

Appendix

NOTICE OF VIOLATION

Thomas Asphalt Paving Company, Inc.

License No. 34-20182-01

As a result of the inspection conducted on October 20, 1982, and in accordance with the NRC Enforcement Policy, 47 FR 9987 (March 9, 1982), the following violations were identified:

1. License Condition No. 18 requires that licensed material be possessed and used in accordance with statements, representations, and procedures contained in application dated April 9, 1981 and letter dated August 11, 1981.

The above referenced application, Section 15(G), "Radiation Protection Program", requires during transport, that devices be locked and it's container placed in a position of the vehicle which can be locked.

Contrary to the above, it was learned through statements of licensee representatives, that your gauge has been transported unfastened in the open bed portion of your vehicle.

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

2. 10 CFR 20.203(e) requires that rooms in which specified amounts of licensed material is used or stored be conspicuously posted with a sign bearing the radiation caution symbol and the words "Caution Radioactive Material."

Contrary to this requirement, it was learned through statements of licensee representatives, that your gauge storage room is not posted with the appropriate sign.

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

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date of this Notice a written statement or explanation in reply, including for each item of noncompliance: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further noncompliance; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

11/3/82  
Dated

D. J. Sreniawski  
D. J. Sreniawski, Chief  
Materials Radiation Protection  
Section 2

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