

NOV 24 1989

In Reply Refer To:
CAL 89-23

Panhandle NDT and Inspection, Inc.
ATTN: Orville Couch
Radiation Safety Officer
P.O. Box 1474
Borger, Texas 79008

Gentlemen:

SUBJECT: CONFIRMATION OF ACTION LETTER

The purpose of this letter is to confirm the commitments made during the telephone discussions between Messrs. Orville Couch and Norman Reneau of your staff, and Mr. Charles L. Cain of my staff on November 22, 1989.

During this discussion Mr. Couch agreed that Panhandle NDT and Inspection, Inc., would cease all radiographic operations using byproduct materials at locations under NRC jurisdiction pending further review by this office. Mr. Couch also stated that all byproduct materials stored in the state of Oklahoma would be immediately removed to your Texas facility.

Although Panhandle NDT and Inspection, Inc., is licensed by the state of Texas to perform radiographic operations with byproduct materials at temporary job sites in Texas, you have not filed reports with NRC in regard to radiographic operations in the state of Oklahoma. These reports are required to be filed under the provisions of 10 CFR Part 150, which describe the conditions under which an Agreement State licensee may perform licensed activities at temporary locations under NRC jurisdiction.

In response to this letter, you should provide a complete listing of the dates and locations for which byproduct materials were used in NRC jurisdiction during 1989 and previous years. This list should also identify in each instance the radionuclide and source activity used and the customer for which the work was conducted.

Enclosed you will find copies of NRC Form-241 used to report proposed activities in non-agreement states. You should provide four copies of this completed form with your response, if you wish to resume work in locations under NRC jurisdiction. Note that this report also requires submission of four copies of your Agreement State license. Submission of this documentation does not, in that case, authorize resumption of licensed activities in locations under NRC jurisdiction. We will notify you in writing when work resumption is authorized.

RIV:C:NMIS *ore*
CLCain
11/24/89

EO *ore*
GFSanborn
11/24/89

D:DRSS /
ABBeach *ore*
11/24/89

RA *ore*
RDMartin
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Panhandle NDT and Inspection, Inc.
CAL 89-23

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Issuance of this Confirmation of Action Letter does not preclude the issuance of an order formalizing the above commitments or requiring other actions on the part of Panhandle NDT and Inspection, Inc.; nor does it preclude NRC from taking other enforcement action for the violations of NRC requirements that have prompted the issuance of this letter. If your understanding differs from that set forth above, please call Mr. Cain at (817) 860-8186 immediately.

Sincerely,

Original Signed By

Robert D. Martin
Regional Administrator

Enclosure:
As stated

cc:
Texas Radiation Control Program Director

bcc:
DMB - IE-07
J. M. Taylor, A/EDO
J. L. Lieberman, D/OE
L. J. Chandler, Asst. GC/OGC
H. L. Thompson, DEDS
R. M. Bernero, D/NMSS
J. E. Glenn, C/MACUS
B. Summers, OE
R. D. Martin, RA
A. B. Beach, D/DRSS
L. A. Yandell
R. J. Everett
C. L. Cain
G. F. Sanborn
J. Carson, RA Sect'y
NMIS Inspectors (5)
NMIS File
RIV Files