



Environmental Services

Rich Dailey, Sr. Director

Radiation Safety Officer

1300 SE 8th Street, MS 0605
Bentonville, AR 72716-0605
Phone 479.204.9914
Rich.Dailey@wal-mart.com
www.walmart.com

September 10, 2008

Dr. Charles Miller, Director
Office of Federal and State Materials
and Environmental Management Programs
U.S. Nuclear Regulatory Commission
One White Flint North
11545 Rockville Pike
Rockville, MD 20852

Subject: Report of Damaged Tritium Exit Sign

Dear Director Miller:

Pursuant to 10 CFR § 31.5(a), Wal-Mart Stores, Inc. ("Wal-Mart") is a general licensee of the Nuclear Regulatory Commission ("NRC") because it possesses and uses byproduct material in the form of tritium exit signs ("TES") regulated by the NRC, in the state of Indiana. Consistent with 10 CFR § 31.5(c)(5), Wal-Mart is providing the subject report regarding one damaged TES that it discovered at its store #1388, located in Kendallville, Indiana.

Attachment A provides a brief description of the events associated with the damaged TES and corrective actions taken. Information on the damaged TES is provided below:

<u>Serial #</u>	<u>Curies</u>	<u>Damage Date</u>	<u>Store Location</u>
268123	11.5	unknown	2501 E. North St., Kendallville, IN

Please contact me at (479) 204-9914, if you have any questions regarding this letter or the attached report.

Sincerely,

Richard Dailey
Radiation Safety Officer
Wal-Mart Stores, Inc.

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"SUNST REVIEW COMPLETE"

cc: Angela Washington, Wal-Mart Stores, Inc.
Thomas Poindexter, Morgan Lewis & Bockius LLP

09/15/2008

Attachment A

A. Description of Events

On June 1, 2008, Wal-Mart Stores, Inc. ("Wal-Mart") representatives and its contractor, Shaw Group, Inc. ("Shaw"), visited Wal-Mart store #1388 in Kendallville, Indiana to inventory tritium exit signs ("TES"). Wal-Mart has retained Shaw, an environmental services contractor with extensive experience in the management of radioactive material, for its company-wide program to inventory TES. During the inventory at the Kendallville store, Shaw discovered one damaged TES with only its frame remaining. The TES was installed in non-public receiving area of the store.

B. Actions Taken

Interviews with the store managers and associates provided no information as to when or how the TES was damaged. Shaw removed and packaged the TES for transfer according to a protocol established by Isolite, a specific licensee authorized to receive TES for disposal. The Wal-Mart Radiation Safety Officer ("RSO") directed a Health Physicist ("HP") from Dade Moeller & Associates ("Dade Moeller") to visit the Kendallville store to conduct radiological surveys, package the TES for disposal, and decontaminate the areas to ALARA levels, as necessary. Dade Moeller is a contractor retained by Wal-Mart with the responsibility to assess the radiological impacts of damaged TES. An HP is planning to visit the Kendallville store by October 3, 2008. Wal-Mart anticipates providing the NRC with a supplemental report within 30 days after the date of that visit.

C. Long-term Corrective Actions

Wal-Mart has implemented and communicated protocols to its stores for the proper handling of TES to ensure public health and safety and the protection of its employees. It is also inventorying all of the TES at its sites across the country to re-establish the accuracy of its records and to track the current locations of the TES. The intent of this program is to ensure that all TES are accounted for and are handled properly. As a part of this program, Wal-Mart has employed Shaw to inventory TES, and a team of HPs from Dade Moeller to properly handle TES and prepare and arrange for their return to a specific licensee.

D. Shipping Details

Wal-Mart transferred the damaged TES to a specific licensee authorized to receive damaged TES on June 1, 2008. Wal-Mart sent the NRC a report of that transfer on September 10, 2008.