

Fernando L. Rodríguez, P.E. & Associates

Chemical/Environmental Engineering and Industrial Hygiene Consultants
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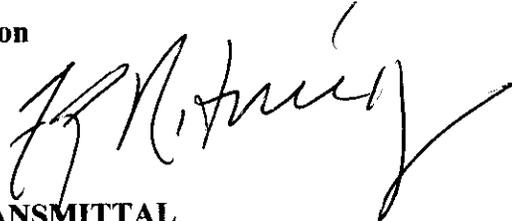
March 10, 2009

RECEIVED
REGION I
2009 MAR 11 PM 1:30

br2

TO: Mr. Craig Gordon
Nuclear Regulatory Commission
Designate Office

FROM: Mr. Fernando L. Rodríguez, PE



**TRANSMITTAL
REQUEST TO TERMINATE LICENSE FOR
XRF ANALYZER, MODEL XL-309 WITH Cd-109 (10mCi) SOURCE
LICENSE NUMBER 52-31268-01**

03037529

We are hereby requesting to terminate the above reference license with the Nuclear Regulatory Commission (NRC). This document confirms various phone calls held between you and the writer during the past few days on this matter.

This unit was used in our office until June 2008 when it became inoperable. It was sent on July 10, 2008 to THERMO Electron Corp., as instructed by Instru-Med Inc., Niton sales agent in Atlanta, GA, for evaluation and repair. See attached copy of the FedEx receipt confirming proper shipping of the unit from Puerto Rico to East Greenwich, RI

A letter from THERMO Electron Corporation, a Niton product manufacturer, is included for your reference. It is dated July 11, 2008 and describes the proper acquisition and ownership of the instrument by this company, after being sent for evaluation from our office as per Instru-Med instructions.

Based on a quotation referred to our attention, it was determined to leave the unit as trade-in equipment for a later decision to acquire a use or new one. This unit will then be acquired with a general license to be provided directly by the THERMO Electron Corporation to our office.

We expect that this communication suffices NRC requirements to terminate the above reference license and any pending charges included in the invoice Number AM0028-09, dated November 10, 2008, to our corporation, CHES SERVICES CORP. (copy is also included).

Feel free to contact me again if there is any question on the heretofore mentioned at your convenience.

FLR/cam

Enclosures

Ref: 100-620

143533

FedEx International Air Waybill

Express

FedEx Tracking Number **8658 6027 9500** Form ID No. **0402**

1 From
 Date 07/10/08 Sender's FedEx Account Number 1070-6972-8
 Sender Name Fernando L. Rodriguez Phone (787) 751-7810
 Company Fernando L. Rodriguez el Asociado
 Address 1522 Boni St
 Address Urb. Boliza
 City San Juan State/Province PR
 Country Puerto Rico USA ZIP Postal Code 00927

2 To
 Recipient's Name Service Dept. Phone _____
 Company Thermo Fisher Scientific
 Address 3303 South County Trail
 Address _____
 City London which State/Province PI
 Country USA ZIP Postal Code 02818
 Recipient's Tax ID Number for Customs Purposes
 e.g. GST/RICHT/INVERNABN, or as locally required.

3 Shipment Information For EU Only: Tick here if goods are not in free circulation and provide CI.

Total Packages 1 Total Weight 14 lbs 21 kg 17 oz 18 in 0 cm
 Shipper's Label and Commodity Code 211718 CHM

Commodity Description DETAIL REQUIRED	Harmonized Code	Country of Manufacture	Value for Customs REQUIRED
<u>XRF Analyzer</u>		<u>USA</u>	<u>2499</u>

Item ESI/SED boxes filled in AEST For U.S. Export Only: Check One
 No ESI/SED required, value \$2,200 or less per Sec. 5 Number; no license required (NLR), not subject to ITCAR.
 No ESI/SED required, enter exemption number. If other than NLR, enter License Exemption.
 Yes - Enter AES proof of filing checkbox.

Total Declared Value for Carriage 2499 Total Value for Customs (Specify Currency) USD

4 Express Package Service
 FedEx Int'l Priority FedEx Int'l. First (Available to select locations. Higher rates apply.)
 FedEx Int'l. Economy (FedEx Envelope and FedEx Pak rates not available.)

Packages up to 150 lbs. / 68 kg
 For packages over 150 lbs. / 68 kg, use the FedEx Expedited Service Int'l. Air Waybill.

Not all services and options are available to all destinations. Dangerous goods cannot be shipped using this Air Waybill.

5 Packaging
 FedEx Envelope FedEx Pak FedEx Box FedEx Tube
 Other Case PW FedEx 10kg Box* PX FedEx 25kg Box*
 *These unique boxes come with speed of pricing are provided by FedEx for FedEx Int'l. Priority only.

6 Special Handling
 HOLD at FedEx Location SATURDAY Delivery (Available to select locations for FedEx Int'l. Priority only.)

7a Payment Bill transportation charges to:
 Sender Acct. No. in Section 1 will be billed. Recipient Third Party Credit Card Cash Check/Cheque
 Enter FedEx Acct. No. or Credit Card No. below.
 FedEx Acct. No. _____ Total Transportation _____
 Credit Card Exp. Date _____ Specify Currency _____

7b Payment Bill duties and taxes to:
 Sender Acct. No. in Section 1 will be billed. Recipient Third Party Cash Check/Cheque
 Enter FedEx Acct. No. below.
 FedEx Acct. No. _____
 First 24 characters will appear on invoice.

8 Your Internal Billing Reference
 First 24 characters will appear on invoice.

9 Required Signature
 Use of this Air Waybill constitutes your agreement to the Conditions of Contract on the back of this Air Waybill, and you represent that this shipment does not require a U.S. State Department License or contain dangerous goods. Certain international destinations, including the Warsaw Convention, may apply to this shipment and limit our liability for damage, loss, or delay, as described in the Conditions of Contract. We do not accept liability for damage, loss, or delay, as described in the Conditions of Contract. This is not authorization to deliver this shipment without a recipient signature.
 Received above shipment in good order and condition. We agree to pay all charges, including Customs duties and taxes as applicable, and we agree to the Conditions of Contract as stated on the reverse side of the Recipient's Copy.
 Sender's Signature: [Signature]
 Recipient's Signature: _____

FedEx Tracking Number **8658 6027 9500** Form ID No. **0402**

Origin Station ID	Destination Station ID	URGA Routing	Handling Units
<u>SPKRT</u>	<u>NCOA</u>	<u>XHNCOA</u>	
Received At: <input type="checkbox"/> Reg. Stop <input type="checkbox"/> Go-Call Stop <input type="checkbox"/> Drop Box <input type="checkbox"/> World Service Center	Forms Attached: <input type="checkbox"/> CI <input type="checkbox"/> CB	Total Volume (cm)	
Base Charges: <u>5575</u> Declared Val. Chg: <u>7-10-08</u> Other: <u>11/2</u>	Credit Card Auth. _____ Date _____ Time _____		

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PART 150410
 Rev. Date 4/06
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Fernando Rodrigues
Fernando Rodrigues & Associates
1522 Boni St.
Und. Beliza
San Juan, Puerto Rico (USA) 00927

Re: Radioactive Materials Transfer Notification

7/11/08

Mr. Rodrigues,

This letter is to inform you that Thermo Niton Analyzers LLC has received your Niton Analyzer, Model XL-309, Unit Serial # U2169, with Cd-109 (10 mCi) source, Serial # NR7617. This instrument is now under the ownership of Thermo Niton Analyzers LLC due to instrument trade in. This instrument is currently located at the Thermo Niton Service Facility in Rhode Island. The source will be removed from said instrument and properly disposed of. If you have any questions regarding this matter please feel free to call me at (401) 294-1234. Thank you.

Best Regards,

Stephen Furtado
Thermo Niton Analyzers LLC
3303 South County Trail
East Greenwich, RI 02818
Tel: 401-294-1234
Fax: 401-295-2090
Email: stephen.furtado@thermofisher.com

U. S. NUCLEAR REGULATORY COMMISSION
 FY 2009 Annual Materials Fee Invoice
 Period 10/1/2008 - 9/30/2009
 10 CFR 171.16

Invoice Date =====	License Anniversary Month =====	Invoice Number =====
11/10/2008	October	AM0028-09

CHES SERVICE CORP.
 ATTENTION: RADIATION SAFETY OFFICER
 D.B.A. FERNANDO L. RODRIGUEZ, P.E. &
 ASSOCIATES
 P.O. BOX 193430
 SAN JUAN PR 009193430

***** Mark THIS COPY with any billing address changes *****

License/Approval/ Registration/ Certificate Number =====	Code AA905 =====	Annual Fee Category(s) =====	Fee Amount =====
52-31268-01	ANN	3P	\$ 2,100.00
		TOTAL:	\$ 2,100.00
		TOTAL INVOICE:	\$ 2,100.00

If paid by Fedwire see attached Terms and Conditions. If paid by check, make check payable to the NRC (reference Invoice no.) and mail to:

U.S. Nuclear Regulatory Commission	<=== This PO Box address is
Accounts Receivable Team	<=== for receipt of payments
P.O. Box 979051	<=== only.
St. Louis, MO 63197-9000	

For terms and conditions see attached.
 Payment must be received within 30 days of the date of this invoice to avoid late charges.
 Questions: call 301/415-7554

 *
 * P A Y M E N T C O P Y *
 *

===> To ensure accurate credit, return this copy of the <===
 ===> invoice with your payment. Processing may be <===
 ===> delayed if the invoice is not included. <===

FedEx Express International Air Waybill 114

1 From

Date: 03/16/05 Sender's FedEx Account Number: _____
 Sender's Name: Frederick L. King Phone: _____
 Company: _____
 Address: _____
 Address: _____
 City: _____ State/Province: _____
 Country: _____ ZIP/Postal Code: _____

2 To

Recipient's Name: Mr. King (C.O. Inc) Phone: (410) 337-5216
 Company: Nuclear Regulatory Commission -
Region I
 Address: 475 Wilson Lake Rd. Dept./Floor: _____
 City: King of Prussia State/Province: PA
 Country: _____ ZIP/Postal Code: 19406
 Recipient's Tax ID Number for Customs Purposes: _____
e.g., GST-RFC/NAT/NEIN/ABN, or as locally required

3 Shipment Information

For EU Only: Tick here if goods are not in free circulation and provide C.I.

Total Packages: 1 Shipper's Load and Count/SLAC: _____
 Total Weight: 35 lbs. kg DIM: 1 1 in. cm

Commodity Description DETAIL REQUIRED	Harmonized Code	Country of Manufacture	Value for Customs REQUIRED
<u>Business Plan</u>			

Has EE/SED been filed in AES? No EE/SED required, value \$2,500 or less per Sch. B Number, no license required (NLR), not subject to ITAR. Yes - Enter AES proof of filing citation: _____
 Total Declared Value for Carriage: _____
 Total Value for Customs (Specify Currency): _____

FedEx Tracking Number: **8658 3286 3816** Form ID No. **0402**

4 Express Package Service

Packages up to 150 lbs. / 68 kg
 For packages over 150 lbs. (68 kg), use the FedEx Expanded Service Int. Air Waybill.

FedEx Intl. Priority FedEx Intl. First
Available to select locations. Higher rates apply.
 FedEx Intl. Economy
FedEx Envelope and FedEx Pak rates not available.

5 Packaging

*These unique brown boxes with special pricing are provided by FedEx for FedEx Intl. Priority only.

FedEx Envelope FedEx Pak FedEx Box FedEx Tube
 Other PW FedEx 10kg Box* PX FedEx 25kg Box*

6 Special Handling

HOLD at FedEx Location SATURDAY Delivery
Available to select locations for FedEx Intl. Priority only.

7a Payment Bill transportation charges to:

Enter FedEx Acct. No. or Credit Card No. below:
 Sender Acct. No. in Section 1 will be billed. Recipient Third Party Credit Card Cash Check/ Cheque
 FedEx Acct. No.: _____ Total Transportation: _____
 Credit Card Exp. Date: _____ Specify Currency: _____

7b Payment Bill duties and taxes to:

ALL shipments may be subject to Customs charges, which FedEx does not estimate prior to clearance.

Sender Acct. No. in Section 1 will be billed. Recipient Third Party Cash Check/Cheque
 FedEx Acct. No.: _____

8 Your Internal Billing Reference

First 24 characters will appear on invoice.

9 Required Signature

Use of this Air Waybill constitutes your agreement to the Conditions of Contract on the back of this Air Waybill, and you represent that this shipment does not require a U.S. State Department License or contain dangerous goods. Certain international treaties, including the Warsaw Convention, may apply to this shipment and limit our liability for damage, loss, or delay, as described in the Conditions of Contract.
WARNING: These commodities, technology, or software were exported from the United States in accordance with Export Administration Regulations. Diversion contrary to U.S. law prohibited.

Sender's Signature: [Signature]
This is not authorization to deliver this shipment without a recipient signature.

Received above shipment in good order and condition. We agree to pay all charges, including Customs duties and taxes as applicable, and we agree to the Conditions of Contract as stated on the reverse side of the Recipient's Copy.

Recipient's Signature: _____

FedEx Tracking Number: **8658 3286 3816** Form ID No. **0402**

Origin Station ID	Destination Station ID	URSA Routing	Handling Units
Received At: <input type="checkbox"/> Reg. Stop <input type="checkbox"/> On-Call Stop <input type="checkbox"/> Drop Box <input type="checkbox"/> World Service Center <input type="checkbox"/> Station			Total Volume (cm)
Basic Charges	Declared Val. Chrg.	Other	Forms Attached: <input type="checkbox"/> CI <input type="checkbox"/> CD
FedEx Emp. #	Audit Emp. #	Date	Dal. Courier Emp. #

Not all services and options are available to all destinations. Dangerous goods cannot be shipped using this Air Waybill.



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PART 158405
 Rev. Date 4/05
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Form ID No.

This is to acknowledge the receipt of your letter/application dated

3/10/2009, and to inform you that the initial processing which includes an administrative review has been performed.

TOM, 52-31268-01 There were no administrative omissions. Your application was assigned to a technical reviewer. Please note that the technical review may identify additional omissions or require additional information.

Please provide to this office within 30 days of your receipt of this card

A copy of your action has been forwarded to our License Fee & Accounts Receivable Branch, who will contact you separately if there is a fee issue involved.

Your action has been assigned **Mail Control Number** 143533.
When calling to inquire about this action, please refer to this control number.
You may call us on (610) 337-5398, or 337-5260.