

MAY 01 1989

MEMORANDUM FOR: A. Bert Davis, Regional Administrator  
Region III

Robert M. Bernero, Director  
Office of Nuclear Materials Safety and Safeguards

Lawrence J. Chandler, Assistant General Counsel  
for Enforcement  
Office of the General Counsel

FROM: James Lieberman, Director  
Office of Enforcement

SUBJECT: OI REPORT 3-88-003, RE: 3M

The above captioned OI report involves an alleged willful failure to report an accurate number of damaged leaking static eliminators to the NRC as required by 3M's specific distribution license. The findings of the OI report indicate that enforcement action for this willful failure may be appropriate.

By copy of this memorandum, I am requesting OGC to analyze the report to determine if there is sufficient evidence to support enforcement action against 3M. OE will arrange a conference call with NMSS, OGC, and Region III regarding development of an enforcement action within three weeks of the date of this memorandum.

Original Signed By  
James Lieberman

James Lieberman, Director  
Office of Enforcement

cc: H. Thompson, DECS  
R. Cunningham, NMSS/IMNS  
B. Hayes, OI

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OE File 89-056  
OI Report File 3-88-003

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