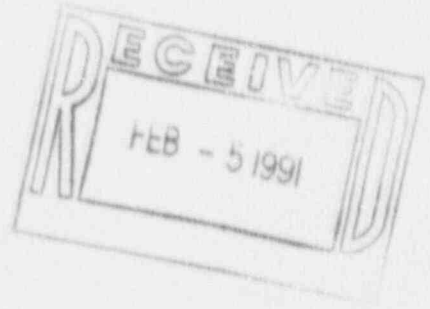




MIDWEST TESTING LABORATORY, INC.

4102 7TH AVE. N. • P.O. BOX 3042 • FARGO, ND 58108-3042 • 701-282-9633 • FAX 701-282-9635

January 30, 1991



United States Nuclear Regulatory Commission
Region IV
611 Ryan Plaza Drive, Suite 1000
Arlington, TX 75011

Re: General License 10 CFR 150.20
Docket: 15000033/90-03

Gentlemen:

With regard to your letter dated January 23, 1991, we are responding to the notice of violation items.

We acknowledge the fact that we were in violation of the reciprocity notification regulations. In the spring of 1990 following the receipt of information from the North Dakota Health Department, regarding reciprocity rules we began filing the necessary 241 forms. As the construction season progressed, the number of trips into Minnesota greatly increased. Located on the border, we are given very little notice when tests are needed and trips are often short with very few tests at any given site. The time required to telephone 241 requests in, which often would require several calls per day, as well as preparing and mailing four copies of the 241 form and our six page license became unmanageable and our staff neglected to comply.

Corrective steps taken since the inspection include notification of all our branch offices, that the forms must be filed and notification given to the NRC as well as the Minnesota Department of Health/Radiation Control (when applicable), for any activities outside the State of North Dakota. We have submitted the necessary forms since your inspection. In an effort to avoid further violations we intend to apply for an NRC license, so that we may work at temporary job sites within NRC jurisdiction areas without filing for reciprocity. We hope to have the application in February and depending on processing or approval time, be licensed during March or April, prior to the construction season getting into full swing. Until such time proper filing will be maintained.

Regarding Item 2, we again acknowledge that we were in violation, and that proper shipping papers were not routinely carried by our gauge users. We have no valid reason for the violations. Shipping

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January 30, 1991

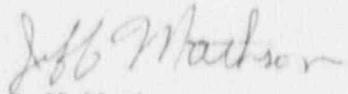
papers have been prepared when we have shipped them in for calibration or repair, but we did not carry them for routine transport to and from job sites. To correct this, permanent shipping papers have been prepared for each gauge and a packet with the necessary information will be within arms reach of the gauge operator during transport to and from job sites. This will be effective immediately.

We hope that these corrective actions meet with your approval and should you have any further comments or questions regarding them please contact us.

We thank you for your understanding in these matters and assure you that every effort will be made to avoid further violations.

Sincerely,

MIDWEST TESTING LABORATORY, INC.



Jeff Mathson
Branch Manager

JJM:III

