

UNITED STATES  
NUCLEAR REGULATORY COMMISSION

In the matter of

Docket No.  
License No.

DEMAND FOR INFORMATION

I

(licensee) holds source materials License No. (license), issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 C.F.R. Part 40. The License authorizes the Licensee to use and possess source material in accordance with the terms and conditions specified therein and the applicable regulations.

II

As of July 27, 1960, the Licensee was required to comply with 10 C.F.R. § 40.36 of the Commission's regulations, which requires licensees with quantities of licensed material that the Licensee is authorized to possess to submit either a decommissioning funding plan or a certification of financial assurance for decommissioning in the amount prescribed in 10 C.F.R. § 40.36, in accordance with the criteria set forth in that section. The NRC staff has not yet received the Licensee's response to this requirement. Therefore, the Licensee appears to be in violation of this requirement.

The violation of the requirements of 10 C.F.R. § 40.36 is a significant regulatory concern to the NRC staff. Therefore, further information is needed to determine whether the Commission can have reasonable assurance that the Licensee will satisfy the requirements of 10 C.F.R. § 40.36 and otherwise conduct its activities in accordance with the Commission's requirements.

III

Accordingly, pursuant to sections 161c, 161o, 182, and 186 of the Atomic Energy Act of 1954, as amended, and 10 C.F.R. § 40.31(b), in order for the Commission to determine whether your license should be modified, suspended, or revoked, or other enforcement action taken to ensure compliance with NRC regulatory requirements, the Licensee is required to submit to the Administrator, Region III, 799 Roosevelt Road, Glen Ellyn, IL 60137, within 30 days of the date of this Demand for Information, the following information, in writing and under oath or affirmation:

1. If the Licensee believes that 10 C.F.R. § 40.36 does not apply to it, the basis for that determination (if the Licensee determines that it is not subject to 10 C.F.R. § 40.36, the Licensee need not satisfy the remaining requirements in this Demand for Information unless notified by the Regional Administrator, Region III);
2. If the Licensee has already submitted a surety instrument to the NRC, the date the Licensee submitted the surety and the address the Licensee sent it to (if the Licensee has already submitted a surety instrument to the NRC, the Licensee need not satisfy the remaining requirements in this Demand for Information unless notified by the Regional Administrator, Region III);

3. Whether the Licensee has obtained a commitment from a financial institution to provide the required financial instrument;
4. If the Licensee has obtained a commitment from a financial institution to provide the required financial instrument, when the Licensee expects to provide the instrument to the NRC and, if the Licensee does not provide the instrument within 30 days of the date of this Demand for Information, a complete explanation of why not must be provided in its place;
5. If the Licensee has not obtained a commitment from a financial institution to provide the required financial instrument, a complete description of why the Licensee has not obtained the required instrument, including:
  - a) the names, addresses, and telephone numbers of the financial institutions and individual persons at those institutions the Licensee has contacted in order to obtain the required instrument and the dates of principal contacts; and
  - b) if the Licensee has applied to one or more financial institutions for a financial assurance instrument and the application or applications have been denied, copies of i) the applications and denials, ii) the Licensee's most recent audited balance sheet showing all assets and liabilities, iii) the Licensee's most recent audited profit and loss statement, iv) the Licensee's federal tax returns for the last three years, and v) an explanation of why the applications were denied;
6. If the Licensee does not provide the required financial instrument within 30 days of the date of this Demand for Information:
  - a) describe all disposals of radioactive material that have been made on site under 10 C.F.R. § 20.302 or § 20.304, including records of the disposals indicating their location, number, isotope description, quantities, and dates of disposal;
  - b) describe the nature of any contamination of buildings, equipment, soil, or groundwater, including area or volume contaminated, isotope, and concentrations per unit area or volume;
  - c) describe the nature of any radioactive material in storage either as inventory, in production, or waste;
  - d) describe any increase in the amount of accumulated radioactive waste or contamination of buildings, equipment, soil, or groundwater resulting from continuing operations, including the type of waste or contamination, its location, and the rate of increase per month;
  - e) describe current plans to remove stored waste or decontaminate buildings, equipment, soil, or groundwater, including a schedule, identification of the repository proposed to receive the waste or contaminated materials, and the source of funds for implementing the plans; and

7. If the Licensee does not submit the required instrument within 30 days of the date of this Demand for Information, the Licensee shall provide a statement demonstrating why the NRC staff should have confidence that the Licensee will be able to fully decontaminate its site or sites by the expiration date of its current license.

A copy shall also be sent to the Director, Division of Low-Level Waste Management and Decommissioning, Office of Nuclear Material Safety and Safeguards, Washington, D.C. 20555.

After reviewing your response, the NRC will determine whether further action is necessary to ensure compliance with regulatory requirements.

FOR THE NUCLEAR REGULATORY COMMISSION

~~Printed name of~~

~~A. Bert Davis~~

A. Bert Davis  
Regional Administrator

Dated at Glen Ellyn, Illinois  
this 2nd day of November 1990

name`address`docket`license`

GE/Rueter Stokes, Inc.  
8499 Darrow Road  
Twinsburg, OH 44087  
04008965  
SUB-1522

Honeywell, Inc.  
5640 Smetama Drive, MND4-1345  
Minnetonka, MN 55343  
04008830  
SUB-1430

Morgan Matroc, Inc.  
232 Forbes Road  
Bedford, OH 44146-5478  
04008983  
SUB-1531

Allison Gas Turbine Division  
P.O. Box 420, Mail Stop S-44A  
Indianapolis, IN 46024  
04000044  
STB-204

Department of the Army  
Savanna, IL 61074  
04008789  
SUC-1394

Department of the Army  
4300 Goodfellow Boulevard  
St. Louis, MO 63120  
04008835  
STB-1433

Babcock & Wilcox Co.  
1562 Beeson Street  
Alliance, OH 44601  
04008474  
SUB-1259

University of Cincinnati  
Cincinnati, OH 45267  
04002678  
SUD-265

Climax Specialty Metals  
21801 Tungsten Road  
Cleveland, OH 44117-1117  
04008155  
STB-1161

Edison Inst.  
20900 Oakwood  
Dearborn, MI 48124  
04008792  
SUC-1406

Equipment Merchants Intl, Inc.  
1203 W. 65th Street  
Cleveland, OH 44102  
04008836  
SUC-1429

General Electric Co.  
1 Jimson Road  
Cincinnati, OH 45215  
04000659  
STB-53

Hitchcock Ind., Inc.  
8701 Harriet Avenue, South  
Minneapolis, MN 55420  
04008798  
SMB-1404

Mason & Hanger-Silas Mason Co., Inc.  
Middleton, IA 52638  
04008772  
SUC-1381

Minnesota Mining & Mfg. Co.  
3M Center  
St. Paul, MN 55144-1000  
04008135  
STB-1129

Multi-Arc Scientific Coatings  
1990 Christensen Avenue  
West St. Paul, MN 55118  
04008918

SUB-1491

National Aeronautics & Space Adm.  
21000 Brookpark Road  
Cleveland, OH 44135  
04000531  
SMB-689

University of Notre Dame  
Notre Dame, IN 46556  
04002674  
SUD-197

Purdue University  
Civil Engineering Bldg. B173  
West LaFayette, IN 47907  
04002681  
SUD-296

RMI, Inc.  
P.O. Box 579  
Ashtabula, OH 44004  
04002384  
SMB-602

Samuel G. Keywell Company  
3075 Lonyo Avenue  
Detroit, MI 48209  
04008951  
STB-1515

Smith Industries  
4141 Eastern Avenue S.E.  
Grand Rapids, MI 49508  
04007650  
SUB-924

Valentec Olivette  
9315 Olive Blvd.  
St. Louis, MO 63132  
04008954  
SUC-1517

Valparaiso University  
Valparaiso, IN 46383  
04001849

SUD-705

Wayne State University  
Detroit, MI 48226  
04002497  
SUD-232

Youngstown State University  
410 Wick Avenue  
Youngstown, OH 44555  
04008819  
SUD-1417

Allied-Signal, Inc.  
P.O. Box 430  
Metropolis, IL 62960  
04003392  
SUB-526

Kerr-McGee Chemical Corp.  
Kerr-McGee Center  
Oklahoma City, OK 73125  
04002061  
STA-583

Chemetron Corp.  
Two Oliver Plaza, P.O. Box 456  
Pittsburgh, PA 15230  
04008724  
SUB-1357

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