

APPENDIX

NOTICE OF VIOLATION

Department of the Interior  
Bureau of Indian Affairs  
One North First Street  
Phoenix, AZ 85001

Report No. 90-01  
Docket No. 030-08577  
License No. 02-15106-01

During an NRC inspection conducted on May 14 and 16, 1990, one violation of NRC requirements was identified. The violation involved the failure to perform physical inventories at the proper frequency. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1990), the violation is listed below:

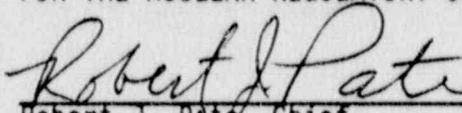
License Condition 14 provides, in part, that the licensee shall conduct a physical inventory every six months to account for all sources and/or devices received and possessed under the license.

Contrary to the above requirements, at the time of the inspection, physical inventories of two NIC-5DT gauges and six Troxler Model 2401 gauges containing licensed material had last been conducted on December 27, 1988, a period considerably greater than 6 months. This is a repetitive violation.

This is a Severity Level IV Violation (Supplement VI).

Pursuant to the provisions of 10 CFR 2.201, Department of the Interior, Bureau of Indian Affairs, Phoenix, Arizona, is hereby required to submit a written statement of explanation to the U. S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555 with a copy to the Regional Administrator, Region V within 30 days of the date of the letter transmitting this Notice. This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation if admitted, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order may be issued to show cause why the license should not be modified, suspended, or revoked or why such other action as may be proper should not be taken. Consideration may be given to extending the response for good cause shown.

FOR THE NUCLEAR REGULATORY COMMISSION

  
Robert J. Pate, Chief  
Nuclear Materials Safety and  
Safeguards Branch

Dated at Walnut Creek, California  
this 1st day of June, 1990