

P.O. Box 2397
Winchester, VA 22604
Phone 540-667-9300
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June 28, 1999

Mr. Douglas M. Collins, Director
NUCLEAR REGULATORY COMMISSION
Division of Nuclear Materials Safety
61 Forsyth Street, SW, Suite 23T85
Atlanta, Georgia 30303-3415

RE: Reply to Notice of Violation
Triad Engineering, Winchester, Va
Docket No. 030-13255
License No. 47-17742-01
EA 99-134

Dear Mr. Collins,

We have prepared this letter to respond to the "Notice of Violation, Docket No. 030-13255", dated June 2, 1999 and received June 4, 1999 by Triad Engineering, Inc. of Morgantown, West Virginia.

Triad Engineering admits to the apparent violation of "Failure to secure from unauthorized removal or limited access to licensed material, and the failure to control and maintain constant surveillance of licensed material stored in the bed of a pick-up truck at a temporary job site, as required in 10 CFR 20.1801 & 20.1802". Triad has taken and will perform any additional appropriate measures to prevent a recurrence of this violation. Please see the attachments for details of our response.

If you have any questions, please do not hesitate to contact us.

Sincerely,

TRIAD ENGINEERING, INC.

Lloyd C. Winters, C.E.T.
Radiation Safety Officer

Dennis C. Chambers, P.E., Sr.V.P.
Corporation Radiation Safety Officer

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Attachments: Reply to a Notice of Violation
Nuclear Gauge Keys Company Memorandum

230001

Triad Engineering, Inc.

Morgantown • St. Albans • Logan
West Virginia

Greensburg
Pennsylvania

Winchester • Harrisonburg
Virginia

T607

REPLY TO A NOTICE OF VIOLATION

I. VIOLATION No. 1: 10 CFR 20.207 (b). Failure to control licensed Material.

- (1) Triad Engineering, Inc Admits to This Violation.
- (2) Reason For This Violation.

The violation occurred in spite of having given our gauge users training consistent with the requirements of the Nuclear Regulatory Commission. The user was also in violation of our company procedures and policy. In summary , a Triad employee transported licensed material (a Troxler Nuclear/Moisture Density Gauge) to a job site and while in a job site trailer, his pickup truck was stolen. The nuclear gauge was properly secured in the bed of the truck when it was stolen

- (3) Corrective Steps Taken.

The following corrective steps have been taken to prevent recurrence of the violation.

- a. Events and circumstances related to the incident and violation were reviewed and relayed to all company employees.
- b. A meeting with the corporate radiation safety officer and the Winchester office radiation safety officer was held on April 29 and April 30, 1999 to discuss the incident and devise a plan of action to prevent a recurrence of this type of incident.
- c. All company employees were informed by memorandum about the theft and the compliance with existing NRC and company policy was re-emphasized. All Triad licensed materials users were instructed of the key policy. (A copy of the memorandum is attached).
- d. All Triad licensed materials users were informed that failure to comply with any procedure regarding licensed materials (NRC requirement or Triad policy) could result in termination.

Reply to a Notice of Violation

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(4) Results Achieved.

- a. The reason for the theft was identified.
- b. All Triad licensed material users were reminded of the NRC and company procedures and the consequences of their failure to comply with the procedures were emphasized.
- c. All Triad licensed material users are to remove the vehicle keys each and every time they leave the vehicle carrying licensed material. Triad gauge users have to maintain visual contact with the licensed material in or out of the vehicle and /or control of access to the material.

(5) Date Full Compliance Will Be Achieved.

All items listed in (4), above, have been completed and implemented as of May 21, 1999.

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MEMORANDUM

To: TEI - Offices

From: Lloyd C. Winters *LW*
Dennis C. Chambers

Date: May 14, 1999

Subject: **NUCLEAR GAUGE KEYS**

Due to the recent vehicle theft which contained a nuclear gauge, Triad is **REQUIRING** that when a nuclear gauge is stored within either a company vehicle or an employee-owned vehicle that:

- 1) The vehicle and gauge keys shall not be left within the vehicle and shall be with the employee at all times during gauge possession.

Should you have any questions regarding this letter, please do not hesitate to contact us.

Triad Engineering, Inc.

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