

EPL ARCHIVES, INC.
P.O. Box 1253
Sterling, Virginia 20167

Shipping:
45610 Terminal Drive
Sterling, Virginia 20166

Telephone: (703) 435-8780
Fax: (703) 435-1330
E-mail: EPLarchive@aol.com

FACSIMILE TRANSMISSION - URGENT!

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MS-16

Date: July 8, 2008 / updated and refaxed 7/9/08
To: Jenny Johansen or same department Fax: 610-337-5269
From: Katie Hartney Phone: 703-435-8780 x 218
Subject: Docket # 03035312 / License 45-25506-01

Number of Pages Including This Cover Page:
(Please notify sending party if any pages are not received.)

I received the letter dated June 11, 2008 yesterday July 7, 2008. I will be out of the office July 10-11 and need to get this matter resolved prior to our expiration period. (letter attached to fax)

I have included Appendix A.2.4 for your review. Please let me know if this is acceptable prior to me getting the signature and seal from the bank. (A.2.4 unsigned attached)

The model letter of Acknowledgement was included in the original letter to Dr. Sattar Lodhi on March 31, 2005. Dr. Lodhi approved of this method of submission for the model letter of acknowledgement. Please let me know if I need to obtain a new appendix A.17.8; however, this is the same document located in the original submission. I have included a fax copy of the document. (A.17.8 signed attached)

Please contact me via telephone or email and let me know if you approve of the format of A.2.4 and approve the original submission of A.17.8.

Kind Regards
Katie Hartney
Katie Hartney - Director of Client Services
Khartney@eplarchives.com

7/9/08 * signature added in regards to telephone call.



141649
NMSS/RGNI MATER.ALS-002



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

June 11, 2008

Docket No. 03035312
Control No. 141649

License No. 45-25506-01

Samuel H. Busey
President
EPL Archives, Inc.
22900 Shaw Road, Unit 130
Sterling, VA 20166

SUBJECT: EPL ARCHIVES, INC., REQUEST FOR ADDITIONAL INFORMATION
CONCERNING FINANCIAL ASSURANCE DOCUMENTS, CONTROL NO.
141649

Dear Mr. Busey:

This is in reference to a recent NRC audit of your financial assurance documents in your letter dated March 31, 2005 providing financial assurance for decommissioning for Nuclear Regulatory Commission License No. 45-25506-01. This NRC audit has identified that we need the following additional information in accordance with NUREG-1757, Vol 3:

1. A Certification of Financial Assurance has not been submitted. See Section A.2 of NUREG - 1757, Vol 3. Section A. 2. 4 provides a Model Certification of Financial Assurance that you can use to submit your Certification.
2. Review of your Standby Trust Agreement against Checklist 17-A , page A-154 of NUREG-1557, Vol 3 shows that your documentation is incomplete as there is no letter of acknowledgement included. See Section A.17.8 for the Model letter of Acknowledgement which needs to be submitted to the NRC to complete your documentation for the Standby Trust.

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Medical, Academic, and Industrial Uses of Nuclear Material**; then **Regulations, Guidance, and Communications**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 7:00 a.m. to 8:00 p.m. EST, Monday through Friday (except Federal holidays).

S. Busey
EPL Archives, Inc.

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We will continue our review upon receipt of this information. Please reply to my attention within 30 days of the date of this letter at the Region I Office and refer to Mail Control No. 141649. If you have any technical questions regarding this deficiency letter, please call me at (610) 337-5071.

Sincerely,



Jenny Johansen
Health Physicist
Materials Security and Industrial Branch
Division of Nuclear Materials Safety

cc:

John B. Davis, C.H.P., Radiation Safety Officer

A.2.4 Model Certification of Financial Assurance

CERTIFICATION OF FINANCIAL ASSURANCE

Principal: EPL Archives, Inc (also known as EPL Pathology Archives, Inc.) at 45610 Terminal Drive, Sterling, Virginia 20166
NRC license number 45-25506-01

Issued to: U.S. Nuclear Regulatory Commission

I certify that EPL Archives, Inc. is licensed to possess the following types of nuclear material: Hydrogen 3, Carbon 14, Calcium 45, Chromium 51 and Iodine 125 under 10 CFR Part 30 in the following amounts:

<u>Type of Material</u>	<u>Amount of Material</u>
Hydrogen 3	200 millicuries
Carbon 14	800 millicuries
Calcium 45	15 millicuries
Chromium 51	100 millicuries
Iodine 125	100 millicuries

I also certify that financial assurance in the amount of Two Hundred Twenty Five Thousand US Dollars (\$225,000) has been obtained for the purpose of decommissioning as prescribed by 10 CFR Part 30.

[Signatures and titles of officials of institution]

[Corporate seal]

[Date]

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March 31, 2005

Dr. Sattar Lodhi
U.S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, PA 19406

Dear Dr. Lodhi:

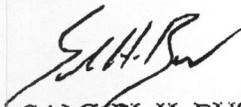
Pursuant to our conversation, enclosed are the Financial Assurance Decommissioning items you have requested. Also enclosed is an Amended letter signed by Dr. John Ferrell. The Amendment changes the storage levels of Carbon-14 and Ca-45 that we are requesting.

Enclosed are the following documents:

- The Irrevocable Standby Letter of Credit, executed using NRC-approved Model language.
- The Standby Trust Agreement, executed using NRC-approved Model language. The only change according to BB&T Bank is the addition of one sentence to Section 6, clause b. They have added a sentence to clause b that states where the funds would be invested, in the absence of your providing instructions on how to invest the funds.
- The Model Specimen Certificate of Events (17.6). We have enclosed a copy exactly as printed from the NRC website. We have left this record blank as you have requested.
- The Model Specimen Certificate of Resolution (17.7). We have enclosed a copy exactly as printed from the NRC website. We have left this record blank as you have requested.
- The Model Letter of Acknowledgment has been added to the Irrevocable Standby Letter of Credit, typed as stated in the NRC Model format. It has been signed on page 2 of the Agreement by Kathryn Parkinson, Notary Public.

If you have any questions, please do not hesitate to contact me. Thank you for your assistance in helping EPL Archives complete these required records.

Sincerely,

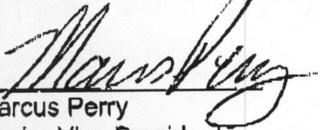


SAMUEL H. BUSEY
President

Enclosures

SHB/saa

Each draft must bear on its face the clause: "Drawn under Letter of Credit No. 9531282792/00002, dated 3/29/2005, and the total of this draft and all other drafts previously drawn under this letter of credit does not exceed \$225,000."

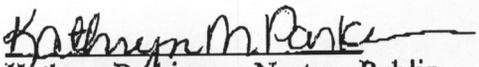

Marcus Perry
Senior Vice President
Branch Banking and Trust Company of Virginia
03/29/2005

This credit is subject to except as otherwise expressly stated herein, this Credit is subject to the Uniform Customs and Practice for Documentary Credits (1993 Revision), International Chamber of Commerce Publication No. 500 and to the extent not inconsistent therewith, the Uniform Commercial Code in effect in the Commonwealth of Virginia.

STATE OF VIRGINIA
COUNTY OF LOUDOUN

To Wit:

On this 29th day of March, before me, a notary public in and for the city and State aforesaid, personally appeared Marcus Perry, and he did depose and say that he is the Senior Vice President of Branch Banking and Trust Company of Virginia, Trustee, which executed the above instrument; that he knows the seal of said association; that the seal affixed to such instrument is such corporate seal; that it was so affixed by order of the association; and that he signed his name thereto by like order.


Kathryn Parkinson, Notary Public

My Commission Expires: August 31, 2008