

APPENDIX

NOTICE OF VIOLATION

Ramey Testing Laboratory, Inc.  
Owasso, Oklahoma 74055

Docket: 030-20459  
License: 35-21291-01

During an NRC inspection conducted on May 31, 1994, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violations are listed below:

- A. 10 CFR 71.5(a) requires that a licensee who transports licensed material outside of the confines of its plant or other place of use, or who delivers licensed material to a carrier for transport, comply with the applicable requirements of the regulations appropriate to the mode of transport of the Department of Transportation (DOT) in 49 CFR Parts 170-189.

49 CFR 177.817(a) requires that a carrier not transport a hazardous material unless it is accompanied by a shipping paper prepared in accordance with 49 CFR 172.200-203. Pursuant to 49 CFR 172.101, radioactive material is classified as hazardous material.

Contrary to the above, between October 1993 and May 1994, the licensee transported licensed material outside the confines of its plant without shipping papers accompanying the shipment.

This is a repeat violation.

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

- B. License Condition 19 requires, in part, that the licensee conduct its program in accordance with statements, representations, and procedures contained in the application dated June 29, 1988, and letter dated November 17, 1988, which designated a certain individual as being the Radiation Safety Officer.

Contrary to the above, on May 31, 1994, an individual other than the individual specified in the application had been designated as the Radiation Safety Officer since September 1993.

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

Pursuant to the provisions of 10 CFR 2.201, Ramey Testing Laboratory, Inc., 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 IV, 611 Ryan Plaza Drive, Suite 400, Arlington, Texas 76011, 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 to show cause 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.

Dated at Arlington, Texas  
this 17th day of June, 1994

bcc:

DMB - Original (IE-07)

LJCallan

SJCollins

RAScarano

DWeiss, OC/LFDCB (T-9E10)

\*WLFisher

\*CLCain

\*FAWenslawski, WCFO

\*RALeonardi

\*NMIB

\*MIS System

\*RIV Files (2)

\*W/IFS Form

RIV:NMIB <i>RA-4</i>	AC:NMIB <i>re</i>	DD:DRSS <i>MA</i>	D:DRSS <i>MA</i>	
RALeonardi	CLCain	RAScarano	SJCollins <i>MA</i>	
06/14/94	06/16/94	06/17/94	06/17/94	

- bcc:
- DMB - Original (IE-07)
- LJCallan
- SJCollins
- RAScarano
- DWeiss, OC/LFDCB (T-9E10)
- \*WLFisher
- \*CLCain
- \*FAWenslawski, WCFO
- \*RALeonardi
- \*NMIB
- \*MIS System
- \*RIV Files (2)
  
- \*W/IFS Form

RIV:NMIB <i>RA</i>	AC:NMIB <i>RA</i>	DD:DRSS <i>RA</i>	D:DRSS <i>RA</i>	
RALeonardi	CLCain	RAScarano	SJCollins	
06/15/94	06/16/94	06/17/94	06/17/94	