



OCT 13 1981

Docket No. 30-11824

Atlantic Testing Laboratories  
ATTN: Mr. Marcus Rotundo  
Radiation Safety Officer  
Box 356  
Cicero, New York 13039

License No: 31-16897-01  
Expiration Date: February 28, 1981

Gentlemen:

SUBJECT: NOTICE OF VIOLATION

This refers to the telephone discussion between Mr. C. A. Rowe of this office and yourself on September 3, 1981. The subject of the discussion was the fact that NRC records show that the Byproduct License identified above has expired and no renewal application has been filed in accordance with Section 30.37 of Title 10, Code of Federal Regulations, Part 30.

From our discussions with your representative we learned that you still possess material which requires a specific NRC license. Your possession of that material without a valid, specific license is a violation of 10 CFR 30.3.

This Notice of Violation is sent to you under the provisions of Section 2.201 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations. Section 2.201 requires you to submit to this office a written statement or explanation in reply including: (1) corrective steps which have been taken by you, and (2) corrective steps which will be taken to avoid this happening in the future.

You are required to reply to this notice within twenty (20) days of the receipt of this letter. Address your reply to Region I, U.S. Nuclear Regulatory Commission, Attention: Chief, Materials Radiological Protection Section, 631 Park Avenue, King of Prussia, Pennsylvania 19406.

Since your present license has expired, your application for renewal will be processed as a request for a new license. Accordingly, you must determine if your program is subject to a license fee as required by Section 170.31 of 10 CFR

RI:DETI  
Rowe/skl

9/30/81

RI:DETI  
Kinneman

9/8/81

OFFICIAL RECORD COPY

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NMS LIC30  
31-16897-01 PDR

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Part 170 and, if one is required, submit the appropriate fee along with the application. Copies of appropriate application forms and guides are enclosed for your use.

Sincerely,

Original Signed By:

John D. Kinneman, Chief  
Materials Radiological  
Protection Section

Enclosures:

1. NRC Form 313
2. 10 CFR Part 170

cc w/encls:

Public Document Room (PDR)  
Nuclear Safety Information Center (NSIC)  
State of New York

bcc w/encls:

Region I Docket Room (w/concurrences)  
Chief, Operational Support Section (w/o encls)