



December 3, 2003

F. Congel, Director, Office of Enforcement
U.S. Nuclear Regulatory Commission
One White Flint North
11555 Rockville Pike
Rockville, MD 20852-2738

SUBJECT: STATEMENT AS TO PAYMENT OF CIVIL PENALTY, EA 03-096

Dear Mr. Congel,

Please accept this letter as a statement as to payment of civil penalty relating to the Notice of Violation and Proposed Imposition of Civil Penalty (EA 03-196) dated November 26, 2003.

ABB Inc. is paying the \$3000.00 civil penalty associated with the violation identified above. Please note that this payment is attached and is being made by check from ABB Automation Inc., number 3149 and dated December 3, 2003.

Please confirm receipt of this payment and that ABB Inc. has fully met the requirements identified in the Notice of Violation and Proposed Imposition of Civil Penalty. If any additional information is required, please contact Dr. Jonathan Fortkamp, ABB's Radiation Safety Officer, via phone at 614-261-2337 or via email at jonathan.fortkamp@us.abb.com.

Sincerely,

A handwritten signature in cursive script that reads "Steven P. Sturm".

Steven P. Sturm
Director of Measurement Technology

ATTACHMENT: ABB Automation Inc. check No. 3149 for \$3000.00

cc: Regional Administrator, NRC Region I
Jonathan C. Fortkamp, ABB Inc.

ABB Inc.