



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION I
2100 RENAISSANCE BOULEVARD, SUITE 100
KING OF PRUSSIA, PA 19406-2713

April 27, 2022

EA-21-132

LTG Ronald J. Place, MC, USA, Director
Defense Health Agency
DHHQ
7700 Arlington Boulevard, Suite 5101
Falls Church, VA 22042-5101

SUBJECT: NOTICE OF VIOLATION AND PROPOSED IMPOSITION OF CIVIL PENALTY
\$3,500 – DEFENSE HEALTH AGENCY (DHA), NRC INSPECTION REPORT
NO. 03039046/2021002

Dear LTG Place:

This letter refers to a special remote inspection of the Defense Health Agency (DHA) conducted by the U.S. Nuclear Regulatory Commission (NRC) on May 17, 2021, with continued in-office review through November 18, 2021. The purpose of the inspection was to examine the circumstances involving the reported loss of four brachytherapy seeds on May 13, 2021, by the Naval Medical Center San Diego, a permittee included under DHA's Materials License No. 45-35423-01. Based on the results of the inspection, the NRC identified two apparent violations (AVs) of NRC requirements. The NRC discussed the AVs with you during a telephonic exit meeting on November 18, 2021. The AVs were described in the NRC inspection report sent to you with a letter dated December 9, 2021 (ML22007A218).¹

The first AV involved DHA's failure to secure licensed material as required by Title 10 of the *Code of Federal Regulations* (10 CFR) 20.1802. Specifically, on May 13, 2021, staff at the Naval Medical Center San Diego lost four brachytherapy seeds, each containing 0.26 mCi of iodine-125, after a routine implant procedure. The seeds were not recovered and are believed to have been inadvertently and improperly disposed as waste. The second AV involved DHA's failure to immediately report the loss of the licensed material by telephone to the NRC Headquarters Operations Officer (HOO), as required by 10 CFR 20.2201(a). Namely, DHA did not inform the NRC HOO about the four lost seeds until May 17, 2021.

In the December 9, 2021, letter transmitting the inspection report, we informed you that the AVs were being considered for escalated enforcement action, including a civil penalty. In the letter, we requested that you provide additional information regarding DHA's corrective actions for the AVs by providing a written response. We offered you the opportunity to provide this information and address the AVs by either attending a pre-decisional enforcement conference (PEC) or

¹ Designation in parentheses refers to an Agency-wide Documents Access and Management System (ADAMS) accession number. Documents referenced in this letter are publicly-available using the accession number in ADAMS.

engaging the NRC in Alternative Dispute Resolution (ADR) mediation in lieu of providing the written response.

In a letter dated January 18, 2022 (ML22048B536 (non-public)), you provided a response to the AVs and described the actions taken and planned by DHA to address the issues that resulted in the AVs. These actions include ceasing all brachytherapy procedures pending completion of a root cause analysis, revising procedures, and enhancing training. Based on the information developed during the inspection and the information provided in DHA's January 18, 2022, response, the NRC has determined that violations of NRC requirements occurred. The violations are cited in the enclosed Notice of Violation and Proposed Imposition of Civil Penalty (Notice), and the circumstances surrounding them were described in detail in the subject inspection report.

As described above, the first violation is related to the loss of four brachytherapy seeds containing radioactive sources. The NRC considers the loss of NRC-regulated material a significant regulatory and security concern because of the potential for exposure to members of the public. Therefore, this violation is categorized in accordance with the NRC Enforcement Policy as a Severity Level III (SL III) violation. The NRC Enforcement Policy can be found on the NRC's website at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The NRC considers civil penalties for violations associated with the loss of regulated material. The base civil penalty amount of \$7,000 is identified for the loss of regulated material in this case, as provided in Section 8, Table A, Item f.3 of the Enforcement Policy. However, based on the lower disposal costs for the few seeds involved in this case, a civil penalty amount of \$3,500 was determined to provide adequate deterrence consistent with the NRC's lost source policy. Therefore, to emphasize the importance of maintaining security and control of licensed material, and considering the circumstances of this case, I have been authorized, after consultation with the Director, Office of Enforcement, to issue the enclosed Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$3,500. In addition, issuance of this Notice constitutes escalated enforcement action that may subject DHA to increased inspection effort.

You may choose to pay the proposed civil penalty by submitting your payment, with the invoice enclosed to this letter, to the following address:

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

In addition, you may pay the proposed civil penalty in accordance with NUREG/BR-0254. When using NUREG/BR-0254 to pay the civil penalty, the invoice number should be used as the "enforcement action identifier" when submitting your payment through one of the approved methods listed in the brochure. The NRC may consider a request for additional time to pay the proposed civil penalty, including the option to enter into an installment agreement, if payment of the civil penalty as a lump sum in the required timeframe would pose a financial hardship. To request additional time to pay, you must submit a written request, with appropriate justification explaining your financial hardship, to NRCCollections.Resource@nrc.gov. All requests should be submitted in sufficient time to allow the NRC the ability to review your request for additional time to pay before the 30-day payment period expires.

The additional violation is related to the late notification to the NRC about the lost sources,

pursuant to the requirement in 10 CFR 20.2201(a), and is documented in the enclosed Notice as a SL IV violation consistent with the NRC Enforcement Policy. This violation is cited in the enclosed Notice because it was identified by the NRC inspector.

If you disagree with this enforcement sanction, you may deny the violations, as described in the Notice, or you may request alternative dispute resolution (ADR) mediation with the NRC in an attempt to resolve this issue. ADR is a general term encompassing various techniques for resolving conflicts using a neutral third party. The technique that the NRC has decided to employ is mediation. Mediation is a voluntary, informal process in which a trained neutral (the "mediator") works with parties to help them reach resolution. If the parties agree to use ADR, they select a mutually agreeable neutral mediator who has no stake in the outcome and no power to make decisions. Mediation gives parties an opportunity to discuss issues, clear up misunderstandings, be creative, find areas of agreement, and reach a final resolution of the issues. Additional information concerning the NRC's ADR program can be found at <http://www.nrc.gov/about-nrc/regulatory/enforcement/adr.html>.

The Institute on Conflict Resolution (ICR) at Cornell University has agreed to facilitate the NRC's program as a neutral third party. If you are interested in pursuing this issue through the ADR program, please contact: (1) the ICR at (877) 733-9415; and (2) Anne DeFrancisco, Chief, Medical and Licensing Assistance Branch at 610-337-5078 **within 10 days** of the date of this letter. You may also contact both ICR and Ms. DeFrancisco for additional information. Your submitted signed agreement to mediate using the NRC ADR program will stay the time period for payment of the civil penalties and the required written response, as identified in the enclosed Notice, until the ADR process is completed.

The NRC has concluded that information regarding: (1) the reasons for the violations; (2) the corrective steps that have been taken and the results achieved; and (3) the corrective steps that will be taken; and (4) the date when full compliance was achieved is already adequately addressed on the docket in Inspection Report No. 03039046/2021002 and your letter dated January 18, 2022. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosures, and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room and from the NRC's Agency-wide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. The NRC also includes significant enforcement actions on its Web site at <https://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/>.

If you have any questions concerning this matter, please contact Anne DeFrancisco of my staff at 610-337-5078 or Anne.DeFrancisco@nrc.gov.

Sincerely,

David C. Lew Digitally signed by David C. Lew
Date: 2022.04.27 10:36:43 -04'00'

David C. Lew
Regional Administrator

Enclosures:

1. Notice of Violation and Proposed Imposition
of Civil Penalty
2. Civil Penalty Invoice
3. NUREG/BR-0254, "Payment Methods"

Docket No. 03039046

License No. 45-35423-01

cc w/Encls: COL Ricardo A. Reyes, Ph.D., RSO

SUBJECT: NOTICE OF VIOLATION AND PROPOSED IMPOSITION OF CIVIL PENALTY
\$3,500 – DEFENSE HEALTH AGENCY (DHA), NRC INSPECTION REPORT
NO. 03039046/2021002: DATED April 27, 2022

DISTRIBUTION w/encl:

SECY	RIDSSECYMAILCENTER
OEMAIL	
OEWEB	
D Dorman, EDO	RIDSEDOMAILCENTER
C Haney, DEDM	
H Rodriguez, OEDO	
M Lombard, OE	RIDSOEMAILCENTER
J Peralta, OE	
N Hasan, OE	
S Woods, OE	
J Lubinski, NMSS	RIDSNMSSOD RESOURCE
R Lewis, NMSS	
K Williams, NMSS	
M Burgess, NMSS	
Enforcement Coordinators	
RII, RIII, RIV (M Kowal; S Lewman; J Groom)	
M Lemoncelli, OGC	RIDSOGCMailCenter
P Moulding, OGC	
H Harrington, OPA	RIDSOPAMailCenter
R Feitel, OIG	RIDSOIGMailCenter
D D'Abate, OCFO	RIDSOCFOMailCenter
B Welling, DRSS, RI	R1DRSSMailResource
T Bloomer, DRSS, RI	
A DeFrancisco, DRSS, RI	
S Seeley, DRSS, RI	
T Haverkamp, DRSS, RI	
D Screnci, PAO-RI / N Sheehan, PAO-RI	
M Ford, SAO-RI / F Gaskins, SAO-RI	
B Klukan, ORA, RI	
R McKinley, ORA, RI	
D Garvin, ORA, RI	

ML22063A001

DOCUMENT NAME: S:\Enf-allg\Enforcement\Proposed-Actions\Region 1\DHA NOV-III-CP EA-21-132.docx

X SUNSI Review/ MMM		X Non-Sensitive □ Sensitive			X Publdy Available □ Non-Publdy Available	
OFFICE	RI/ORA	RI/DRSS	RI/ORA	RI/ORA	OE	NMSS
	M McLaughlin	A DeFrancisco NON-CONCUR	B Klukan NLO	R McKinley	J Peralta	M Burgess
DATE	3/23/22	3/31/22	4/01/22	4/05/22	4/21/22	4/05/22
OFFICE	OGC				RI/DRSS	RA
NAME	T Steinfeldt NLO				B Welling	D Lew
DATE	4/22/22				4/22/22	4/27/22

OFFICIAL RECORD COPY

ENCLOSURE 1

NOTICE OF VIOLATION
AND
PROPOSED IMPOSITION OF CIVIL PENALTY

Defense Health Agency
Falls Church, Virginia

Docket No.: 03039046
License No.: 45-35423-01
EA-21-132

During an NRC inspection conducted between May 17, 2021, and November 18, 2021, violations of NRC requirements were identified. In accordance with the NRC Enforcement Policy, the NRC proposes to impose a civil penalty pursuant to Section 234 of the Atomic Energy Act of 1954, as amended (Act), 42 U.S.C. 2282, and 10 CFR 2.205. The particular violations and associated civil penalty are set forth below:

I. Violation Assessed a Civil Penalty

10 CFR 20.1802 requires that the licensee shall control and maintain constant surveillance of licensed material that is in a controlled or unrestricted area and that is not in storage.

Contrary to the above, as of May 13, 2021, the Defense Health Agency (DHA or licensee) failed to control and maintain constant surveillance of licensed material that was in a controlled or unrestricted area and that was not in storage. Specifically, the licensee lost and did not recover control of four sealed brachytherapy sources, each containing approximately 0.26 mCi of iodine-125, that were located at the Naval Medical Center San Diego. Naval Medical Center San Diego is a permittee included under DHA's Materials License No. 45-35423-01.

This is a Severity Level III Violation (NRC Enforcement Policy Section 2.3.4).
Civil Penalty - \$3,500

II. Violation Not Assessed a Civil Penalty

10 CFR 20.2201(a) requires, in part, that licensees shall report by telephone to the NRC Headquarters Operations Center immediately after its occurrence becomes known to the licensee, any lost, stolen, or missing licensed material in an aggregate quantity equal to or greater than 1,000 times the quantity specified in Appendix C to 10 CFR Part 20 under such circumstances that it appears to the licensee that an exposure could result to persons in unrestricted areas.

Contrary to the above, on May 14, 2021, the Defense Health Agency did not report by telephone to the NRC Headquarters Operations Center immediately after its occurrence became known to the licensee that licensed material in an aggregate quantity equal to or greater than 1,000 times the quantity specified in Appendix C to 10 CFR Part 20 was lost or missing under such circumstances that it appeared to the licensee that an exposure could result to persons in unrestricted areas. Specifically, the licensee identified that four sealed brachytherapy sources, each containing approximately 0.26 mCi of iodine-125, could not be located and were presumed to have been improperly disposed. The aggregate quantity of the missing material was 1.04 mCi, which is greater than 1 mCi (1,000 times the quantity

specified in Appendix C to 10 CFR Part 20). The licensee reported the occurrence to the NRC Headquarters Operations Center on May 17, 2021.

This is a Severity Level IV violation (Enforcement Policy Section 6.9).

The NRC has concluded that information regarding the reasons for the violations, the corrective actions taken and planned to correct the violations and prevent recurrence, and the date when full compliance was achieved is already adequately addressed on the docket in Inspection Report No. 03039046/2021002 and your letter dated January 18, 2022. However, if the description therein does not accurately reflect your position or your corrective actions, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 within 30 days of the date of the letter transmitting this Notice of Violation. In that case, or if you choose to respond, clearly mark your response as a Reply to a Notice of Violation, and send it to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville, MD 20852-2738, with a copy to the Regional Administrator, U.S. Nuclear Regulatory Commission, Region I, 2100 Renaissance Blvd. Suite 100, King of Prussia, PA 19406, and the Document Control Desk, Washington, DC 20555-0001.

The Licensee may pay the civil penalty proposed above through one of the following two methods:

1. Submit the payment with the enclosed invoice for Civil Penalty EA-21-132, issued to Defense Health Agency, to the following address:

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

OR

2. Submit the payment in accordance with NUREG/BR-0254.

The Licensee may protest the imposition of the civil penalty in whole or in part, by a written answer addressed to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, within 30 days of the date of this Notice. Should the Licensee fail to answer within 30 days of the date of this Notice, the NRC will issue an order imposing the civil penalty. Should the Licensee elect to file an answer in accordance with 10 CFR 2.205 protesting the civil penalty, in whole or in part, such answer should be clearly marked as an "Answer to a Notice of Violation" and may: (1) deny the violation listed in this Notice, in whole or in part; (2) demonstrate extenuating circumstances; (3) show error in this Notice; or (4) show other reasons why the penalty should not be imposed. In addition to protesting the civil penalty in whole or in part, such answer may request remission or mitigation of the penalty.

In requesting mitigation of the proposed penalty, the response should address the factors addressed in Section 2.3.4 of the Enforcement Policy. Any written answer addressing these factors pursuant to 10 CFR 2.205 should be set forth separately from the statement or explanation provided pursuant to 10 CFR 2.201, but may incorporate parts of the 10 CFR 2.201 reply by specific reference (e.g., citing page and paragraph numbers) to avoid repetition. The

attention of the Licensee is directed to the other provisions of 10 CFR 2.205, regarding the procedure for imposing a civil penalty.

Upon failure to pay any civil penalty which subsequently has been determined in accordance with the applicable provisions of 10 CFR 2.205 to be due, this matter may be referred to the Attorney General, and the penalty, unless compromised, remitted, or mitigated, may be collected by civil action pursuant to Section 234c of the Act, 42 U.S.C. 2282c.

The responses noted above, i.e., Reply to Notice of Violation, Statement as to payment of civil penalty, or Answer to a Notice of Violation, should be addressed to: Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, with a copy to the Regional Administrator, U.S. Nuclear Regulatory Commission, Region I, 2100 Renaissance Blvd. Suite 100, King of Prussia, PA 19406, and the Document Control Center, Washington, DC 20555-0001.

If you choose to respond, your response will be made available electronically for public inspection in the NRC Public Document Room or in the NRC's Agency-wide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the public without redaction. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request that such material is withheld from public disclosure, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.390(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days of receipt.

Dated this 27th day of April, 2022.



Defense Health Agency
ATTN: LTG Ronald Place, DIR DHA/Radiation Safety
DHHQ
7700 Arlington Boulevard, Suite #5
Falls Church, VA 22042



04/27/2022

Address/Customer Information

Defense Health Agency
ATTN: LTG Ronald Place, DIR DHA/Radiation Safety
DHHQ
7700 Arlington Boulevard, Suite #5
Falls Church, VA 22042

Customer Codes

Account Code: L000001754/1
Agency Location Code: 00008522

Bill Information

Bill Number: EA-21-132
Amount Due: \$3,500.00
Due Date: 05/27/2022

Contact Us

Phone Number: 301-415-7554
Fax Number: 301-415-4135
Email Address: Fees.Resource@nrc.gov

Remit to Address

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

Bill Summary

Initial Charges	\$3,500.00
Discount	0.00
Surcharge	0.00
Interest Charges	0.00
Penalty Charges	0.00
Admin Charges	0.00
Bill Amount	\$3,500.00
Collected	0.00
Applied Credit	0.00
Adjustments	0.00
Amount Due	\$3,500.00

Credit Summary

Applied Credit	\$0.00
Unapplied Credit	0.00
Credit Total	\$0.00

Comments:

For questions, contact (301) 415-7554 or by email at Fees.Resource@nrc.gov. For NRC debt collection procedures, including interest and penalty provisions, see 31 U.S.C. 3717, 4 CFR 101-105, AND 10 CFR 15.

If this invoice is related to an Order Imposing a Civil Penalty, Defense Health Agency is required to pay the Civil Penalty within 30 days of the Order date. If payment is in response to a Notice of Violation and Proposed Imposition of a Civil Penalty, please follow the instructions in the Notice. The NRC may consider a request for additional time to pay the Civil Penalty, including the option to enter into an installment agreement, if appropriate. All requests for additional time to pay an invoice must be submitted in writing, with appropriate justification, to NRCCollections.Resource@nrc.gov, and should be submitted sufficiently ahead of time to allow the NRC time to review the request for additional time to pay within the 30-day payment period. This Invoice is related to the Civil Penalty proposed or imposed under EA-21-132 issued to Defense Health Agency. Please include this reference number on your payment method (see attached Payments Methods Brochure).

Customer Information

L000001754/1
Defense Health Agency
ATTN: LTG Ronald Place, DIR DHA/Radiation Safety
DHHQ
7700 Arlington Boulevard, Suite #5
Falls Church, VA 22042

Change of Address:

Phone:

Remittance Information

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

This Payment References the following Bill:

EA-21-132

Outstanding Amount Due:	\$3,500.00
Amount Enclosed:	<div></div>

QUESTIONS?

If you have questions, please visit <https://www.nrc.gov> and search for "License Fees."

Questions may also be directed to the NRC Accounts Receivable Help Desk by e-mail at nrc@fiscal.treasury.gov, by phone at (301) 415-7554, or by writing to the address below:

U.S. NUCLEAR REGULATORY COMMISSION
OCFO/DOC/ARB
Mail Stop T9-E10
Washington, DC 20555-0001

U.S. NUCLEAR REGULATORY COMMISSION
OCFO/DOC/ARB
Mail Stop T-9-E10
Washington, DC 20555-0001
PH (301) 415-7554



NUREG/BR-0254, Rev. 9
June 2019



@NRCgov



Payment Methods

Estimated burden per response to comply with this voluntary collection request: 10 minutes. This brochure provides information about available payment methods. Forward comments about to burden estimate to the Records Management Branch (T6-F33), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to the Paperwork Reduction Project (3150-0190), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.

NRC accepts the methods described below.

PAYMENT BY AUTOMATED CLEARINGHOUSE

To pay by Automated Clearinghouse/Electronic Data Interchange (ACH/EDI), provide a copy of NRC Form 628 to your financial institution. You may obtain a copy of NRC Form 628 from the NRC Web site at <http://www.nrc.gov> by searching for "NRC Form 628." You can also obtain a form by calling the NRC Accounts Receivable Help Desk at (301) 415-7554.

PAYMENT BY CREDIT CARD

The NRC is currently accepts credit card payments of up to \$24,999.99. For payment by credit card, go to Pay.gov, search for "U.S. Nuclear Regulatory Commission Fees" and enter the required information.

You may also mail or fax NRC Form 629 following the directions on the form. To obtain a copy of NRC Form 629 go to <http://www.nrc.gov> and search for "NRC Form 629" or call the NRC Accounts Receivable Help Desk at (301) 415-7554.

DISCOVER
FINANCIAL SERVICES



PAYMENT BY FEDWIRE DEPOSIT SYSTEM

The NRC can receive funds through the U.S. Department of the Treasury (Treasury) Fedwire Deposit System. The basic wire message format below complies with the Federal Reserve Board's standard structured third-party format for all electronic funds transfer (EFT) messages.

See the sample EFT message to Treasury below. Each numbered field is described below.

The diagram shows a structured EFT message format with the following fields and descriptions:

- 1**: TO (021030004)
- 2**: FROM (021030004)
- 3**: REF (\$)
- 4**: AMOUNT
- 5**: ORDERING BANK AND RELATED DATA
- 6**: TREAS NYC/CTR
- 7**: BNF-/AC-31000001
- 8**: OBI-
- 9**: (blank line)
- 10**: (blank line)

1 RECEIVER-DFI# – Treasury's ABA number for deposit messages is 021030004.

2 TYPE-SUBTYPE-CD – The sending bank will provide the type and subtype code.

3 SENDER-DFI# – The sending bank will provide this number.

4 SENDER-REF# – The sending bank will insert this 16-character reference number at its discretion.

5 AMOUNT – The transfer amount must be punctuated with commas and decimal point; use of the "\$" is optional. The depositor will provide this item.

6 SENDER-DFI-NAME – The Federal Reserve Bank will automatically insert this information.

7 RECEIVER-DFI-NAME – Treasury's name for deposit messages is "TREAS NYC". The sending bank will enter this name.

8 PRODUCT CODE – A product code of "CTR" for customer transfer should be the first item in the receiver text field. Other values may be entered, if appropriate, using the ABA's options. A slash must be entered after the product code.

9 AGENCY LOCATION CODE (ALC) – THIS ITEM IS OF CRITICAL IMPORTANCE. IT MUST APPEAR ON THE FUNDS TRANSFER DEPOSIT MESSAGE IN THE PRECISE MANNER AS STATED TO ALLOW FOR THE AUTOMATED PROCESSING AND CLASSIFICATION OF THE FUNDS TRANSFER MESSAGE TO THE AGENCY LOCATION CODE OF THE APPROPRIATE AGENCY. The ALC identification sequence can, if necessary, begin on one line and end on the next line; however, the field tag "BNF=" must be on one line and cannot contain any spaces. The NRC's 8-digit ALC is: BNF-/AC-31000001

10 THIRD-PARTY INFORMATION – The Originator to Beneficiary Information (OBI) field tag "OBI=" signifies the beginning of the free-form third-party text. All other identifying information intended to enable the NRC to identify the deposit—for example, NRC annual fee invoice number, description of fee, 10 CFR 171 annual fee, and licensee name—should be placed in this field.

The optimum format for fields 7, 8, 9, and 10 using an 8-digit ALC is as follows:

TREAS NYC/CTR/BNF-/AC-31000001 OBI=

The optimum format, shown above, will allow 219 character positions of information following the "OBI=" indicator.

If the licensee's bank is not a member of the Federal Reserve System, the nonmember bank must transfer the necessary information and funds to a member bank, which then must transfer the information and funds to the local Federal Reserve Bank.

For a transfer of funds from local Federal Reserve Banks to be recorded on the same day, the transfer must be received at the New York Federal Reserve Bank by 4 p.m., EST. Otherwise, the deposit will be recorded on the next workday.

PAYMENT BY CHECK

Checks should be made payable to the U.S. Nuclear Regulatory Commission with the invoice number, Enforcement Action number, or other information that identifies the payment, written on the check. Mail the check to the following address:

U.S. Nuclear Regulatory Commission
U.S. Bank
P.O. Box 979051
St. Louis, MO 63197-9000

FedEx or overnight mailings must be delivered to the following address:

U.S. Nuclear Regulatory Commission
U.S. Bank Government Lockbox
SL-MO-C2GL
1005 Convention Plaza
St. Louis, MO 63101

TAXPAYER IDENTIFICATION NUMBER

You must file your Taxpayer Identification Number (TIN) with the NRC. Use NRC Form 531 to provide your TIN. You may obtain NRC Form 531 from the NRC Web site at <http://www.nrc.gov> by searching for "NRC Form 531" or by calling the NRC Accounts Receivable Help Desk at (301) 415-7554.