

APPENDIX A

NOTICE OF VIOLATION

Testwell Craig Testing Labs., Inc.
Mays Landing, New Jersey 08330

Docket No. 030-14353
License No. 29-18018-01

During an NRC inspection conducted on November 3, 1993 and December 21, 1993, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violation is listed below:

- A. 10 CFR 20.207(a), superseded by 20.1801, January 1, 1994, requires that licensed materials stored in an unrestricted area be secured against unauthorized removal from the place of storage. 10 CFR 20.207(b) requires that licensed materials in an unrestricted area and not in storage be tended under constant surveillance and immediate control of the licensee. As defined in 10 CFR 20.3(a)(17), superseded by 20.1003, an unrestricted area is any area access to which is not controlled by the licensee for purposes of protection of individuals from exposure to radiation and radioactive materials.

Contrary to the above, in September and October of 1993, licensed materials consisting of 8 millicuries of cesium-137 and 40 millicuries of americium-241 located in the Quality Assurance Office at a field site on 1201 New Fordmill Road, Morrisville, Pennsylvania, an unrestricted area, was not secured against unauthorized removal, and was not under constant surveillance and immediate control of the licensee.

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

- B. 10 CFR 20.401(a), superseded by 20.2106, requires that each licensee maintain records showing radiation exposures on Form NRC-5, in accordance with the instructions contained in that form, or on clear and legible records containing all the information required by Form NRC-5.

Contrary to the above, as of December 21, 1993, the licensee did not maintain exposure records containing the required information by Form NRC-5. Specifically, radiation exposures for two individuals who worked in the restricted area and were required to be monitored from the periods of October 15, 1992 to October 15, 1993 and July 15, 1993 to October 15, 1993, respectfully had not been recorded.

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

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Pursuant to the provisions of 10 CFR 2.201, Testwell Craig Testing Labs., Inc. is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (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, or, if contested, the basis for disputing the violation, (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 or a Demand for Information 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. Where good cause is shown, consideration will be given to extending the response time.