behalf of the entity, must sign and date the certification.
3. If the invoice states the "Amount Billed Represents 50% Proration," the amount due is not the prorated amount shown on the invoice but rather one-half of the maximum annual fee shown on NRC Form 526 for the size standard under which the licensee qualifies (either \$900 or \$200) for each category billed.



NRC FORM 526  
(4-96)  
10 CFR 171

U.S. NUCLEAR REGULATORY COMMISSION

INVOICE NUMBER

Am 5547-96  
LICENSE NUMBER  
21-05472-01

**CERTIFICATION OF SMALL ENTITY STATUS  
FOR THE PURPOSES OF ANNUAL FEES  
IMPOSED UNDER 10 CFR PART 171  
FY 96**

To be completed ONLY by those licensees who meet the size standards below. See instructions on reverse side.

NAME AND ADDRESS OF LICENSEE (as it appears on the invoice):

X-R-I TESTING  
A DIVISION OF X-RAY INDUSTRIES  
1961 THUNDERBIRD  
TROY MI 48084

If a licensee qualifies as a small entity under the size standards below and completes this form (NRC Form 526), the licensee may pay the reduced annual fee for each category applicable to the license. A separate form must be submitted for each invoice. Submit the required reduced annual fee with the "Payment Copy" of the invoice and the NRC Form 526 to:

License Fee and Accounts Receivable  
U.S. Nuclear Regulatory Commission  
P.O. Box 954514  
St. Louis, MO 63195-4514

**SIZE STANDARDS (Check one box only)**

MAXIMUM ANNUAL FEE  
PER LICENSED CATEGORY  
(See item 3. on back)

**1. SMALL BUSINESS**

A for-profit concern that provides a service or a concern not engaged in manufacturing with average gross receipts of \$5 million or less over its last 3 completed fiscal years.

- ☐ A. \$350,000 TO \$5,000,000  
☐ B. LESS THAN \$350,000

\$1,800  
\$ 400

**2. MANUFACTURING INDUSTRY**

A manufacturing concern with an average number of 500 or fewer employees based upon employment during each pay period for the preceding 12 calendar months.

- ☒ A. 35 TO 500 EMPLOYEES  
☐ B. LESS THAN 35 EMPLOYEES

\$1,800  
\$ 400

**3. SMALL ORGANIZATION**

A not-for-profit organization which is independently owned and operated and has annual gross receipts of \$5 million or less.

- ☐ A. \$350,000 TO \$5,000,000  
☐ B. LESS THAN \$350,000

\$1,800  
\$ 400

**4. SMALL GOVERNMENTAL JURISDICTION (INCLUDING PUBLICLY SUPPORTED EDUCATIONAL INSTITUTIONS <sup>1</sup>)**

A government of a city, county, town, township, village, school district, or special district with a population of less than 50,000.

- ☐ A. 20,000 TO 50,000 POPULATION  
☐ B. LESS THAN 20,000 POPULATION

\$1,800  
\$ 400

**5. SMALL EDUCATIONAL INSTITUTION THAT IS NOT STATE OR PUBLICLY SUPPORTED AND HAS 500 OR FEWER EMPLOYEES <sup>1</sup>**

- ☐ A. 35 TO 500 EMPLOYEES  
☐ B. LESS THAN 35 EMPLOYEES

\$1,800  
\$ 400

<sup>1</sup>An educational institution referred to in the size standards is an entity whose primary function is education, whose programs are accredited by a nationally recognized accrediting agency or association, who is legally authorized to provide a program of organized instruction or study, who provides an educational program for which it awards academic degrees, and whose educational programs are available to the public.

**CERTIFICATION**

This certification **MUST** be signed by the owner of the entity named above or an official empowered to act on behalf of the entity.

I certify that the above named NRC licensee qualifies as a small entity under the size standards established by the NRC for its licensees in 10 CFR 2.810 (60 FR 18344). The licensee qualifies as a small entity under the specific size standard indicated above.

**WARNING:** 18 U.S.C. Section 1001, Act of June 25, 1948, 62 Stat. 749, makes it a criminal offense to make a willfully false statement or representation to any Department or Agency of the United States as to any matter within its jurisdiction. The submittal of willful false statements is punishable by fine or imprisonment, or both, and for purposes of this certification, may result in revocation or suspension of the license.

I CERTIFY UNDER PENALTY OF  
PERJURY THAT THE FOREGOING

TYPED OR PRINTED NAME AND TITLE

SIGNATURE

DATE

ENCLOSURE 10

**INSTRUCTIONS FOR COMPLETING NRC FORM 526**  
***INCOMPLETE FORMS WILL BE RETURNED AS UNACCEPTABLE***

1. File a separate NRC Form 526 for each annual fee invoice received.
2. Complete all items on NRC Form 526 as follows:
  - \* The license number and invoice number must be entered exactly as they appear on the annual fee invoice.
  - \* The licensee's name and address must be entered as they appear on the invoice. Name and/or address changes for billing purposes must be annotated on the invoice. Correcting the name and/or address on NRC Form 526 or on the invoice does not constitute a request to amend the license.
  - \* Check the appropriate size standard under which the licensee qualifies as a small entity. Check one box only. Note the following:
    - a. The size standards apply to the licensee, not the individual authorized users listed in the license.
    - b. Gross annual receipts as used in the size standards includes all revenue in whatever form received or accrued from whatever sources, not solely receipts from licensed activities.
    - c. A licensee who is a subsidiary of a large entity does not qualify as a small entity.
  - \* The owner of the entity, or an official empowered to act on behalf of the entity, must sign and date the certification.
3. If the invoice states the "Amount Billed Represents 50% Proration," the amount due is not the prorated amount shown on the invoice but rather one-half of the maximum annual fee shown on NRC Form 526 for the size standard under which the licensee qualifies (either \$900 or \$200) for each category billed.