

(Pls Return 396-33)

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
General Electric Company) Byproduct Material
Aircraft Engine Group)
Cincinnati, Ohio 45215) License 34-00499-10 30-5623

ORDER TO SHOW CAUSE

I

General Electric Company, Aircraft Engine Group, Cincinnati, Ohio 45215 ("the licensee") is the holder of Byproduct Material License 34-00499-10 ("the license") issued by the Nuclear Regulatory Commission ("the Commission"). The license authorizes the possession and use of byproduct material under certain conditions specified therein. This license was originally issued on June 5, 1968. The present expiration date of the license is August 31, 1983.

II

On February 2, 1982, the licensee's activities authorized by License 34-00499-10 and located at Neuman Way, Cincinnati, Ohio and the licensee's test site in Peebles, Ohio, were inspected by a representative(s) of the NRC Office of Inspection and Enforcement for health and safety purposes. On April 5, 1982, the Commission sent Invoice 0579P to the licensee requesting payment within 30 days of the inspection fee of \$720 required by 10 CFR 170 of the Commission's regulations. On May 4, 1982, the Commission responded to the licensee's return of Invoice 0579P. A second notice of payment due, together with a Notice of Violation, was sent to the licensee on May 5, 1982. A final notice of payment due was sent to the licensee on June 7, 1982. To date the fee required by Part 170 has not been paid by the licensee.

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III

In view of the foregoing and pursuant to the Atomic Energy Act of 1954, as amended and the regulations in 10 CFR Parts 2, 30, 34, and 170, IT IS HEREBY ORDERED THAT:

1. The licensee show cause, in the manner hereinafter provided, why License 34-00499-10 should not be revoked permanently.

The licensee may, within twenty days of the date of receipt of this Order, file a written answer to this Order and may also request a hearing within said twenty-day period. Any answer filed shall specifically admit or deny such allegation made in Section II above, and may set forth the matters of the fact and law upon which the licensee relies. If a hearing is requested, the Commission will issue an Order designating the time and place of hearing. Upon failure of the licensee to file an answer within the time specified, the Director of Administration or the undersigned will, without further notice, issue an Order revoking License 34-00499-10.

In the event the licensee files a timely answer and requests a hearing within the time specified, the issues to be considered at such hearing shall be (1) whether the licensee violated the Commission's regulations as specified in Section II above; and (2) whether the subject license should be permanently revoked.

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In lieu of filing an answer to this Order, the licensee may pay the prescribed inspection fee within twenty days of the date of receipt of this Order. In the event the licensee remits the required fee within said twenty-day period, the Nuclear Regulatory Commission will issue an Order terminating this proceeding. Otherwise, the foregoing procedure for revocation of the license shall be followed.

FOR THE NUCLEAR REGULATORY COMMISSION

Original Signed by
Wm. O. Miller

William O. Miller, Chief
License Fee Management Branch
Office of Administration

Dated at Bethesda, Maryland
this 26th day of July, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

DISTRIBUTION:
LFMB Orders File
License File
PDR
RFonner, OELD
WEManion, ORM
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OFFICE ▶	LFMB:ADM	✖RM&XAX	OELD	NMSS	ORM	LFMB:ADM
SURNAME ▶	KKohler:f		RFonner	VMiller	WEManion	WOMiller
DATE ▶	7/13/82		7/19/82	7/21/82	7/13/82	7/15/82