

MARISOL SANCHEZ

Endress+Hauser, Inc. Greenwood, Indiana USA
www.us.endress.com

December 3, 2013

U.S. Nuclear Regulatory Commission
Office of the Chief Financial Officer
Attn: James Dyer
Mail Stop O-16G4
Washington, DC 20555-0001

Re: *Response to NRC offer concerning request for relief of the back charges in the July 15, 2013 invoice issued by the NRC to Endress+Hauser, Inc. relating to Docket No. 03037942 (hereinafter, "Back Fees").*

Dear Mr. Dyer:

I write in response to your offer letter dated November 21, 2013, concerning Endress+Hauser, Inc.'s ("E+H") request for relief from the \$63,750 in back-fees assessed by the NRC, which consists of \$57,650 for back-charges for fees associated with the newly assessed Code 3N, plus an application fee of \$6,100. Endress+Hauser would like to accept the NRC's offer of (1) an installment loan of up to five years to pay the fees, and (2) a waiver of the standard one percent interest and seven dollar monthly account maintenance fee that the NRC normally charges. Further, Endress+Hauser would like to request a compromise from the invoiced amount of \$63,750 to the amount of \$57,650 due to the unfair financial burden this presents to E+H given E+H's budgetary constraints and revenue deficits that the company will have to make up in subsequent years, and the fact that this was not a foreseen expense or a matter attributable to an error on E+H's behalf, as detailed in E+H's request for relief letter dated September 23, 2013. Therefore, in the interest of fairness and equity and based on the undue financial burden that this presents to Endress+Hauser, we respectfully request a compromised payment in the amount of **\$57,650**, as explained herein.

We appreciate the consideration given to E+H's initial request and the proposed offer, as well as your consideration to E+H's request for a compromised payment. I look forward to hearing from you soon. Thank you.

Very truly yours,



Marisol Sanchez
General Counsel
Endress + Hauser, Inc. (USA)