

THE DETROIT INSTITUTE OF ARTS

April 6, 1993

Ms. Glenda Jackson
Senior Fee Policy and Rules Analyst
License Fee and Debt Collection Branch
Division of Accounting and Finance
Office of the Controller
The U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Ms. Jackson,

This letter is a response to your letter of March 22, 1993 in which you unfortunately reject our case for small entity status, and stipulate the fees still owed by the Detroit Institute of Arts -- that is, those owed in addition to the payment of \$1,600 that we already made on February 8, 1993.

Let me express my gratitude to the NRC for reviewing our case and therefore cancelling the annual fees for the sealed sources under our "storage only" Materials License 21-20230-01 (Invoices AM05801-91 and AM04871-92). However, I am having a few problems justifying some of the figures you give in your letter concerning the amount still owed on Registration NR 0250D101S (Invoices AM05802-91 and AM04872-92). I have listed these individual points of confusion below:

- (a) First, and perhaps it is a very trivial point, is that our custom device Registration No. is NR 0250D101S -- not NR 0350D101S as given in the letter.
- (b) Second, you state that the balance due on Invoice AM05802-91, after application (i.e., subtraction) of our \$1,600 payment is \$2,474.67, and after addition of \$400.88 in interest, penalties and administrative charges, is \$2,515.99. However, when I add \$2,474.67 and \$400.88, I get \$2,875.55. Also, you state that the balance due for Invoice AM04872-92 is \$4,650 plus interest, penalties, etc. of \$41.32 for a total of \$5,050.88. I get a figure of \$4,691.32 for this calculation. You thus appear to be asking us to pay an additional amount of \$2,515.99 + \$5,050.88 = \$7,566.87.

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Samuel Sachs II, Director
Maurice D. Parrish, Deputy Director

The City of Detroit: Coleman A. Young, Mayor. The Arts Commission: A. Alfred Taubman, President - Joseph L. Hudson, Jr., Vice President
Leon S. Colan - Mrs. Edvin Davenport - Mrs. Walter B. Ford II - The Honorable Damon J. Keith - David Baker Lewis

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- (c) It is true that taking my recalculated figures of \$2,875.55 and \$4,691.32, they add up to give your original figure of \$7,566.87 for the balance due. However, I believe that the calculation of balance due on Invoice AM05802-91 contains a further error: it appears that you have used a figure for the original invoice (before interest, etc. charges) of $\$2,474.67 + \$1,600 = \$4,074.67$. In actual fact, the original amount of Invoice AM05802-91 is \$3,200 (see enclosure). Thus, I think that the balance owed on this invoice should be about $\$3,200 - \$1,600 + \$400.88 = \$2,000.88$ and possibly less, since I took your figure of \$400.88 for interest, etc. charges. If, however, this interest charge is calculated on an erroneously high original invoice amount, then it would be less than stated in the letter and should be recalculated.
- (d) There is some good news -- the balance due on Invoice AM04872-92 is based on a demonstrably correct figure of \$4,650 for the original invoice amount (see enclosure). I accept your figure of \$41.32 for interest, etc., charges, leading to a recalculated balance of \$4,691.32, as described above.

In summary: based on the foregoing considerations, I believe that the DIA owes a maximum balance of $\$2,000.88 + \$4,691.32 = \$6,692.20$, and not the \$7,566.87 stated in your letter. I would therefore greatly appreciate your reviewing these figures and recomputing (as necessary) the amount of money we still owe the NRC. Also, I feel that it would be only fair if you could arrange to waive any further interest, penalty and administrative charges that will accumulate between March 22, 1993 and the time that this matter is settled.

Sincerely,



Leon P. Stodulski
Senior Research Scientist
Conservation Services Laboratory

LPS/JK

cc: M. Parrish
A. Ackerman
R. Ellis

