



Pacific Northwest Laboratories
P.O. Box 999
Richland, Washington U.S.A. 99352
Telephone (509) 375-2231

December 20, 1989

John J. Linehan, Director
Repository Licensing & Quality Assurance
Project Directorate
Division of High-Level Waste Management
Office of Nuclear Material Safety and Safeguards
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dear Mr. Linehan:

This letter agreement has been revised to incorporate all of the suggested changes requested by Dick Lambert of DOE/HQ. Upon acceptance of the following, we will promptly provide a copy of AREST to you at no cost:

1. NRC will not release the software to any third party other than Government agencies or Government contractors for use by the Government. The software has been copyrighted by Battelle Memorial Institute.
2. NRC will notify PNL of any publication of new findings that may be uncovered through the use of the code.
3. If NRC discovers code errors, NRC will communicate these errors to the code developers at PNL.
4. If NRC makes any nonproprietary improvements or modifications to the code, these improvements or modifications will be made available to PNL for the Department of Energy. Should any code improvements or modifications or the results of code use be determined to be proprietary to NRC, PNL will utilize its procedures to protect such information if PNL requests to receive them.
5. NRC recognizes that the code is provided by PNL on an as-is basis without support and that it is also available from NESC. In using this code, bear in mind that the assessment of the code has not yet been completed. PNL does not warrant the accuracy of the results for any particular use or application.

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6. Use by Government employees is authorized provided that such individuals are made aware of their obligation not to distribute the software.

The signature below of an authorized NRC official will indicate acceptance of these conditions. If acceptable, I will arrange for the transmittal of the tape and user's manual(s) to you. Please feel free to contact Mr. M. D. Erickson (509-375-2360) of PNL should you have any further questions.

Sincerely,



L. D. Williams
Director, Technology Transfer

LDW:dc

Signature

Date

Name (Print)

Title