



OFFICE OF THE
CHIEF FINANCIAL
OFFICER

**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
WASHINGTON, D.C. 20555-0001

May 5, 2016

Mr. Akindolapo O. Akinwande, MD, FACC
Medical Director
Pinnacle Heart Specialists, LLC
1935 North Capitol Avenue, Suite 200
Indianapolis, IN 46202-6403

Dear Mr. Akinwande:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated March 9, 2015, requesting leniency of your annual fees from the full cost fee to the small entity fee under the provision of 10 CFR 171.

The Small Business Act, 15.U.S.C. § 632, allows federal agencies to request approval of its size standards from the Small Business Administration (SBA). The NRC's current small business size standards were approved by the SBA, which uses the North American industry Classification System as a basis for its size standards. The criteria for NRC's small business size standards can be found under 10 CFR 2.810.

In February 2016, Pinnacle Heart Specialists, LLC, applied for the small entity status under section 1B - Small Business. The stipulations that apply to this section are that the business must be a for-profit concern not engaged in manufacturing with average annual gross receipts of \$485,000 or less over the last three completed years. Gross annual receipts include all revenue received or accrued from any source, including receipts of the parent company, any subsidiaries and/or affiliates, and account for both foreign and domestic locations. Receipts include all revenues from sales of products and services, interest, rent, fees, and commissions from whatever sources derived (i.e., not solely receipts from NRC-licensed activities). Your letter agrees with the NRC that the average receipts over the last three completed fiscal years exceed the maximum \$485,000 to qualify for the reduced \$600 annual fee.

At this time, Pinnacle Heart Specialists, LLC, does not meet the NRC's small size standards under section 1B – Small Business. Therefore, I am unable to grant your request for a fee adjustment under 10 CFR 171. However, Pinnacle Heart Specialists, LLC does qualify for the small entity status under section 1A – Small Business. The fee payment for this category is \$2,800 which leaves your company with a remaining balance of \$2,200 due to your previously submitted payment of \$600. NRC will also need you to update your current NRC Form 526 to

reflect the correct small business fee category, and send it back via email to SmallEntity.Resource@nrc.gov. NRC is also attaching a credit card payment form in case your organization may decide to submit the remaining payment via credit card in lieu of submitting a check.

Please contact Mr. William Blaney, of my staff at (301) 415-5092 for any fee related questions.

Sincerely,

/RA/

Maureen E. Wylie
Chief Financial Officer

Enclosures:
As stated

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Sincerely,

/RA/

Maureen E. Wylie
Chief Financial Officer

Enclosures:
As stated

Incoming: ML16083A139
Memo: ML16089A367
Package: ML16125A475

Adams: ☒ Yes ☐ No Initials: _____ SUNSI Review: _____
☒ Publicly Available ☐ Non-Publicly Available ☐ Sensitive ☒ Non-Sensitive

*via e-mail

OCFO 16-00155

OFFICE	OCFO/DPB/BOB1	OCFO/DOC/ARB	OGC	OCFO/DPB/LFPT
NAME	WBlaney	DDAbate	JSuttenberg	MKaplan
DATE	3/29/16	4/5/16	4/19/16	5/4/16
OFFICE	OCFO/DPB	OCFO/DPB	DCFO	CFO
NAME	RAIwein	BFicks	MMuessle	MWylie
DATE	5/4/16	5/4/16	5/4/16	5/5/16

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