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Ashland Petroleum Company

DIVISION OF ASHLAND OIL, INC.

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February 1, 1994

Ms. B. J. Holt, Chief
U.S. Nuclear Regulatory Commission
Region 3
801 Warrenville Road
Lisle, IL 60532-4351

RE: **Reply to a Notice of Violation**
License No. 34-15998-01
Docket No. 030-10156

Dear Ms. Holt:

This letter is in response to the Notice of Violation ("NOV") dated January 4, 1994, and received by Ashland Petroleum Company ("Ashland") on January 7, 1994. In that letter, the U.S. Nuclear Regulatory Commission cited Ashland with violation of Condition 14 of License No. 34-15998-3-01 stemming from the removal from service of a level measurement fixed gauge containing 50 millicuries of cesium-137 by an individual not specifically licensed by the Commission or an agreement state. The removal occurred in June 1993 at the Ashland Petroleum Company Canton Refinery in Canton, Ohio. Per the provisions of 10 CFR 2.201, Ashland is submitting this response to your office regarding the events cited above.

As part of a unit shutdown to perform repairs, an Ohmart Model SH-F1 source holder (Serial No. M-4636) containing a C-137 50 mci sealed source was scheduled to be removed for repairs due to a malfunctioning shutter. In preparation, Ashland notified the source manufacturer and scheduled a time when this service could be performed by the manufacturer's representative. However, the representative experienced an unforeseeable delay in traveling to the facility and could not arrive within the time frame allotted for the removal. Due to the time constraints of the turnaround, the decision was made to allow an Ashland employee to remove the source. This individual is knowledgeable of the hazards of radiation and of the proper procedure for removing the source in question.

In an effort to prevent a recurrence of such a violation, Ashland will undertake the following actions:

1. The facility will submit an application for an amendment to change Condition 14 to permit the facility's Radiation Safety Officer ("RSO") to perform "INSTALLATION, INITIAL RADIATION SURVEY, RELOCATION, OR REMOVAL FROM SERVICE OF DEVICES CONTAINING SEALED SOURCES."
2. The facility will select additional facility personnel to receive training necessary to perform the above mentioned functions and to serve as substitute RSO if needed.
3. The facility will develop site-specific procedures for each of the above mentioned activities and will submit these procedures with the application for the amendment of Condition 14.

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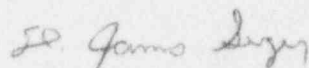
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4. The facility will provide RSO training documentation to ensure the individuals' capability of performing the above mentioned functions and will submit the documentation with the application for the amendment of Condition 14.
5. Upon completing the training of RSO's and the writing of the site-specific procedures, the facility will submit the application for the amendment of Condition 14 and all other relevant documentation by May 31, 1994.

If you have any further questions regarding this matter, please contact me or Mr. Richard M. Hickman, our Refinery Superintendent on whose behalf I am responding to your letter, at 216-478-5000.

Regards,

ASHLAND PETROLEUM COMPANY
A Div. of Ashland Oil, Inc.



D. James Seger
Radiation Safety Officer

DJS/cek