



ANDERSON COLUMBIA CO., INC.

P.O. Box 1829 • Lake City, FL 32056-1829
(904) 752-7585 • Fax # 755-5430

September 6, 1996

Dr. Bruce S. Mallett, Director
Division of Nuclear Materials Safety
U.S. Nuclear Regulatory Commission
Region II
101 Marietta St. N.W. Suite 2900
Atlanta, GA 30323-0199

Subject: Response to an Apparent Violation in Inspection Report No. 999-90002 / 96-04

Dear Dr. Mallett:

In response to the violation cited in the subject report, I would like for you to know first of all that we do not disagree with any of the information contained in this report. We realize that ignorance of the law is no excuse; however, it is important that you know these violations were not made intentionally.

During the preconstruction conference for the Eglin AFB project we met with all of the Base officials representing the areas of safety, law enforcement, utilities, etc. to discuss all of the special requirements on the base and how they would be handled. Unfortunately the Base RSO was not present at the meeting and this area was not discussed. This is hind site but we would like to believe that a conversation with the Base RSO would have made us aware that our operator, even though certified, was not authorized to operate a density gauge for Anderson Columbia Co. and also that a NRC license would be required before possession and use of a nuclear density gauge on Federal property.

We are now fully aware of the mistakes that were made and are currently taking the following corrective actions to assure that further violations do not occur:

- 1) A Radioactive Materials License has now been obtained by Anderson Columbia Co., Inc. (see attached License No. 2708-1).
- 2) An application form for a NRC license in Florida has been requested from Mr. David Collins. This application will be completed immediately upon receipt in an effort to obtain this license in the shortest time possible.

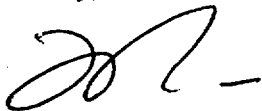
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- 3) All management and supervisory personnel within Anderson Columbia Co. has been made aware of this violation and has been informed of the proper steps to avoid a reoccurrence in the future. Our RSO has been directed to immediately contact the Base RSO in the event that future work involving a nuclear density gauge, is to be done on a military base or other Federal property.

We are currently in compliance with all requirements with the exception of obtaining a NRC License. We can not provide an exact date when this license will be approved and issued but you can be assured that there will be no delays on our part.

We appreciate your understanding and the professional manner you and your staff have handled this matter.

Sincerely,



T.H. McRae
President
ANDERSON COLUMBIA CO., INC.

THM/ar