



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
2100 RENAISSANCE BOULEVARD, SUITE 100
KING OF PRUSSIA, PENNSYLVANIA 19406-2713

July 12, 2012

Docket No. 03031174
Control No. 577450

License No. 07-28386-01
Inspection Report No. 2012-001

Norman Lanier
Corporate Radiation Safety Officer
Tracerco,
a business unit of Johnson Matthey, Inc.
31 Albe Drive, Suite 5
Newark, DE 19720-1360

SUBJECT: TRACERCO ACCEPTANCE OF NOTIFICATION REGARDING 10 CFR 32.11
ANNUAL REPORT AND ISSUANCE OF NON-CITED VIOLATION, CONTROL
NO. 577450 AND INSPECTION REPORT NO. 03031174/2012001

Dear Mr. Lanier:

This is in reference to your letter dated April 13, 2012 (ADAMS Accession No. ML12122A841), notifying the NRC that during a recent audit of your radiation safety program, you identified that the required transfer of byproduct materials annual report for calendar year 2010 was not submitted to the NRC in accordance with 10 CFR 32.12. This also refers to your letter dated May 9, 2012 regarding the 2011 annual report.

Based on the results of an in-office review of your notification and in accordance with the NRC Enforcement Policy, the NRC has determined that a violation of NRC requirements occurred. A Non-Cited Violation (NCV) is enclosed that categorizes this violation as a Severity Level IV. Please retain the enclosed NRC Form 591M Part 1 in your files. You are not required to respond to this letter.

If you contest the violation or significance of the NCV, you should provide a response within 30 days of the date of this inspection report, with the basis for your denial, to the Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington DC 20555-0001, with copies to: (1) the Regional Administrator, Region 1; and (2) the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC document system (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Med, Ind, & Academic Uses**; then **Regulations, Guidance and Communications**. The current Enforcement Policy is included on the NRC's website at

N. Lanier

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www.nrc.gov; select **About NRC, Organizations & Functions; Office of Enforcement; Enforcement documents**; then **Enforcement Policy (Under 'Related Information')**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 8:00 a.m. to 5:30 p.m. EST, Monday through Friday (except Federal holidays).

Please contact Kathy Modes at (610) 337-5251 if you have any questions regarding this matter.

Please note that the Region I Division of Nuclear Materials Safety has moved effective May 9, 2012. Our new address is:

USNRC – Region I
2100 Renaissance Blvd, Suite 100
King of Prussia, PA 19406-2713

Your cooperation with us is appreciated.

Sincerely,

Original signed by Marc S. Ferdas

Marc S. Ferdas, Chief
Decommissioning Branch
Division of Nuclear Materials Safety

Enclosure:
NRC Form 591M Part 1

cc w/enclosure:
William Mixon, Radiation Safety Officer/Northeast Regional Manager
State of Delaware

N. Lanier

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DATE	7/12/2012		7/12/2012					

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