

Appendix

NOTICE OF VIOLATION

34-13839

Dunn Paper Company

License No. 21-18534-01  
and General License

As a result of the inspection conducted on August 10, 1982, and in accordance with the NRC Enforcement Policy, 47 FR 9987 (March 9, 1982), the following violations were identified:

1. Condition 13 of License No. 21-18534-01 requires that you test your sealed sources containing byproduct material for leakage and/or contamination at intervals not to exceed six months.

Contrary to this requirement, as of the day of the inspection, you have not tested your sealed source containing 25 millicuries of cesium-137 for contamination or leakage since inception of this requirement.

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

2. 10 CFR 71.5(a) requires that no licensee shall transport any licensed material outside of the confines of his plant or other place of use unless the licensee complies with the applicable regulations of the Department of Transportation in 49 CFR Parts 170-189.
  - a. 49 CFR 172.203(d) requires the shipping papers for shipment of radioactive materials include certain specified information.
  - b. 49 CFR 172.204(a) requires each person who offers a hazardous material for transportation shall certify that the material offered for transportation is in accordance with this subchapter by printing the following statement on the shipping paper containing the shipping description:

This is to certify that the above-named materials are properly classified, described, packaged, marked, and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation.

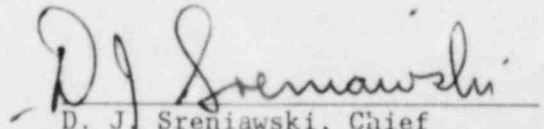
- c. 49 CFR 172.403 requires each package of radioactive material to be labeled as provided in this section.

Contrary to these requirements, you improperly shipped a nominal 55 millicuries krypton-85 sealed source on April 27, 1982, to Foxboro Manufacturing, Foxboro, Massachusetts. Specifically, shipping papers did not contain the required information; there was no shipper certification of hazardous material; and no hazardous material labels on the package. A Region I NRC inspector measured package surface radiation levels of 4 mR/hr.

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

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. Consideration may be given to extending your response time for good cause shown.

8/17/82  
Dated

  
D. J. Sreniawski, Chief  
Materials Radiation Protection  
Section 2