

September 24, 1980

OFFICE OF INSPECTION AND ENFORCEMENT  
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

EN-80-46

Licensee: Nuclear Metals, Inc., Concord, Massachusetts  
License No. SMB-179

Subject: PROPOSED IMPOSITION OF A CIVIL PENALTY - \$2,000

This is to inform the Commission that a Notice of Violation and a Notice of Proposed Imposition of a Civil Penalty in the amount of Two Thousand Dollars will be issued on or about September 26, 1980, to Nuclear Metals, Incorporated. This action is based on an alleged item of noncompliance relating to the delivery of packages of low specific activity radioactive licensed material to a carrier for transport to the waste burial site on a tractor-trailer assigned for sole use and upon arrival at the burial site a dose rate in excess of the regulatory limits was detected in a normally occupied position in the vehicle. A news release has been prepared and will be issued about the time the licensee receives the Notices. The Commonwealth of Massachusetts will be notified.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Action Signed	9/24/80
Mailing of Notices	9/26/80
Telephone Notification of Licensee	9/26/80
Telephone Notification of the Commonwealth	9/26/80
NRC News Release to be made following notification of Licensee	

The licensee has 25 days from the date of the Notices in which to respond. Following NRC staff evaluation of the response, the civil penalty may be remitted, mitigated or imposed by Order.

Contact: TWBrockett, IE 27246 DThompson, IE x28487

Distribution: Transmitted H St 1:26

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Commissioner Gilinsky	Commissioner Bradford	C. C. Kaimerer, CA
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Transmitted: MNBB <u>1:32</u>	P. Bldg <u>1:30</u>	IE:XOOS _____ (IE:HQ Dist.)
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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL 9/26/80

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