

7/21/82

License: 43-17142-01

MSI Testing, Inc.  
ATTN: W. S. Griffiths  
General Manager  
80 East 2770 South  
Salt Lake City, UT 84115

Gentlemen:

This refers to the routine safety inspection conducted by Mr. D. B. Spitzberg of this office on March 4-5, 1982, of the activities authorized by the NRC Byproduct Material License 43-17142-01 and to the discussion of our findings held by the inspector with members of your staff at the conclusion of the inspection.

The inspection was an examination of the activities conducted under the license as they relate to radiation safety and to compliance with the Commission's rules and regulations, and the conditions of the license. The inspection consisted of selective examinations of procedures and representative records, interviews of personnel, independent measurements, and observations by the inspector.

This also refers to the Enforcement Conference held by telephone on July 7, 1982, to discuss the findings of the NRC inspection. The enclosed Inspection Report 30-12265/82-02 documents this Enforcement Conference.

During this inspection certain of your activities were found not to be conducted in full compliance with NRC requirements. Item 1 of the Notice of Violation, issued under the guidelines of NRC Enforcement Policy (10 CFR Part 2, Appendix C) 47 FR 9987, is normally a Severity Level III violation under Supplement VI. However, after careful consideration of the factors involved in this specific instance, we have exercised our judgement under the NRC Enforcement Policy and have classified this violation in the Severity Level IV category. Similar violations of this type in the future may result in additional enforcement action. Consequently, you are required to respond to this matter, in writing, in accordance with the provisions of Section 2.201 of the NRC "Rules of Practice," Part 2, Title 10, Code of Federal Regulations. Your letter dated March 12, 1982, constitutes an acceptable response to items 1, 2, 3, and 5. You will need to respond to item 4 in accordance with the instructions contained in the Notice of Violation attached to this letter. In addition, we need the dates when full compliance will be achieved for all violations.

MRPS <i>BS</i> BSpitzberg/de 7/14/82	MRP <i>JE</i> JEverett 7/14/82	TPB <i>GB</i> GBrown 7/14/82	DIES <i>EJ</i> EJohnson 7/14/82 7/16/82	RA/RIV JCollins 7/20/82
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MSI Testing, Inc.

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The responses directed by this letter and accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

Should you have any questions concerning this letter, we will be pleased to discuss them with you.

Sincerely,

John T. Collins  
Regional Administrator

Enclosure:  
Appendix - Notice of Violation

bcc: c/o DMB (IE-07)	bcc: RIV
AEOD	J. Collins
IE Files	EJohnson/Marshall
IE/RSB	Inspector
NMSS	S. File
NRC PDR	HQ File
	RIV File