

DL-091996-09



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20545-0001

September 19, 1996

Nelson Excavating, Inc.
ATTN: Mr. James C. Nelson
P.O. Box 298
Thomas, WV 26292

Dear Mr. Nelson:

I am responding to your August 15, 1996, letter in which you responded to our October 24, 1995, Order Suspending License for non-payment of Invoice No. AM3755-93. In that Order you were given 30 days in which to provide full payment, to request a hearing, to challenge the immediate effectiveness of the Order, to request an extension of time, or to dispute the accuracy of any facts stated in the Order. A response to the Order was not received within the 30-day period; therefore, License No. 47-24923-02 was subsequently suspended effective November 24, 1995. Your account was then referred to the Department of Treasury for collection on February 5, 1996.

On March 19, 1996, you remitted payment of \$2,873.48. After applying this payment and paying the Department of Treasury their collection fee of 18 percent, there was a remaining balance due of \$535.96. You subsequently paid \$535.96 on August 27, 1996.

In addition, you were issued Invoice No. AM6063-96 in the amount of \$800 on August 22, 1996, since you had a valid license on October 1, 1995, the beginning of fiscal year 1996. This amount is due and payable. It is our intention to refer your FY 1996 debt to the Department of Treasury for collection within 90 days from the invoice date if payment in full is not received. A copy of your August 15, 1996, letter has been forwarded to Region II for appropriate action.

Sincerely,

A handwritten signature in cursive script that reads "Leah P. Tremper".

Leah P. Tremper, Chief
Accounts Receivable Section
License Fee and Accounts Receivable Branch
Division of Accounting and Finance
Office of the Controller

cc: David Collins, Region II