

DL 93-337

*Handwritten signatures and notes:*  
K. Higgins for  
Taylor  
Lynch  
Hupka  
C. E. ...



# PONCE SCHOOL OF MEDICINE

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August 20, 1993

James M. Taylor  
Executive Director for Operations  
UNITED STATES NUCLEAR  
REGULATORY COMMISSION  
Washington, DC 20555-0001

Dear Mr. Taylor:

Since the original application for the NRC Material License (License NO. 52-19547-01), Ponce School of Medicine has been exempt from amendments, renewal, and inspection fees under 10 CFR 70.11 (a)(4), and from annual fees under 10 CFR 171.11. The general exemption to our license was based on the fact that the primary role of the Ponce School of Medicine is education.

However, more recently we have received a FY Annual Materials Fee invoice from your office (Invoice NO. AM00094-93) requesting the payment of \$5,720.00, including a surcharge amount. As we understand, this initiative responds to revisions of NRC regulations which includes the revocation of the exemption for nonprofit educational institutions as described in 10 CFR 171.

In that regard, considering the relatively limited size and scope of our Material License as well as the current financial situation at Ponce School of Medicine, we feel that the \$5,720.00 requested as payment for the Annual Material Fee is in excess to our limitations.

Under these circumstances, we are formally filling an exemption request for the annual fees. Ponce School of Medicine is a small, private, and non-profit institution located in the Southern area of Puerto Rico, in the City of Ponce. The current average number of employees of the organization is around 150, including academic and non-academic personnel. Since its foundation, the primary role of Ponce School of Medicine has been education towards the M.D. degree and, more recently, we have initiated a Ph.D. Program in Biomedical Sciences.

The materials authorized by our NRC license are used in the basic research activities of seven responsible individuals: Drs. José A. Torres, Carmen M. Mercado, Edward H. Eylar, Yasuhiro Yamamura, Federico Montealegre, Arthur L. Hupka, and Jaime Puig, and in the training of students in the Graduate Program.

In terms of the financial situation of Ponce School of Medicine, the total annual receipts, as defined by the Small Business Administration (SBA), for the 1992 fiscal year amounted to about \$5,000,000, and the proximate networth was around \$160,000.

Letter to U.S. Nuclear Regulatory Commission


Page 2

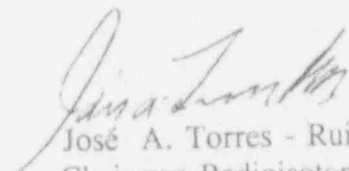
August 20, 1993


We hope that after taking into consideration the points we have here expressed, our petition for exemption of annual fees as well as amendments, renewal, and inspection charges will be granted.

We expect to hear favorable news from your Office in the near future.

Cordially,

  
Mrs. Carmen Irizarry  
Radiation Safety Officer

  
José A. Torres - Ruiz, Ph.D.  
Chairman Radioisotope Comm.

  
Mrs. Nilsa Manfredy, CPA  
Financial Officer

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