



November 23, 1994

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Gary L. Shear, Chief
Fuel Cycle and Decommissioning Branch
Region III
U. S. Nuclear Regulatory Commission
801 Warrenville Road
Lisle, Illinois 60532-4351

Docket #70-0036
License #SNM-33

SUBJECT: RESPONSE TO NOTICE OF VIOLATION

Ref: 1. Letter, Gary L. Shear (NRC) to R. W. Sharkey (CE), Special Inspection of
Licensee's Implementation of Strike Plans, Inspection No. 070-00036/94002

Dear Mr. Shear:

The enclosure provides Combustion Engineering's response to a Notice of Violation concerning
Inspection Report 070-00036/94002.

We will gladly discuss any questions you have concerning our response. If you have any further
questions, please do not hesitate to contact me or Mr. Hal Eskridge of my staff at (314) 937-
4691.

Sincerely,

Robert W. Sharkey
Manager, Regulatory Compliance

RWS/sld
RC/10261

Enclosure

cc: George France, NRC Region III

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ABB Combustion Engineering Nuclear Fuel

REPLY TO A NOTICE OF VIOLATION
(INSPECTION REPORT No. 70-0036/94002)

As stated in the inspection report a package of depleted uranium oxide pellets loaded in zirconium fuel rods was labeled incorrectly. The package was labeled "FISSILE CLASS III" and should have been labeled "RADIOACTIVE-LSA", "RQ". This violation was self identified by Combustion Engineering personnel in Windsor, Connecticut.

(1) The violation was caused by:

- a. Inadequate procedures for shipping depleted uranium.
- b. Oversight by the shipping and receiving supervisor.

(2) The corrective steps taken include:

- a. Clarification of Operating Procedure #1001.2, "Classification of Materials for shipment" to specifically address low specific activity materials.
 - 1. Natural and depleted uranium (radioactive-LSA).
 - 2. Packages (\leq 110 gallons) reportable quantity (RQ).
- b. Shipping and Receiving Supervisor was trained in revised procedure and instructed in severity of violation to prevent recurrence.

The results achieved is that the procedure is current and consistent with requirements and the shipping supervisor is instructed on the requirements.

(3) The corrective steps taken as described above will prevent recurrence.

(4) Full compliance has been achieved and will be demonstrated during the next depleted uranium shipment.