



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

May 22, 2017

Dean Weeks, Senior Project Manager
Philips Lighting Company
A Division of Philips Electronics
North America Corporation
200 Franklin Square Drive
Somerset, NJ 08873-4186

**SUBJECT: NRC INSPECTION REPORT NO. 03022295/2016001, PHILIPS LIGHTING
COMPANY**

Dear Mr. Weeks:

This letter refers to your May 8, 2017, correspondence, in response to our December 19, 2016, letter and notice of violation. Thank you for informing us of the corrective and preventive actions documented in your letter. However, we request that you confirm the following two items below by letter within seven (7) days.

Our letter dated December 19, 2016, requested that you respond with the reason for the violation, your proposed corrective actions to correct the violation and the corrective steps that will be taken to avoid further violations.

1. Please confirm that the reason for the violation is that you believed the labeling of your products was not required because they were previously exempted by your license.

An exemption was listed on the initial license dated February 27, 1985, until it was renewed on June 17, 1991. After June 17, 1991, the license did not list an exemption for labeling.


2. Please confirm your understanding that you may not distribute the unlabeled products in your inventory without an NRC exemption to the labeling requirements or written NRC approval to distribute the remaining unlabeled inventory.

You stated that you will pursue an exemption to the labeling requirements in 10 CFR 32.15 by submitting a request for a license amendment within two weeks of your letter dated May 8, 2017. Philips Lighting Company should also submit a request for authorization to continue the distribution of the remaining stock of bulbs without the appropriate labeling, in conjunction with requesting the exemption from the labeling requirement. If the NRC does not grant the exemption, then you are not authorized to distribute the remaining licensed products in your inventory. It is important that Philips Lighting Company resolve this issue by amendment of the license and by requesting NRC's approval to distribute the unlabeled bulbs as-is until the remaining unlabeled stock is exhausted or the exemption is granted. Otherwise, Philips Lighting Company may be subjected to additional enforcement action for failing to distribute in accordance with the license conditions and 10 CFR 32.15.

Within seven (7) days of receipt of this letter, please submit to this office a written letter confirming items 1 and 2 above.

Your cooperation with us is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Blake D. Welling", with a long horizontal flourish extending to the right.

Blake D. Welling, Chief
Commercial, Industrial, R&D
and Academic Branch
Division of Nuclear Materials Safety
Region I

Docket No. 03022295
License No. 29-20609-02E

cc: Johan De Fraye, Global
Head of Environmental Affairs
State of New Jersey
Commonwealth of Pennsylvania