

NOTICE OF VIOLATION

Allied-Signal, Inc.
Metropolis, Illinois

Docket No. 40-3392
License No. SUB-526
EA No. 92-226

An investigation by the NRC Office of Investigations identified a violation of NRC requirements. In accordance with the "Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violation is listed below:

Condition No. 9 of License No. SUB-526, Amendment No. 11, requires that licensed materials be used in accordance with the statements, representations, and conditions contained in certain referenced documents including a supplement to the license renewal application dated January 6, 1989, and submitted by letter dated January 10, 1989. Paragraph C-2.2, "Personnel Education and Experience Requirements," of the enclosure to the January 10, 1989, letter requires in part that the person occupying the position of Assistant Health Physicist must possess, at a minimum, a Bachelor's Degree in physical or biological science and at least one year of health physics or related experience.

Contrary to the above, from approximately September 1991, to December 17, 1992, the person assigned to the position of Assistant Health Physicist did not possess, at a minimum, a Bachelor's Degree in physical or biological science.

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

Pursuant to the provisions of 10 CFR 2.201, Allied Signal, Inc. (Licensee) 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 III, 801 Warrenville Road, Lisle, Illinois 60532-4351, 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 as to 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. Under the authority of Section 182 of the Act, 42 U.S.C. 2232, this response shall be submitted under oath or affirmation.

Dated at Lisle, Illinois
the 13 day of April 1994

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SYNOPSIS

On October 8, 1992, an Allegation Review Board was convened to discuss an allegation regarding an employee of Allied Signal, Inc. (ASI), Metropolis, Illinois. The information initially received following a U.S. Nuclear Regulatory Commission (NRC), Region III (RIII), inspector's visit to the RIII licensee was that an individual employed as a health physics specialist at ASI may not have the educational background as required by ASI's NRC license (SUB-526).

The NRC Office of Investigations (OI) investigation substantiated that the employee had falsified a University of Delaware transcript which reflected the awarding of a Bachelor of Science degree in physics in 1961. The investigation further revealed that the employee also falsified his resume of prior work experience submitted to ASI prior to his employment. Finally, the investigation revealed that the employee had (several years prior) been employed by NRC:RII and had resigned when it was determined through a background investigation that the employee did not possess the educational background as indicated on his Standard Form 171.

Additionally, it was further determined that the employee, while under oath, lied and attempted to mislead NRC:OI investigators.

The investigation also revealed that the individual utilized the U.S. Postal Service as a means to perpetrate his scheme of using a fraudulent transcript of his grades in order to obtain employment with ASI.