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PROPOSED RULE **PR** 71,170,171 (56FR14870)

**WESTMORELAND RADIATION ONCOLOGY CENTER**

559 Shearer Street—Greensburg, Pennsylvania 15601  
Telephone: (412) 832-4260

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William J. Sieper, D.O., Director  
Carol J. Scicutella, D.O.

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Daniel A. Berkley, B.Sc., Physicist  
Robert P. Specht, M.Sc., Physicist

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Washington, D.C. 20555  
Attn: Docketing and Service Branch

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To Whom It May Concern:

The following information is submitted in response to the proposed revision in the fee schedule in 10CFR170 and 171 as published in the Federal Register notice dated April 12, 1991.

In question is Section 171.16 regarding the fee to be imposed on all category 7C licensees of \$570.00 per annum for low level radioactive waste activities. This fee is to be imposed across the board without exception.

This section assumes that all category 7C licensees generate and dispose of radioactive waste through a broker to a licensed disposal facility. This is not the case at our facility.

Radioactive waste that is generated is held for decay and disposed of either by incineration, release to regular trash, returned to the radiopharmacy or, in the case of generators, returned to the manufacturer. Complete and comprehensive records are kept regarding the dates and method of disposal. We therefore feel that this fee is inappropriate.

We hope that this information is helpful in removing this added fee from the final rule for those facilities in our situation or allowing for an exemption of exception to policy.

Sincerely,

*Daniel A. Berkley*

Daniel A. Berkley  
Radiation Safety Officer

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