

June 6, 2008

EA-08-169

William Witzig, P.E.
President and RSO
Alt & Witzig Engineering, Inc.
4105 West 99th Street
Carmel, IN 46032

SUBJECT: NRC ROUTINE INSPECTION REPORT NO. 030-35111/2008-001(DNMS) –
ALT & WITZIG ENGINEERING, INC.

Dear Mr. Witzig:

This refers to the inspection conducted on May 13, 2008, at your Carmel, Indianapolis and Lafayette, Indiana facilities. This was a routine inspection to examine activities conducted under your license as they relate to safety and compliance with the Commission's rules and regulations and with the conditions in your license. Within these areas, the inspection consisted of a selected examination of procedures and representative records, observations of activities, and interviews with personnel. The enclosed report presents the results of this inspection.

Based on the results of this inspection, one apparent violation, with two examples, was identified and is being considered for escalated enforcement action in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's Web site at (<http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>). The apparent violation involved two failures to use a minimum of two independent physical controls that form tangible barriers to secure a portable gauge in accordance with 10 CFR 30.34(i). The first example involved the failure to properly secure a gauge in a storage room, and the second example involved the failure to properly secure a gauge in a metal box bolted to the bed of a pickup truck located at a temporary job site. The circumstances surrounding the apparent violation, the significance of the issues, and the need for lasting and effective corrective action were discussed with members of your staff at the inspection exit meeting on May 13, 2008. As a result, it may not be necessary to conduct a predecisional enforcement conference in order to enable the NRC to make an enforcement decision.

Before the NRC makes its enforcement decision, we are providing you an opportunity to either: (1) respond to the apparent violation addressed in this inspection report within 30 days of the date of this letter or (2) request a predecisional enforcement conference. If a conference is held, it will be closed for public observation. Please contact Patrick Loudon at (630) 829-9627 within 7 days of the date of this letter to notify the NRC of your intended response.

<p>Enclosure 1 Contains Sensitive Unclassified Non-Safeguards Information. Upon Separation This Page is Decontrolled</p>
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Enclosure 1

W. Witzig

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If you choose to provide a written response, it should be clearly marked as a "Response to An Apparent Violation in Inspection Report No. 030-35111/2008-001(DNMS); EA-08-169" and should include for the apparent violation: (1) the reason for the apparent violation, or, if contested, the basis for disputing the apparent violation; (2) the corrective steps that have been taken and the results achieved; (3) the corrective steps that will be taken to avoid further violations; and (4) the date when full compliance will be achieved. In presenting your corrective actions, you should be aware that the promptness and comprehensiveness of your actions will be considered in assessing any civil penalty for the apparent violation. The guidance in the enclosed excerpt from NRC Information Notice 96-28, "Suggested Guidance Relating to Development and Implementation of Corrective Action," may be helpful. Your response may reference or include previously docketed correspondence, if the correspondence adequately addresses the required response. If an adequate response is not received within the time specified or an extension of time has not been granted by the NRC, the NRC will proceed with its enforcement decision or schedule a predecisional enforcement conference.

In addition, please be advised that the number and characterization of apparent violations described in the enclosed inspection report may change as a result of further NRC review. You will be advised by separate correspondence of the results of our deliberations on this matter.

Because this issue involves security-related information, your response, if you choose to provide one, will not be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system. However, to the extent possible, your response should not include any personal privacy, proprietary, or safeguards information. Please mark the top of each page of your response "Security-Related Information – Withhold Under 10 CFR 2.390." In accordance with 10 CFR 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for your response to this letter.

Sincerely,

/RA by J. Madera Acting for/

Steven A. Reynolds, Director
Division of Nuclear Materials Safety

Docket No. 030-35111
License No. 13-18685-02

Enclosures:

1. Inspection Report 030-35111/2008-001(DNMS) (Non-Public)
2. Excerpt from NRC Information Notice 96-28

cc: State of Indiana

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See next page

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Letter to William Witzig, P.E. from Steven A. Reynolds dated June 6, 2008

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ALT & WITZIG ENGINEERING, INC.

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