



# AEROTEST OPERATIONS, INC.

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August 28, 2019

AEROTEST RADIOGRAPHY AND RESEARCH REACTOR  
DOCKET NO. 50-228/LICENSE NO. R-98.

ATTENTION: Document Control Desk  
NRC's Chief Financial Officer  
U.S. Nuclear Regulatory Commission  
White Flint North  
11555 Rockville Pike  
Rockville, MD 20852-2738

Subject: Rescind FY 2019 Annual Fee

Ladies and Gentlemen:

I am requesting that the annual fee for the fiscal year 2019 be rescinded for the reactor license R-98, docket number 50-228. Aerotest Operations, the license holder, declared cessation of operation on December 6, 2018. (The reactor has not operated since 2013.) The initial submission for the license amendment for fuel-possession-only was submitted on March 21, 2019 with additional supplemental information for inclusion submitted in written communications dated June 28 and August 14, 2019. The license amendment review is currently under way by the NRC staff (NRC letter dated July 30, 2019).

This request is supported by the language in 42 USC 2214 that state fees should be "for services or a thing of value" to the operating part 50 licensees; this belief is also reflected in the language found in 10 CFR 171.15(f). (ARRR is no longer an operational reactor.) Also, NUREG 1537-17.1.2 states. "If a non-power reactor is subject to annual licensing fees, the granting of a possession-only license amendment also removes the basis for annual fees." Aerotest Operations' intent is clear and has acted responsibly in seeking an amended license, thus, should not be penalized for NRC and Licensee review limitations.

Should you have any questions or require additional information regarding this submission, please contact AO President David M. Slaughter, Ph.D. at (801) 631 5919 or [dmsraven@gmail.com](mailto:dmsraven@gmail.com).

I declare under penalty of perjury that the statements above are correct and truthful.

Sincerely yours,

David M. Slaughter, Ph.D.  
President, Reactor Administrator, Manager  
Aerotest Operations, Inc.

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