



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

December 4, 2003

Docket No. 03005980

License No. 37-00030-02

William E. Lynch
Vice President
Safety Light Corporation
4150-A Old Berwick Road
Bloomsburg, PA 17815

**SUBJECT: USE OF SAFETY LIGHT CORPORATION/USR INDUSTRIES, INC.
SETTLEMENT AGREEMENT TRUST FUNDS**

Dear Mr. Lynch:

This letter refers to your November 24, 2003 letter with respect to the Bloomsburg, PA facility, which was received by this office on December 1, 2003. You make specific requests for immediate release of funds currently maintained by NRC pursuant to the 1994 NRC Settlement Agreement. This letter addresses the release of funds that would be used to pay the outstanding invoices approved by you for the period from August 22, 2003 through October 31, 2003, from Solutient Technologies LLC (Solutient), the primary contractor performing the re-characterization of the underground silo waste.

Item 17 of the NRC Settlement Agreement permits the use of funds set aside as part of the Agreement for site decontamination, cleanup, and decommissioning. Because the activities performed by Solutient directly relate to the decontamination and clean up of the site, these expenditures fall within the provisions of Item 17. We have evaluated the information you provided to determine how much money we can authorize to be released from this Trust Fund. As we have advised you in our November 3, 2003 letter, the Insurance Fund should be depleted to \$190,000, which leaves \$22,000 from the Insurance Fund that must be used towards the site remediation. Accordingly, you are authorized to use \$243,092.35 of the NRC Settlement Agreement Trust Fund to make the payment to Solutient Technologies to satisfy the remaining payment totaling \$265,092.35 due Solutient.

Future payments for NRC-approved activities will be reviewed as required by the NRC Settlement Agreement. These requests must allow sufficient time for review of these expenditures, including copies of the invoices.

W. Lynch
Safety Light Corporation

2

If you have any questions regarding this matter, please contact Ronald Bellamy or Marie Miller of my staff at 610-337-5200 or 5205.

Sincerely,

Original signed by Hubert J. Miller

Hubert J. Miller
Regional Administrator

cc:

Larry Harmon, Plant Manager
David Allard, Director, Bureau of Radiation Protection
Dennis Matlock, On-Scene Enforcement Officer, EPA RIII
Sheri Minnick, Health Physicist, EPA RIII
Rick Shipman, Chief, Division of Hazardous Waste Management
James Kopenhaver, Manager, Radiation Protection Program
Kevin J. Bruno, SLC Legal Counsel

W. Lynch
Safety Light Corporation

Distribution:

D. Gillen, NMSS
E. Pogue, NMSS
R. Bellamy, RI
J. Kinneman, RI
K. Farrar, RI
M. Miller, RI
E. Ullrich, RI
R. Prince, RI
M. Schwartz, OGC
C. Mullins, OGC

DOCUMENT NAME: C:\ORPCheckout\FileNET\ML033390038.wpd

To receive a copy of this document, indicate in the box: "C" = Copy w/o attach/encl "E" = Copy w/ attach/encl "N" = No copy

OFFICE	DNMS/RI	N	DNMS/RI	RI/ORA		
NAME	Rbellamy MTM1 for		Gpangburn FMC for	H Miller HJM		
DATE	12/03/03		12/3/03	12/3/03		

OFFICIAL RECORD COPY