

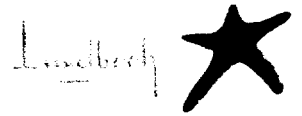
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June 30, 2005

James P. Dwyer, Chief
Commercial and R&D Branch
Division of Nuclear Materials Safety

IR 2006-001

Subject: **Reply to a Notice of Violation - Docket No. 03030473, License No. 29-28169-01.**

Dear Mr. Dwyer:

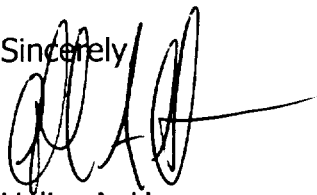
In response to the Notice of Violation received from the United States Nuclear Regulatory Commission from the safety inspection conducted on May 11, 2005, herein please find our response.

The reason for the violation was discovered to be the result of a supervised user error. All radioactive materials users receive annual radiation safety training and instruction on the proper disposal of radioactive material. In this instance, it was discovered that the supervised user did not perform the required contamination survey of their material before disposing of it in the non-radioactive trash. A discussion with authorized and supervised users post-inspection was conducted to remind and stress the importance of performing contamination surveys on all material that is utilized in a radioactive process, and then deemed waste before it is placed in non-radioactive trash. Users were instructed on the correct process for surveying material used in a radioactive process, and what constitutes disposal in radioactive versus non-radioactive trash. Additionally, users will routinely survey non-radioactive trash receptacles, and the radiation safety officer will perform spot surveys of non-radioactive trash receptacles, to ensure contaminated material is not disposed of in non-radioactive trash. Full compliance has been achieved as of the date of this mailing.

We hope that the above-mentioned corrective actions will prove to be sufficient to the USNRC, in our continuing effort to maintain a safe and compliant work atmosphere. Thank you in advance for your understanding.

NMSS/RGNI MATERIALS-004

J.P. Dwyer
US Nuclear Regulatory Commission

Sincerely


Halim A. Hasan
Radiation Safety Officer
Lundbeck Research USA, Inc.

cc:
Document Control Desk, USNRC
Kathleen J. Monroe, Lundbeck Research USA, Inc.