

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

<p>1. LICENSEE/LOCATION INSPECTED: Midlantic Construction, LLC 2517 Hwy 35, Building M, Suite 206 Manasquan, NJ 08736</p> <p>REPORT Nos 2005-001</p>	<p>2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region I, 475 Allendale Road King of Prussia, Pennsylvania 19406-1415</p>	
<p>3. DOCKET NUMBER(S) 030-36573</p>	<p>4. LICENSE NUMBER(S) 29-30915-01</p>	<p>5. DATE(S) OF INSPECTION May 31, 2005</p>

LICENSEE:

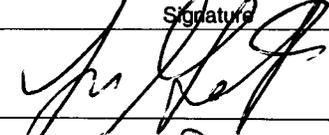
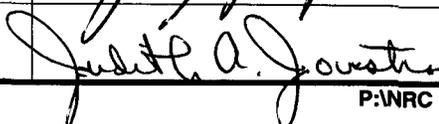
The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, NUREG-1600, to exercise discretion, were satisfied.
- Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):

4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.
- A. License Condition No. 10 of License No. 29-30915-01 requires, in part, that licensed material may be stored at the licensee's facility located at 2517 Highway 35, Building M, Suite 206, Manasquan, NJ. Contrary to the above, as of May 31, 2005, licensed material could not be stored at the above address. Specifically, the licensee moved their facility to Build B, Suite 301, Manasquan, NJ. The licensee stated that they would amend their license to change Condition 10 and Item 2 of the license.
- B. 10 CFR 30.41, requires, in part, that the transferor verify that the transferee's license authorizes the receipt of that type, form, and quantity of by product material to be transferred. The transferor may use the following methods: obtain a copy of the transferee's specific license or registration certificate. Contrary to the above, as of May 31, 2005, the licensee did not verify that the transferee's license authorized the receipt of the type, form, and quantity of by product material. Specifically, a moisture density gauge containing approximately 10 mci of Cs-137 + 40 mci of Am-241. The licensee/transferor will obtain a copy of the transferee's NRC license.

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE	LEE GETZ VP		5/31/05
NRC INSPECTOR	Judith A. Jonstra		5/31/05