

FAX

II-VI Incorporated
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Saxonburg, PA 16056

TO: Mr. John Kinneman
AT: USNRC - King of Prussia
FAX: (610) 337-5269

FROM: Michael J. Nanney - Environmental, Health & Safety
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DATE: January 18, 2000

PAGES(INCLUDING COVER): 3

MESSAGE:

John -

Attached letter per your request. Hard copy to follow by mail.

Michael

*Docket Number 04008868
License Number STA-1455
Control 127520*

*Pkg ML003673667
STA-1455 127520*



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January 18, 2000

Mr. John Kinneman
Chief, Nuclear Materials Safety Section
U.S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, PA 19406

[Sent to USNRC by facsimile (610) 337-5269 - Hard copy to follow]

RE: Status - Amendment to Material License STA-1455, November 16, 1999

Dear Mr. Kinneman:

This letter will serve as a follow-up to our telephone conversation on Tuesday - January 18, 2000. You noted that our amendment referenced above has been received by your office, reviewed, and then forwarded to the National Headquarters of the USNRC. It is presently under technical review at the Division of Waste Management. You further noted that we could anticipate a formal response within 30-60 days. This additional review time will cause storage and handling problems in our operations.

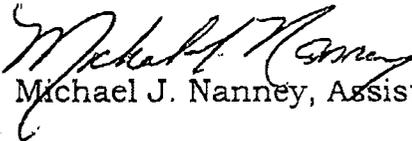
The amendment submitted on November 16, 1999 is in response to a Notice of Violation, based upon II-IV Incorporated's failure to obtain authorization to release certain bulk solid materials from the Saxonburg, PA facility. Although we do not believe this is a consistent application of the regulations compared with other similar situations, we responded with a timely amendment request. The amendment details our technical position, following past NRC models, that the release of our bulk solid does not pose a radiological risk to members of the general population.

In each of the conversations with your office, we noted the cost and storage issues that any delay in processing the amendment would cause II-VI Incorporated, and stressed to the USNRC the need for a timely resolution. II-VI Incorporated has already incurred significant direct and indirect costs by ceasing to release this material, and would like to offer it's assistance to expedite the review of this amendment.

II-VI Incorporated believes it would be of benefit for our representatives to have an informal meeting directly with the USNRC personnel reviewing the amendment, and discuss options for amendment related issues. The suggested purpose of this meeting is to ensure that the technical reviewers have all the pertinent information they need to act favorably on this amendment in a timely fashion. Because of the importance of the resolution of this issue, II-VI Incorporated representatives are prepared to meet at the Rockville, MD offices of the USNRC with very short notice.

I will look forward to your response.

Sincerely,



Michael J. Nanney, Assistant Radiation Safety Director

cc: John Labrecque, Radiation Safety Director
Carl Johnson, CEO
Larry Nitoski, Senior Regulatory Programs Manager
Carol Berger, IEM Incorporated