520 White Plains Road, Suite 450, Tarrytown, NY 10591
T 914 592 6050 F 914 592 8020 www.e2v.com

ES17-1125

December 17, 2009

United States
Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: Reply to Notice of Violation

Reference: Docket No. 03032837, E2v inc. License Number 31-23630-02E

Attn: Document Control Desk:

With regard to the above Notice of Violation e2v inc. hereby submits the following explanation for the stated violation.

1. Non-compliance of labeling on boxes due to the facility change for importation, testing and shipping of product. Due to a miscommunication during the transfer of operations to the new facility this procedure was mistakenly overlooked during the packaging and shipping process.

2. Immediately after the inspection a direction was issued to place the required label on the containers. In addition, a License Amendment (letter attached) detailing the requested name and process change was sent to the NRC on Dec 9.

3. e2v has requested a license amendment for a change of company name on the label from EEV Inc. to e2v inc. Additionally, as there are up to 25 devices, each in a separate plastic bag, in one box e2v is requesting the amendment to allow placement of the labels on the smallest container (i.e. plastic zip-lock bag).This will insure compliance with 10 CFR 32.14(b) that all devices shipped will have labels both on the product itself and on the container.

4. The date of full compliance, placing labels on the containers, was implemented immediately after the inspection on Dec.3. Once the NRC approves the License amendment full compliance with the new process will be accomplished in 90 days.

If you have any questions please contact the undersigned at 914-592-6050 or email at peter.fochi@e2v.com

Sincerely,

Peter Fochi
RSO

FSME03

520 White Plains Road, Suite 450, Tarrytown, NY 10591
T 914 592 6050 F 914 592 8020 www.e2v.com

ES17-1124

December 9, 2009

United States
Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: NRC Exempt Distribution License Amendment

Reference: E2v inc. License Number 31-23630-02E

Attn: Patricia Rathbun:

After the recent inspection conducted by Mr. Dennis Lawyer of the NRC it was noted the labeling of containers was incorrect. Consequently, I am submitting this license amendment request to insure e2v's immediate compliance with 10 CFR 32.14(b) (6) and 10 CFR 32.15 (d) (1) with regard to the labeling of product and containers.

In order to comply with the CFR, the following label changes will be put into effect immediately and will be effective until the present inventory is depleted:

From: EEV Inc.
THIS PRODUCT CONTAINS H3
To: e2v inc.
THIS PRODUCT CONTAINS H3

The above label will be placed on the shipping package of the product. This method of labeling will be used until the existing inventory is shipped and the new labeling process can be initiated.

The new labeling procedure will be to place a duplicate label, the one that is placed on the product, on the smallest container (i.e. plastic zip lock bag) in which the product is placed.

All product imported from E2v Technologies Ltd. has a label stating the manufacturer, part number, serial number, trefoil symbol and activity. The text color is black and the background is White and Yellow. A sample label is included with the amendment request.

If the above request is acceptable, I respectfully request the following changes to our above referenced license.

If you have any questions please contact the undersigned at 914-592-6050 or email at peter.fochi@e2v.com

Sincerely,

Peter Fochi
RSO

e2v

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e2v technologies

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$^3H$

<5 5MBq

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