

Valparaiso University  
Department of Physics and Astronomy  
ATTN: Mr. Donald D. Koetke  
Professor of Physics  
Department of the Chair, RSO  
Valparaiso, Indian 46383-6493

APR 28 1994

Gentlemen:

This is in response to your letter dated August 18, 1993, concerning annual fee Invoice AM00413-93 for License SUD-705.

On March 17, 1994, the Commission published in the Federal Register a Notice of its decision to reinstate the annual fee exemption for nonprofit educational institutions.

Enclosed is a copy of a March 23, 1994, Notice to all licensees and the March 17, 1994, Federal Register Notice attached thereto which were recently sent to all Commission licensees.

Please review the Notice and contact us if you have any questions.

Sincerely,

(Signed) Diane B. Dandois

Diane B. Dandois, Chief  
License Fee & Debt Collection Branch  
Division of Accounting & Finance  
Office of the Controller

Enclosure:  
As stated

cc: Alan F. Harre, University President

Roy A. Autensen, University Provost

Philip N. Gibertson, Dean  
College of Arts and Sciences

DISTRIBUTION

B22 Materials Annual Fee Correspondence (w/copy inc.)

Invoice File AM00413-93

License File SUD-705 (w/copy inc.)

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## DEPARTMENT OF PHYSICS AND ASTRONOMY

Valparaiso University  
Valparaiso, Indiana 46383  
18 August 1993

Ms. Diane Dandois, Chief  
License Fee and Debt Collection Branch  
Office of the Controller  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Dear Ms. Dandois:

In response to the NOTICE TO NONPROFIT EDUCATIONAL INSTITUTION LICENSEES dated 6 August 1993, we are herewith requesting an exemption from the annual fees assessed on our licenses: SUD-705 (\$8,920) and 13-06711-01 (\$2,120). Under (1) in the above NOTICE it is stated that "the Commission expects to approve shortly the pertinent considerations that should be addressed in exemption requests and will provide this guidance via direct mailing or notice in the Federal Register." We are advised by your offices that these "guidelines" are as yet unavailable. Nonetheless, it appears prudent for us to formally state our appeal at this time.

*The rationale for this request is the inability of the institution to pay these fees. The amount of these fees is larger than our entire annual department operational budget for all courses in physics and astronomy.*

To put this into perspective, Valparaiso University has had licenses with the NRC since 1959 and in particular, the SUD-705 has been in effect for these 35 years. During that period of time, we have helped to educate and prepare many students for productive careers in the nuclear power industry, for entrance into the U. S. Navy nuclear training program, for Ph.D.'s in nuclear physics, nuclear engineering, radiation health physics, nuclear medicine, elementary particle physics and more. This component of our physics curriculum has been exemplary and a model for other schools.

Failure to grant this requested exemption will cause Valparaiso University to cease many of these educational activities in nuclear science and leave these many students in the present classes as well as those to come without the benefit of this significant component in their educational development and career preparation. Fees of this magnitude are simply beyond our ability to remit on an annual basis. We run a lean, cost-effective, and excellent educational program in undergraduate nuclear science which results in benefits to many sectors of the United States industrial, medical, and scientific communities.

~~9311190019~~

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~~9311190019~~

Ms. Diane Dandois  
U. S. Nuclear Regulatory Commission  
Page 2


We appeal for your favorable consideration of our request. If there are additional matters which should be addressed or you should wish that we restate our case based on the forthcoming "guidelines" please advise us accordingly.

Respectfully submitted,

  
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Donald D. Koetke, Professor of Physics  
Department Chair, Chief RSO

  
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Alan F. Harre, University President

  
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Roy A. Austensen, University Provost

  
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Philip N. Gilbertson, Dean  
College of Arts and Sciences

c. James Taylor, Executive Director for Operations

VALPARAISO UNIVERSITY  
NEILS SCIENCE CENTER

VALPARAISO, IN 46383  
FAX: (219) 464-5489

Please deliver these pages to:

Name Ms. Diane Daudois Company U.S. NRC

Mail Stop (Local address) LICENSE FEE AND DEBT COLLECTION Telephone \_\_\_\_\_

FAX number: (301) 492-7197

This transmission sent on behalf of:

Name DONALD D. KOENIG Department Physics & Astronomy

Telephone: (219) 464-5377

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If this transmission is unclear, OR if you do not receive ALL pages, OR if you require additional information or assistance, please call (219) 464-5369.

NUMBER OF PAGES (INCLUDING THIS COVER PAGE) 3.

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MESSAGE:

*Original letter will follow in U.S. Post.*

*Thank you.*

*D.*