



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
REGION III  
2443 WARRENVILLE RD. SUITE 210  
LISLE, IL 60532-4352

October 21, 2015

Ms. Gay Fussell, Deputy Director  
Hematite Decommissioning Project  
Westinghouse Electric Company  
3300 State Road P  
Festus, Missouri 63028

**SUBJECT: RESPONSE TO NOTICE OF VIOLATION DATED AUGUST 5, 2015 –  
WESTINGHOUSE ELECTRIC COMPANY (HEMATITE)**

Dear Ms. Fussell:

The purpose of this letter is to acknowledge receipt of the letter from Westinghouse Electric Company (Hematite), dated September 1, 2015 (ML15244B276), in response to the U.S. Nuclear Regulatory Commission's (NRC) letter dated August 5, 2015 (ML15218A328), transmitting a Notice of Violation.

In the September 1, 2015 letter, you had documented the reasons for the violations and identified the corrective actions that your company has taken or plans to take to address the violations.

Concerning Violation No. 1, the NRC has reviewed the licensee's corrective actions, which appear to be adequate, and has no further questions at this time. The corrective actions shall be reviewed by the NRC during a future inspection.

Concerning Violation No. 2, the NRC has reviewed the licensee's corrective actions and found them inadequate. Specifically in September 2015, the NRC identified a recurrence of the circumstances of the violation at a different point at the Hematite site that involved radiological consequences. In October 2015, the NRC had a telephonic exit meeting with the licensee describing the recurrence. The recurrence and circumstances surrounding it shall be documented in Inspection Report No. 070-00036/2015-003.

In accordance with Title 10 of the *Code of Federal Regulations* 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC's Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC's Web site at <http://www.nrc.gov/reading-rm/adams.html>.

G. Fussell

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Please feel free to contact Michael LaFranzo of my staff if you have any questions regarding this inspection. Mr. LaFranzo can be reached at 630-829-9865.

Sincerely,

*/RA/*

Robert J. Orlikowski, Chief  
Materials Control, ISFSI  
And Decommissioning Branch  
Division of Nuclear Materials Safety

Docket No. 070-00036  
License No. SNM-00033

cc: Hematite Service List

G. Fussell

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ADAMS Accession Number: ML15294A543

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