



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION I  
475 ALLENDALE ROAD  
KING OF PRUSSIA, PA 19406-1415

March 21, 2011

EA-2010-263

Jesse Hoffman  
Radiation Safety Officer  
Pall Corporation  
225 Marcus Boulevard  
Hauppauge, NY 11788

SUBJECT: PALL CORPORATION - NOTICE OF VIOLATION (NRC Inspection Report No. 03036835/2010001)

Dear Mr. Hoffman:

This refers to the inspection conducted on September 21, 2010 at the Pall Corporation (Pall) facility in Hauppauge, New York. The inspection also involved in-office review of your letter, dated December 7, 2010, which included plans for actions to be taken to address issues identified during the on-site inspection. The findings of the inspection were discussed with you at the conclusion of the inspection on December 14, 2010, and the inspection was documented in NRC Inspection Report No. 03036835/2010001, provided to you in our letter dated January 11, 2011, as a non-publicly available document.

In the letter transmitting the inspection report, the NRC indicated that based on the results of the inspection, an apparent violation(s) was identified, which may be considered for escalated enforcement in accordance with current NRC Enforcement Policy. Information regarding the apparent violation(s) is considered security-related, and is not included in this letter, which is being made publicly-available.

During a telephone conversation on January 18, 2011, my staff spoke with you and offered you the option of sending in an additional written response or attending a predecisional enforcement conference (PEC) in response to the apparent violations. You indicated that an additional written response or a PEC would not be necessary.

Therefore, based on information developed during the inspection, the NRC has determined that violation(s) of NRC requirements occurred. The violation(s) is cited in the Notice of Violation (Notice) and is subject to escalated enforcement action. The Notice is enclosed in the non-publicly available version of this letter.

A base civil penalty is considered for any escalated violation. However, because your facility had not been the subject of escalated enforcement actions within the past two years or two inspections, the NRC considered whether credit was warranted for Corrective Action in accordance with the civil penalty assessment process in the Enforcement Policy. The NRC determined that corrective action credit is warranted, because Pall's corrective actions were prompt and comprehensive. The corrective actions are documented in NRC Inspection Report 03036835/2010001 and your letter dated December 7, 2010. In recognition of Pall's prompt and comprehensive correction of the violation(s), I have been authorized, after consultation with the Director, Office of Enforcement, not to propose a civil penalty in this case. However, significant

violations in the future could result in a civil penalty. In addition, issuance of this escalated violation constitutes escalated enforcement action which may subject Pall to increased inspection effort.

The NRC has concluded that information regarding the reasons for the violations, the corrective actions taken to correct the violations and prevent recurrence, and the date when full compliance was achieved is already adequately addressed on the docket in the NRC Inspection Report 03036835/2010001 and your letter dated December 7, 2010. Therefore, you are not required to respond to this letter unless the description in the inspection report does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, because this issue involves security-related information, your response will not be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. This letter is available electronically for public inspection in the NRC Public Document Room or from ADAMS.

Sincerely,

A handwritten signature in black ink, appearing to read "W. M. Dean", followed by the word "for" in a smaller, cursive script.

William M. Dean  
Regional Administrator

cc:  
State of New York

Docket No. 030-36835  
License No. NY-1935-1921