

Specialty Materials

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August 16, 2007

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US Nuclear Regulatory Commission
Director, Office of Nuclear Material Safety & Safeguards
Attention: Document Control Desk
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Docket No. 40-3392
License No. SUB-256

RE: REPLY TO A NOTICE OF VIOLATION
NRC INSPECTION REPORT 40-3392/2007-003 AND NOTICE OF VIOLATION

Dear Sir or Madam:

This letter is our response to the NRC Inspection Report 40-3392/2007-003 and Notice of Violation.

During an NRC inspection conducted on June 18-21 2007, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," NUREG-1600, the violation is listed below.

1. Emergency Plan implementing Procedure EPIP-008 Section 5.3.2.1 states Emergency Response Training will be provided to all individuals prior to assignment to a position in the Emergency Response Organization (ERO) and annually thereafter.

Between April 18, 2007 and June 20, 2007, Emergency Response training was not provided to the individual assigned to the ERO role as Security Officer prior to their assignment to that position.

2. Emergency Plan Implementing Procedure EPIP-008 Section 5.6.1 states "Dedicated emergency equipment and supplies are provided in specified locations as listed in Attachments 2-7." Emergency Plan Implementing procedure EPIP-008, Attachment 4, specifies the minimum acceptable inventory of emergency equipment to be maintained in Emergency Equipment Storage Cabinets.

As of June 21, 2007, the licensee failed to maintain the minimum acceptable inventory of emergency equipment in Emergency Equipment Storage Cabinets. Specifically, two oxygen therapy units were not available in the emergency equipment storage cabinet located in the Ore Storage area. In addition, required equipment, including various sizes of spare face masks for the Self Contained

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Breathing Apparatus were not available in the emergency equipment storage cabinet located adjacent to the product cylinder area door.

The above two examples constitute a single Severity Level IV violation (Supplement VI).

With regard to the failure to provide emergency training to a member of the Emergency Response Organization, the NRC documented the actions taken to correct this issue and to prevent its recurrence. Accordingly, the NRC did not require any further information regarding this example of the violation or the associated corrective actions.

Reason for Violation:

The licensee has determined that the failure to follow the procedural requirement for maintaining the minimum acceptable inventory of emergency equipment in Emergency Equipment Storage Cabinets was due to the following:

The plant Safety Operator had not inventoried Emergency Equipment Storage Cabinets according to Emergency Plan Implementing Procedure MTW-ERP-PRO-0008, "Maintaining Emergency Preparedness" (former EPIP-008), Attachment 4.

Actions Taken and Results Achieved:

Immediately following violation identification, two oxygen therapy units were placed in the emergency equipment storage cabinet located in the Ore Storage area. Additionally, various sizes of spare face masks for the Self-Contained Breathing Apparatus were placed in the emergency equipment storage cabinet located adjacent to the product cylinder area door.

Additional corrective steps that have been taken:

1. Review of Emergency Plan Implementing Procedure MTW-ERP-PRO-0008 to determine if equipment inventories were accurate and if changes are warranted. It was determined that changes are warranted. Completed on June 25, 2007.
2. Additional Self-Assessment was assigned to the Safety Department to review the entire emergency equipment management process. A full inventory inspection of emergency equipment was performed within this review by the Safety Department team on August 8, 2007.

Corrective Actions Planned to Avoid Further Violations:

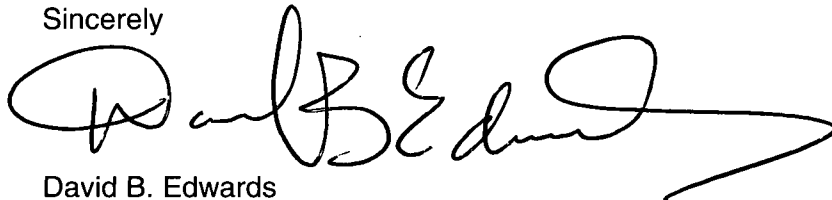
1. Emergency Plan Implementing Procedure MTW-ERP-PRO-0008 update will be finalized and implemented in the 4th Quarter 2007.
2. Follow-up quality assurance audit to ensure full compliance with Emergency Plan Implementing Procedure MTW-ERP-PRO-0008 will be conducted in the 4th Quarter 2007.

Date When Full Compliance Will Be Achieved:

Honeywell Metropolis Works (MTW) returned to compliance with the requirements of the license on June 21, 2007.

If you have additional questions, please contact Mr. Larry Parscale, Regulatory Affairs Manager, at 618-524-6221.

Sincerely



David B. Edwards
Plant Manager

cc: File – RMDC
L. Parscale

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