

OCT 1 1 1989

*Lic. File*

E. C. Gerken & Associates, Inc.  
ATTN: E. C. Gerken  
900 West Riverview Avenue  
Post Office Box 507  
Napoleon, OH 43545

License No. 34-17411-01  
Expiration Date: 09/30/87

Gentlemen:

On March 23, 1989, a Notice of Violation letter was sent to you stating that your license expired on September 30, 1987. The letter requested you to submit the Form NRC-313 (Application for Materials License) IMMEDIATELY if you wanted to continue your program.

As of the date of this letter, we have not received a response from you. Your continued use and/or possession of NRC licensed material without a specific license is a violation of 10 CFR 30.3 and the Atomic Energy Act of 1954, as amended. Continued use and/or possession of radioactive material without a valid NRC license provides a basis for the NRC to take escalated enforcement actions, which may include a civil penalty and/or criminal prosecution.

Therefore, you are required pursuant to 10 CFR 30.36(d)(1) to take the following actions immediately:

Divest yourself of the NRC-licensed material in a lawful manner and submit a copy of Form NRC-314 (Certificate of Disposition of Materials).

If you wish to use byproduct materials in the future, you must submit a copy of Form NRC-313 (Application for Materials License).

If you do not respond to this letter within 14 days, appropriate action will be taken.

If you have any questions regarding these matters, contact Ms. Rose Pankratz of my staff at 312/790-5735.

Sincerely,

*Charles E. Mallett*

Charles E. Norelius, Director  
Division of Radiation Safety and  
Safeguards

bcc: RAO:RIII  
J. Lieberman, OE  
J. Goldberg, OGC  
E. Pawlik, OI

Enclosure: NRC-314

RIII

Pankratz/lms

10/10/89

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Sreniawski

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