

Langley Research Center
Hampton, Virginia
23655-5225

0408546

FEB 21 1990

Reply to Attn of 429

40 8546/90-01

U.S. Nuclear Regulatory Commission
Attn: Document Control Clerk
Washington, DC 20555

Subject: Reply to Notice of Violation NRC Inspection
Report No. Sub. 1297/90-01

The subject Nuclear Regulatory Commission (NRC) letter of February 1, 1990, has been reviewed. The following information and action status is provided for your review:

VIOLATION - License condition 10 of Sub. 1297 requires that licensed material shall be used only at locations at the Langley Research Center, Hampton, Virginia, approved by the licensee's Ionizing Radiation Committee in accordance with the procedures described in the licensee's Ionizing Radiation Handbook, dated 1978.

RESPONSE - The former RSO, who was responsible for the License at that time, did not think the transfer of material to Advex was a violation of this condition. In his opinion, the transfer was in accordance with the procedures described in the Licensee's Ionizing Handbook dated 1978, specifically, Section V, Subpart A. "Special Procedures and Requirements." Technically speaking, LaRC admits there was a violation of License Sub-1297, Condition 10.

CORRECTIVE ACTION - An amendment request (letter dated February 7, 1990) to condition 10 was sent to the U.S. Nuclear Regulatory Commission, Region II, Nuclear Materials Section.

CORRECTIVE STEPS - To avoid further violations, the request amendment was instigated by LaRC. During the interim period of time, until such approval has been granted by NRC, no transfer(s) of thoriated materials will be allowed outside the confines of LaRC.

FE07
1/0

COMMENTS - LaRC management has and will continue a policy of full compliance with NRC Regulations.

V. William Wessel

V. William Wessel
Safety Manager, Head,
Safety Engineering Branch,
Systems Safety, Quality and
Reliability Division

cc:

Regional Administrator
U.S. Nuclear Regulatory Commission
Region III
101 Marietta St. N.W.
Atlanta, GA 30323