

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Testwell Laboratories, Inc. 47 Hudson Street Ossining, New York 10562		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region I, 475 Allendale Road King of Prussia, Pennsylvania 19406-1415	
REPORT Nos 030-35761/2009001			
3. DOCKET NUMBER(S) 030-35761	4. LICENSE NUMBER(S) 31-30653-01	5. DATE(S) OF INSPECTION July 7, Aug 12, 2009	

LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, NUREG-1600, to exercise discretion, were satisfied.
- Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s)

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- 4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.

Condition 16 of the above license requires, in part, that a gauge or its container be locked when in storage.

Contrary to the above, on July 7, 2009, the licensee stored at its location in New Jersey, a Troxler Model 3411B gauge (serial number 12919) out of its container and the source rod of the gauge was not locked. Similarly, the licensee stored at the same facility, another Troxler Model 3411B gauge (serial number 9880) in a container and the container or the source rod of the gauge was not locked.

This is a Severity Level IV violation.

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE	<i>(Sukanya Sarva)</i>	<i>(Signature)</i>	9/2/09
NRC INSPECTOR	Sattar Lodhi	<i>(Signature)</i>	8/26/2009