

Official Record

SEP 27 1990

Docket No. 030-28920
License No. 47-24807-01

Compton Construction Company
ATTN: Mr. Mick Compton, President
P. O. Box 1010
Ingleside Road
Princeton, WV 24740

Gentlemen:

SUBJECT: NOTICE OF VIOLATION
(NRC INSPECTION REPORT NO. 47-24807-01/90-01)

This refers to the inspection conducted by Mr. W. Loo of this office on August 27, 1990. The inspection included a review of activities authorized for Compton Construction Company. At the conclusion of the inspection, the findings were discussed with Mr. Steve Tibbs, Radiation Safety Officer.

The inspection was an examination of activities conducted under your license with respect to radiation safety and compliance with NRC regulations and the conditions of your license. It included selective examinations of procedures and representative records, interviews with personnel, and direct observations by the inspector.

Based on the results of this inspection, certain of your activities appeared to be in violation of NRC requirements, as specified in the enclosed Notice of Violation (Notice).

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be placed in the NRC Public Document Room.

The responses directed by this letter and the enclosed Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96.511.

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Should you have any questions concerning this letter, please contact us.

Sincerely,
ORIGINAL SIGNED
BY
W. E. CLINE

William E. Cline, Chief
Nuclear Materials Safety and
Safeguards Branch
Division of Radiation Safety
and Safeguards

Enclosure:
Notice of Violation

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ENCLOSURE

NOTICE OF VIOLATION

Compton Construction Company
Princeton, West Virginia

Docket No. 030-28920
License No. 47-24807-01

During an NRC inspection conducted on August 27, 1990 violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1990), the violations are listed below:

- A. Condition 13 of NRC License No. 47-24807-01 requires that each sealed source containing licensed material be tested for leakage and/or contamination at intervals not to exceed six months.

Contrary to the above, leak tests had not been performed by the licensee on Troxler Gauge 3411, serial No. 12851 between the periods of April 18, 1986 and May 3, 1987, May 6, 1987 and May 28, 1989, May 30, 1989 and August 27, 1990, and Troxler Gauge 3411, serial No. 17754 between November 3, 1989 and August 27, 1990.

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

- B. Condition 15 of NRC License No. 47-24807-01 requires the licensee to conduct a physical inventory every six months to account for all sealed sources received and possessed under the license.

Contrary to the above, a physical inventory had not been performed by the licensee on Troxler Gauge 3411, serial No. 12851 between the periods of April 18, 1986 and May 3, 1987, May 6, 1987 and May 28, 1989, May 30, 1989 and August 27, 1990, and Troxler Gauge 3411, serial No. 17754 between November 3, 1989 and August 27, 1990.

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

- C. Condition 17 of License No. 47-24807-01 requires that licensed material be possessed and used in accordance with the statements, representations and procedures described in the license application dated September 11, 1985, and in the documents submitted in support of that application.

Item No. 3 of the license application dated September 11, 1985, states that licensed material will be stored at the Ingleside Road facility in Princeton, West Virginia.