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U. S. NUCLEAR Regulatory Commission
Region III
801 Warrenville Road
Lisle, IL 60532-4351

Subject: **REPLY TO NOTICE OF VIOLATION**

Gentlemen;

We request that you consider this letter our formal response to your notice of violation dated March 31, 1994.

Regarding your notice of violation:

ITEM 1: "...as of March 14, 1994, the licensee routinely transported licensed material under the general license pursuant to 10 CFR 71.12 and the licensee had not submitted in writing to NRC prior to the first use of the transport package the licensee's name, license number, and the package identification number."

REPLY:

REASON FOR THE VIOLATION:

Oversight. Until brought to our attention during the NRC inspection of March 14, 1994, responsible personnel were not specifically aware of this requirement. Neither our operating and Emergency Procedures, or our 10CFR71 Quality Control Program provide specific mention of this submittal to the NRC.

CORRECTIVE STEPS TAKEN AND RESULTS ACHIEVED:

A review of files containing the package certificates was conducted, and on 24 March 1994, a letter was sent to the Office of Nuclear Materials Safety and Safeguards requesting authorization to use packages for which we had evidence of proper certification. Response from the NRC authorizing use was received on 04/22/94. A copy of the correspondence is attached.

A review of shipping documents for the 1993 and 1994 calendar years was also conducted. It was determined that proper certification did not exist for one shipping container. On 8 April 1994, copies of certificates for this package were received. Another letter, dated 8 April 1994, was written to the Office of Nuclear Materials Safety and Safeguards requesting authorization to use that package. A copy of the correspondence is attached.

Consultants in: QA • QC • WELDING • NDE • ENGINEERING

9405170062 940506
PDR ADOCK 03030094
C PDR

APR 29 1994

CORRECTIVE STEPS THAT WILL BE TAKEN TO PREVENT FURTHER VIOLATIONS:

The Quality Program Manual (10CFR71) shall be revised to include clear discussion that packages, as well as exposure devices require evidence of certification prior to first use. A section regarding the procurement of source material shall be included, with procurement instructions to state that certificates of packages and exposure devices must be obtained and in-hand before first use. A documented training session shall be conducted to inform all radiographers of this requirement.

THE DATE WHEN FULL COMPLIANCE WILL BE ACHIEVED: 31 May 1994

ITEM 2: *"... as of March 14, 1994, the licensee transported outside the confines of its plant packages of radioactive materials without ensuring by examination or appropriate test that external radiation levels were within allowable limits."*

REPLY:

REASON FOR THE VIOLATION:

Misinterpretation of 10CFR71.4 "Packaging" definition. Our operating and emergency procedures have never (29 June 1987 to the present), specified the proper monitoring criteria for exclusive use shipments. Our Daily Utilization Log, which contains instructions for recording monitoring results, has always stated, "Reading at driver's seat," and "Reading at external surface of vehicle/trailer."

CORRECTIVE STEPS TAKEN AND THE RESULTS ACHIEVED:

The daily utilization log has been revised to indicate the additional monitoring requirement, "Reading at external surface of outer container." This revised form is presently being used.

CORRECTIVE STEPS THAT WILL BE TAKEN TO PREVENT FURTHER VIOLATIONS:

Our operating and emergency procedures shall be revised to include the proper monitoring criteria for exclusive use shipments. A documented training session shall be conducted to inform all radiographers of this requirement.

THE DATE WHEN FULL COMPLIANCE WILL BE ACHIEVED: 31 May 1994

License Number 48-25806-01
Docket Number 030-30094
April 29, 1994
Page 3 of 3

Yours truly,

Jim Miller
PSO

A handwritten signature in cursive script, appearing to read "Jim Miller".



PROFESSIONAL

WELDING

ASSOCIATES, INC.

E3349 City Hwy G • Keweenaw, WI 54216

(414) 776 1334 • Fax (414) 776 1340

United States Nuclear Regulatory Commission
Director, Office of Nuclear Material Safety and Safeguards
Washington, DC 20555

23 March 1994

Regarding: Quality Assurance Program Approval 0656

Docket Number: 71 - 0656

Sir:

It has been brought to our attention that in applying for the Quality Assurance Program Approval, we neglected to identify the radioactive material packages we intend to use.

To correct this oversight, we are herewith requesting authority to use packages identified by the following USNRC Certificates of Compliance:

9032 Revision 4

9033 Revision 5

9035 Revision 9

9056 Revision 9

9157 Revision 5

Please advise if this information must be added to our Quality Assurance Program manual, or of any other administrative measures that are necessary to achieve full compliance.

Yours truly,

Gary Marquardt
Corporate Director

Consultants in: QA • QC • WELDING • NDE • ENGINEERING

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UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

APR 15 1994

STSB:ERZ
71-9032, 71-9033, 71-9035,
71-9056, 71-9157

Professional Welding Associates, Inc.
ATTN: Mr. Gary Marquardt
E3349 Ctg. Hwy. G
Kewaunee, WI 54216

Dear Mr. Marquardt:

As requested by your letter dated March 23, 1994, we have registered you in accordance with the general license provisions of 10 CFR §71.12 as a user of Certificate of Compliance Numbers 9032, 9033, 9035, 9056 and 9157. This information does not have to be added to your Quality Assurance Program manual.

Please note that the current revision numbers of the following Certificates of Compliance (CoC) are: CoC 9032, Revision 5; CoC 9033, Revision 8; and CoC 9157, Revision 6.

Sincerely,

Cass R. Chappell, Section Leader
Cask Certification Section
Storage and Transport Systems Branch
Division of Industrial and Medical
Nuclear Safety, NMSS

cc: Ms. Cathleen Roughan
Amersham Corporation

Mr. R. Dicharry
Source Production and
Equipment Co., Inc.

E. W. Huddleston
Industrial Nuclear Company

received
4/21/94 jhn

~~9101200289~~



PROFESSIONAL

WELDING

ASSOCIATES, INC.

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(414) 776 1334 • Fax (414) 776 1340

United States Nuclear Regulatory Commission
Director, Office of Nuclear Material Safety and Safeguards
Washington, DC 20555

8 April 1994

Regarding: Quality Assurance Program Approval 0656

Docket Number: 71 - 0656

Sir;

This correspondence is being written as part of our response to a Notice of Violation provided by Region III of the Commission on 31 March 1994.

In a correspondence dated 24 March 1994, we requested authorization to use packages identified by the following USNRC Certificates of Compliance:

9032 Revision 4

9033 Revision 5

9035 Revision 9

9056 Revision 9

9157 Revision 5

At this time, we request an additional authorization to use the packages identified by the following USNRC Certificate of Compliance:

9156 Revision 4

As previously, we request you advise if this information must be added to our Quality Assurance Program manual, or of any other administrative measures that are necessary to achieve full compliance.

Yours truly,

Gary Marquardt
Corporate Director

Consultants in: QA • QC • WELDING • NDE • ENGINEERING

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