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NRC FORM 591M PART 1 (10-2003) 10 CFR 2.201 U.S. NUCLEAR REGULATORY COMMISSION

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: <i>Harsco Corporation</i> <i>East Chicago, IN</i>	2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region III 2443 Warrenville Road Lisle, Illinois 60532-4352	
REPORT 2005-002		
3. DOCKET NUMBER(S) <i>030-35120</i>	4. LICENSEE NUMBER(S) <i>37-26522-02</i>	5. DATE(S) OF INSPECTION <i>10/20/05</i>

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.
 - 1 Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):
 - 10 CFR 20.1904: Label on a gauge containing 200mCi was illegible (SN B187)*
 - Corrective Actions: Identified carrier this month by licensee and has manufacturer to replace labels in November 2005.*
- 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.

(Violations and Corrective Actions)

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	<i>Jim CRAGO</i>	<i>Jim Crago</i>	<i>10/20/05</i>
NRC INSPECTOR	<i>Michael M LaFrance</i>	<i>Michael M LaFrance</i>	<i>10/20/05</i>

38.

Docket File Information
SAFETY INSPECTION REPORT
AND COMPLIANCE INSPECTION

1. LICENSEE Harsco Corporation REPORT NUMBER(S) 2005-002		2. NRC/REGIONAL OFFICE Region III 2443 Warrenville Road Lisle, IL 60532	
3. DOCKET NUMBER(S) 030-35120	4. LICENSE NUMBER(S) 37-26522-02	5. DATE(S) OF INSPECTION 10/20/2005	
6. INSPECTION PROCEDURES USED 87124		7. INSPECTION FOCUS AREAS 03.01-03.07	

SUPPLEMENTAL INSPECTION INFORMATION

1. PROGRAM CODE(S) 03121	2. PRIORITY K5	3. LICENSEE CONTACT Glenn Hundertmark - RSO	4. TELEPHONE NUMBER 724-741-6662
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Main Office Inspection

Field East Chicago, Indiana

Temporary Job Site

Next Inspection Date: 10/2010

PROGRAM SCOPE

This inspection was performed to follow up on four violations of NRC requirements identified during an inspection on May 25, 2005 under inspection report number 030-35120/2005001. The violations were: 1) failure to specify an RSO on the license (SL III); 2) failure to conduct a physical inventory every 6 months (SL IV); 3) failure to close shutter of gauge while unit was not in operation (SL IV); and 4) failure to post an area near the gauges (SL IV).

The inspector reviewed the licensee's corrective actions as submitted to the NRC in response to the issued violations. The inspector noted that the licensee had implemented all corrective actions as stated.

During the inspection, the inspector identified that labels on one of the two gauges possessed by the license was illegible; a violation of NRC requirements. The citation is considered a non-cited violation as the licensee had met all conditions of a non-cited violation in accordance with the Enforcement Policy. The non-cited violation and corrective actions are noted on NRC Form 591M Part 1.