

**U.S. NUCLEAR REGULATORY COMMISSION**

Date: 1/15/2009

**TELEPHONE CONVERSATION RECORD**

Time: 3:00 p.m.

Mail Control N/A  
or Report No(s).

License No(s). 47-25325-01

Docket No(s). 03033806

Name of Licensee: Fola Coal Company, Bickmore, WV (Consol Energy)

Name of Participant(s): Rocky Osborne, Radiation Safety Officer; Randolph C. Ragland, Jr., NRC

Telephone No. 304-587-7104; ([RockyOsborne@consolenergy.com](mailto:RockyOsborne@consolenergy.com))

Subject: Consol Energy, Fola Coal Company, Followup for Event 44770

(NOTE: This will be used as the  
Documents Title in ADAMS)

On January 13, 2009, NRC received an Event Report (No. 44770) from Joe Richards, Consol Energy Safety Officer, regarding a malfunctioning nuclear gauge at Consol Energy's Fola Coal Company site in Bickmore, West Virginia. On January 15, 2009, I contacted Rocky Osborne, the Consol Energy Radiation Safety Officer for the Bickmore, West Virginia site and received additional information. Mr. Osborne reported the following:

On January 12, 2009, during an inspection of nuclear gauges at Consol Energy's Bickmore, WV site, Mr. Osborne noticed that a shutter on an Ohmart Model SR-A Pipe mounted process gauge was severely corroded and was stuck in the open position. He called in a vendor representative from Thermo-Fisher Scientific and also performed radiation surveys. Although no elevated radiation levels were identified, the area was roped off with rad rope to restrict access. Mr. Osborne then notified Joe Richards, Consol Energy's Safety Officer. Because the shutter serves a safety function, Mr. Richards filed an Event Report with NRC on January 13, 2009 (Event 44770). Mr. Osborne reported that based on the vendor inspection, Consol Energy has made a decision to dispose of the gauge. He is now in the process of contracting with a vendor to dispose of the gauge and is initiating a separate contract to purchase a new gauge. Consol Energy is required by 10 CFR 30.50 to file a follow-up 30-day written report to the NRC. Based on a telephone interview with the Radiation Safety Officer, NRC has determined that an immediate inspection is not required

Action Required: Review details of the licensee's 30 day follow-up report when it is received. Review details of the event during the next routine inspection.

**Document Availability:**  Publicly Available  Non-Publicly Available  
 Non-Sensitive  Non-Sensitive Copyright  Sensitive  Sensitive Copyright  
 Immediate Release  Normal Release  Delay Release Date  
**Prepared & SUNSI Review Completed By:** R. C. Ragland / *RA* / **Date:** 1/15/2009