

SENSITIVE ALLEGATION MATERIAL

August 8, 2000

MEMORANDUM TO: Brent Clayton, Enforcement/Investigation Officer, EICS
FROM: Cynthia D. Pederson, Director, DNMS /RA by R. Caniano Acting for/
SUBJECT: POSSIBLE DELIBERATE MISCONDUCT: CE NUCLEAR POWER,
HEMATITE, MISSOURI

[Redacted content]

Ex.
2+4

CONTACT: D. Weideman, DNMS
(630) 829-9808

Information in this record was deleted
in accordance with the Freedom of Information
Act, exemptions 2+4
FOIA-2004-0234

MM-5

(3)

SENSITIVE ALLEGATION MATERIAL

B. Clayton

-2-

Ex.
2+4

License No. SNM [Special Nuclear Material]-33, Safety Condition S-1 states, in part, that the licensee is authorized to use SNM in accordance with the statements and representations in Chapters 1 through 8 of the application. Section 2.6 of Chapter 2 requires, in part, that operations which affect licensed material shall be conducted in accordance with approved written procedures. Our inspectors reviewed Operations Sheet No. 816.00, "Handling Requirements for Erbium Contaminated Material," an approved written procedure effective on January 28, 1999, which required that, "All erbium residues must have a material control number beginning with a 9... If the residue does not meet these requirements, it may not be removed from the erbium plant." Our inspectors were not able to review the licensee's final investigation report, as the report was still in concurrence; thus, the actual source of the erbium residue pellets found outside the Erbium Plant remained uncertain. However, none of the pellet residues appeared to have a material control number beginning with a 9.

In addition, our inspectors identified an apparent violation of 10 CFR 70.10 (Deliberate Misconduct). We recommend that this issue be discussed at the next scheduled ARB with OI present.

DOCUMENT NAME:G\SEC\CE_ARB.WPD

To receive a copy of this document, indicate in the box: "C" = Copy without enclosure "E" = Copy with enclosure "N" = No copy

OFFICE	RIII	RIII	RIII	
NAME	Wiedeman:js	Hiland	Pederson	
DATE	08/02/00	08/04/00	08/08/00	

OFFICIAL RECORD COPY