From: Thompson, Richard
Sent: Thursday, September 17, 2009 2:03 PM
To: MILLER Eric (AREVA NP INC)
Cc: Habighorst, Peter
Subject: RE: Annual Fee
Attachments: day2-fees-suri-a.pdf; day2-fees-smith.pdf

Eric,

I wanted to provide you with some background information on your email below. Two sources on this subject were included in presentations, attached, at this year's FCIX. Of the two, Renu Suri's paper on page 15 shows Areva Lynchburg under the classification 'Limited Operations'. The values in the columns for FY08 and FY09 should be reasonably close to your invoices.

The reason for these two presentations was to explain the expected increases in annual fees once the FY09 budget had been approved. Until the President approved the FY09 budget, NRC could not use it as the basis for much of anything. The government operated under a Continuing Resolution until late March this year when President Obama approved the budget. It is also the case that your bill last November that included the FY09 Annual Fee estimate was based on the FY08 budget and not the FY09 budget for this reason.

I've looked at our budget estimate for FY10 to provide an answer to your last question. At this point, the budget for FY10 is just slightly higher than the FY09 budget. Large increases in additional costs to be recovered aren't there as they were for FY09. Keep in mind that new fuel cycle facilities are not required by law to pay annual fees until they are licensed. The ACP, LES, GE-Hitachi, and Eagle Rock have added significantly to the increase in annual fees.

NRC hasn't licensed any new fuel cycle facilities in many years. Having this many facilities licensed simultaneously is unprecedented. Once licensed, these facilities will share a pro-rata amount of the annual fees with all other licensed fuel cycle facilities.

I expect to have some additional information for you next week on this as well.

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From: MILLER Eric (AREVA NP INC) [mailto:Samuel.Miller@areva.com]
Sent: Wednesday, September 09, 2009 5:28 PM
To: Thompson, Richard
Subject: Annual Fee

Dick,

I received an invoice in August for my license fee and the forth quarter installment was over $525k – that installment is more than what I though my annual fee in total was going to be for the year ($357k). I know there was to be an adjustment in fees but it was not clear that my fee would more than double. I have a bill dated 11/10/08 that indicates my Total FY2009 Annual Fee was to be $357,800 and this last invoice now indicated my total fee is almost $800k. Can you confirm if this is correct? Also, if this is correct, should I expect a similar scenario in 2010 with my fee doubling again? Thanks in advance for your help.

Regards

Samuel E. Miller
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E-mail Properties

Mail Envelope Properties ()

Subject: RE: Annual Fee
Sent Date: 9/17/2009 11:24:45 AM
Received Date: 9/17/2009 2:02:00 PM
From: Thompson, Richard

Created By: Richard.Thompson@nrc.gov

Recipients:
Samuel.Miller@areva.com (MILLER Eric (AREVA NP INC))
Tracking Status: None
Peter.Habighorst@nrc.gov (Habighorst, Peter)
Tracking Status: None

Post Office:

Files	Size	Date & Time
MESSAGE	309507	9/17/2009
day2-fees-suri-a.pdf	205953	
day2-fees-smith.pdf	89394	

Options
Expiration Date:
Priority: olImportanceNormal
ReplyRequested: False
Return Notification: False

Sensitivity: olNormal
Recipients received: