

OFFICE OF ENFORCEMENT  
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: KCE Structural Engineers (EA 93-299)  
1818 Jefferson Place, N.W.  
Washington, D.C. 20036  
Docket No. 030-33019

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$375

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$375 will be issued on or about February 4, 1994, to KCE Structural Engineers, Washington, D.C.. This action is based on one Severity Level III violation involving a failure to maintain access control to licensed radioactive material, as required by 10 CFR 20.207, which resulted in the material, a moisture density gauge containing 8 millicuries of cesium-137 and 10 millicuries of americium-241, being stolen from a pickup truck at the facility in November 1993. The gauge was found intact the next day in an alley near the facility without any damage to the gauge.

The base civil penalty for a Severity Level III violation for this licensee is \$500. The penalty was mitigated by 25% since the violation was identified by the licensee.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice	February 4, 1994
Telephone Notification of Licensee	February 4, 1994

The District of Columbia and the State of Maryland

The licensee has thirty days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

Contacts: D. Holody, EO, RI (610) 337-5312      T. Martin, RA, RI (610) 337-5299

Distribution:

OWFN _____	OWFN _____	MNBB _____	PHIL _____	NL _____
Chairman _____	EDO _____	OC _____	IRM _____	RES _____
Comm. _____	DEDR _____	AEOD _____		
Comm. _____	DEDS _____	OP CTR _____		
Comm. _____	OE _____			
Comm. _____	NMSS _____			
SECY _____	NRR _____			
OCA _____	OI _____			
GPA _____	OGC _____	Regional Offices MAIL		
		RI _____ RIV _____	ADM: Doc. Mgt. Br.	
		RII _____ RV _____	PDR _____	OIG _____
		RIII _____		

160002

NOT FOR PUBLIC DISCLOSURE UNTIL PUBLICLY ANNOUNCED

9402170041 940201  
PDR I&E  
EN-94-008 PDR

1/E:33