



**bs&t labs, inc.**  
SOILS ■ CONCRETE  
FIELD AND LAB TESTING  
SUBSURFACE INVESTIGATIONS



November 1, 2005

United States Nuclear Regulatory Commission  
ATTN: Document Control Desk  
Washington, DC 20555

Docket # 03018929  
License # 37-19589-01

REF: Reply to a Notice of Violation – Dated October 13, 2005

1. The Licensee, a Hazmat Employer, did not ensure that four of its Hazmat Employees, who performed functions subject to the requirements of 49CFR Parts 171-177 during the years 2002-2005, were trained and tested per 49 CFR 172.704(c)(2).
2. On October 28<sup>th</sup>, 2005, I, William A. Mehalick, the company RSO, attended and completed a training seminar given by Phillip Palilla of QC Resource, which brings myself into compliance with 49 CFR parts 171-177 Subpart H.

Since this has been completed, I will begin the required training and testing of B S & T Labs employees, starting with those employees that were not in compliance, which resulted in the level four violation, and to bring them into compliance with 49 CFR parts 171-177 Subpart H.

3. BS & T Labs will monitor closely the dates at which these employees need to be retrained and retested so that we can avoid further violations.
4. The date when full compliance will be achieved will be in November 2005.

Should you have any questions please don't hesitate to contact me.

Sincerely,

William A. Mehalick  
President  
BS & T Labs, Inc.

cc: U.S. Nuclear Regulatory Commission Region 1  
Regional Administrator

JEON