

COPY

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Kutztown University

of the Pennsylvania State System of Higher Education
Kutztown, Pennsylvania 19530

Vice President for Administration and Finance
(215) 683-4106

January 14, 1991

Mr. Glenn Roberts
U. S. Nuclear Regulatory Commission
Region I
475 Allendale Road
King of Prussia, PA 19406

Re: Mail Control #112181

Dear Mr. Roberts:

Enclosed is a completed Application for Material License (#37-13169-01) along with an Attachment to NRC Form 313 (9-88) and a check in the amount of \$380.00.

Hopefully, this will resolve the dilemma regarding the irradiator that our Biology Department has in their possession.

Sincerely yours,

Basil Y. Scott

BYS:mms
Encl.
cc: Dr. Collings
Dr. Ed Vitz

9102190080 910114
REG1 LIC30
MATLSLICENSING PDR

*License Fee Information
on Application*

an equal opportunity/affirmative action employer

130050

OFFICIAL FILE COPY

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112181
JAN 16 1991

APPLICATION FOR MATERIAL LICENSE

INSTRUCTIONS: SEE THE APPROPRIATE LICENSE APPLICATION GUIDE FOR DETAILED INSTRUCTIONS FOR COMPLETING APPLICATION. SEND TWO COPIES OF THE ENTIRE COMPLETED APPLICATION TO THE NRC OFFICE SPECIFIED BELOW.

APPLICATIONS FOR DISTRIBUTION OF EXEMPT PRODUCTS FILE APPLICATIONS WITH:

U.S. NUCLEAR REGULATORY COMMISSION
DIVISION OF INDUSTRIAL AND MEDICAL NUCLEAR SAFETY, NMSS
WASHINGTON, DC 20555

ALL OTHER PERSONS FILE APPLICATIONS AS FOLLOWS, IF YOU ARE LOCATED IN:

CONNECTICUT, DELAWARE, DISTRICT OF COLUMBIA, MAINE, MARYLAND, MASSACHUSETTS, NEW HAMPSHIRE, NEW JERSEY, NEW YORK, PENNSYLVANIA, RHODE ISLAND, OR VERMONT, SEND APPLICATIONS TO:

U.S. NUCLEAR REGULATORY COMMISSION, REGION I
NUCLEAR MATERIALS SAFETY SECTION B
475 ALLENDALE ROAD
KING OF PRUSSIA, PA 19406

ALABAMA, FLORIDA, GEORGIA, KENTUCKY, MISSISSIPPI, NORTH CAROLINA, PUERTO RICO, SOUTH CAROLINA, TENNESSEE, VIRGINIA, VIRGIN ISLANDS, OR WEST VIRGINIA, SEND APPLICATIONS TO:

U.S. NUCLEAR REGULATORY COMMISSION, REGION II
NUCLEAR MATERIALS SAFETY SECTION
101 MARIETTA STREET, SUITE 2900
ATLANTA, GA 30323

IF YOU ARE LOCATED IN:

ILLINOIS, INDIANA, IOWA, MICHIGAN, MINNESOTA, MISSOURI, OHIO, OR WISCONSIN, SEND APPLICATIONS TO:

U.S. NUCLEAR REGULATORY COMMISSION, REGION III
MATERIALS LICENSING SECTION
799 ROOSEVELT ROAD
OLEN ELLYN, IL 60137

ARKANSAS, COLORADO, IDAHO, KANSAS, LOUISIANA, MONTANA, NEBRASKA, NEW MEXICO, NORTH DAKOTA, OKLAHOMA, SOUTH DAKOTA, TEXAS, UTAH, OR WYOMING, SEND APPLICATIONS TO:

U.S. NUCLEAR REGULATORY COMMISSION, REGION IV
MATERIAL RADIATION PROTECTION SECTION
611 RYAN PLAZA DRIVE, SUITE 1000
ARLINGTON, TX 76011

ALASKA, ARIZONA, CALIFORNIA, HAWAII, NEVADA, OREGON, WASHINGTON, AND U.S. TERRITORIES AND POSSESSIONS IN THE PACIFIC, SEND APPLICATIONS TO:

U.S. NUCLEAR REGULATORY COMMISSION, REGION V
NUCLEAR MATERIALS SAFETY SECTION
1460 MARIA LANE, SUITE 210
WALNUT CREEK, CA 94596

PERSONS LOCATED IN AGREEMENT STATES SEND APPLICATIONS TO THE U.S. NUCLEAR REGULATORY COMMISSION ONLY IF THEY WISH TO POSSESS AND USE LICENSED MATERIAL IN STATES SUBJECT TO U.S. NUCLEAR REGULATORY COMMISSION JURISDICTION.

1. THIS IS AN APPLICATION FOR (Check appropriate item):

- A. NEW LICENSE
- B. AMENDMENT TO LICENSE NUMBER _____
- C. RENEWAL OF LICENSE NUMBER 37-13169-01

2. NAME AND MAILING ADDRESS OF APPLICANT (Include Zip Code):

Office of Administration and Finance
Kutztown University
Kutztown, PA 19530

3. ADDRESS(ES) WHERE LICENSED MATERIAL WILL BE USED OR POSSESSED:

Department of Biology
Kutztown University
Kutztown, PA 19530

4. NAME OF PERSON TO BE CONTACTED ABOUT THIS APPLICATION:

Dr. Edward Vitz, Department of Physical Sciences

TELEPHONE NUMBER:

215-683-4443

SUBMIT ITEMS 5 THROUGH 11 ON 8 1/2 x 11" PAPER. THE TYPE AND SCOPE OF INFORMATION TO BE PROVIDED IS DESCRIBED IN THE LICENSE APPLICATION GUIDE.

5. RADIOACTIVE MATERIAL
a. Element and mass number, b. chemical and/or physical form, and c. maximum amount which will be possessed at any one time.

6. PURPOSE(S) FOR WHICH LICENSED MATERIAL WILL BE USED.

7. INDIVIDUAL(S) RESPONSIBLE FOR RADIATION SAFETY PROGRAM AND THEIR TRAINING AND EXPERIENCE.

8. TRAINING FOR INDIVIDUALS WORKING IN OR FREQUENTING RESTRICTED AREAS.

9. FACILITIES AND EQUIPMENT.

10. RADIATION SAFETY PROGRAM.

11. WASTE MANAGEMENT.

12. LICENSEE FEES (See 10 CFR 170 and Section 170.31)

FEE CATEGORY E AMOUNT ENCLOSED \$ 360.00

13. CERTIFICATION: (Must be completed by applicant) THE APPLICANT UNDERSTANDS THAT ALL STATEMENTS AND REPRESENTATIONS MADE IN THIS APPLICATION ARE BINDING UPON THE APPLICANT.

THE APPLICANT AND ANY OFFICIAL EXECUTING THIS CERTIFICATION ON BEHALF OF THE APPLICANT, NAMED IN ITEM 2, CERTIFY THAT THIS APPLICATION IS PREPARED IN CONFORMITY WITH TITLE 10, CODE OF FEDERAL REGULATIONS, PARTS 30, 32, 33, 34, 35, AND 40 AND THAT ALL INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF.

WARNING: 18 U.S.C. SECTION 1001 ACT OF JUNE 25, 1948, 62 STAT. 749 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.

SIGNATURE—CERTIFYING OFFICER

TYPED/PRINTED NAME

TITLE

DATE

Basil Y. Scott

Dr. Basil Y. Scott

Vice President
Administration & Finance

01/14/91

FOR NRC USE ONLY

TYPE OF FEE <u>APP</u>	FEE LOG <u>Jan 21/91</u>	FEE CATEGORY <u>EX 3E</u>	COMMENTS <u>Expired 37-13169-01</u>
AMOUNT RECEIVED <u>3380</u>	CHECK NUMBER <u>62743 Returned</u>	FREE EXEMPT	

APPROVED BY

SK

112181
DATE

1/25/91

CONVERSATION RECORD

TIME
3:30

DATE
12-5-90

TYPE

VISIT

CONFERENCE

TELEPHONE

INCOMING

OUTGOING

ROUTING

NAME/SYMBOL	INT

Location of Visit/Conference:

NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU

ORGANIZATION (Office, dept., bureau, etc.)

TELEPHONE NO.

Boyd Scott V.P. of Adm & Finance Kutztown Univ. 683-4106

SUBJECT

Exp. license

SUMMARY

Inquired about status of new submission.

He state he passed information along to Chairman of the Biology Dept. w/ instructions to complete ASAP.

He will call me back by Friday 12-7-90 to let me know when to expect application

12-18-90 J. White left message to call

1-4-91 Mr. Scott stated Head of Biology told him he sent info in mid-Dec. Mr. Scott asked for a copy but never received it. I informed Mr. Scott that this needs immediate attention! He promised response w/in one week (1-11-91)

ACTION REQUIRED

NAME OF PERSON DOCUMENTING CONVERSATION

SIGNATURE

DATE

ACTION TAKEN

SIGNATURE

TITLE

DATE



Kutztown University

of the Pennsylvania State System of Higher Education
Kutztown, Pennsylvania 19530

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Vice President for Administration and Finance
(215) 683-4100

September 11, 1990

Mr. Glenn Roberts
U. S. Nuclear Regulatory Commission
Region I
475 Allendale Road
King of Prussia, PA 19406

Re: Mail Control #112181

Dear Mr. Roberts:

It is my understanding from our conversation last Friday (September 7, 1990) that Kutztown University needs to apply for restoration of its license to possess an irradiator, even though we have no plans to use it but intend only to keep it in storage.

From that same conversation, I understand that you will send me a copy of Regulatory Guide 10.9. I assure you that the Biology Department, on the University's behalf, will respond promptly to all appropriate items therein. We will also commit to surveying the area around the stored irradiator periodically, as is required.

We look forward to a mutually satisfactory resolution of this matter.

Sincerely yours,

Basil Y.

SEP 11 07 53 06

BYS:mms

"SECTION C"

an equal opportunity/affirmative action employer

SEP 20 1990

112181

FEB 01 1991

Kutztown University
ATTN: Dr. Basil Y. Scott
Vice President
Administration & Finance
Kutztown, PA 9530

Gentlemen:

Enclosed is Check No. 62743 (\$380) which accompanied your January 14, 1991, application for a materials license.

Section 170.11(a)(9) of Part 170, copy enclosed, provides that no fees will be required for "A license for possession and use of byproduct material, source material, or special nuclear material applied for by, or issued to an agency of a state or any political subdivision thereof." The Kutztown University is therefore, exempt from payment of license fees.

Your application has been sent to the Licensing staff for processing.

Sincerely,
Signed by
Maurice Messier

Maurice Messier
License Fee and Debt Collection Branch
Division of Accounting and Finance
Office of the Controller

Enclosures:

1. Check No. 62743 (\$380)
2. 10 CFR 170

DISTRIBUTION:

S/F Copy
OC/DAF R/F
LFDCB R/F (2)
DW/MISCFM/KUTZTOWN

OFFICE :OC/LFDCB *h*
SURNAME:SKimberley:bg
DATE :1/31/91

OC/LFDCB *h*
MMessier
1/31/91

OC/LFDCB *h*
GJackson
1/31/91