

Appendix

NOTICE OF VIOLATION

Combustion Engineering, Inc.

Docket No. 70-36

As a result of the inspection conducted on March 8-12, 1982, and in accordance with the Interim Enforcement Policy, 45 FR 66754 (October 7, 1980), the following violation was identified:

License Condition No. 2.1 of Amendment No. MPP-3 requires the licensee to follow the Fundamental Nuclear Material Control Plans (FNMCP) as revised and amended in accordance with the provisions of 10 CFR 70.32(c). Section 7.4 of the FNMCP incorporates by reference, Section 1 of the Special Nuclear Material Control and Accounting Plan (tamper-safing procedure). Section 1.6, Records Control, of this procedure requires that a log book be maintained in which the following entries will be recorded:

1. Seal identification number
2. Date and time of seal application
3. Container identification (including description and weight of U-235 content)
4. Location
5. Initials of at least two people verifying the description and application of the seal (this has been changed to one individual).
6. Date and time of seal destruction
7. Initials of person or persons destroying the seal.

Contrary to the above, the licensee did not control by record 16 tamper-safe seals issued for use. Except for seal identification number, the above required entries were missing and it could not be determined whether the seals were used, lost, unused, or destroyed. If the seals were not used, they could not be physically located.

This is a Severity Level VI violation (Supplement III).

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date of this Notice a written statement or explanation in reply, including for each item of noncompliance: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further noncompliance; and (3) the date when full compliance will be achieved. Under the authority of Section 182 of the Atomic Energy Act of 1954, as amended, this response shall be submitted under oath or affirmation. Consideration may be given to extending your response time for good cause shown.

3/29/82
Dated

Gen W. Roy
G. W. Roy, Acting Chief
Technical Inspection Branch