

DCS

May 20, 1994
EN 94-061

REGION IV
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: AT Laboratories, Inc. (EA 94-083)
Grand Prairie, Texas
Docket No. 150-00042 (Agreement State Licensee)

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$500

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$500 will be issued on or about May 25, 1994, to AT Laboratories, Inc., an Agreement State Licensee (Texas). This action is based on a Severity Level III violation involving a failure to notify the NRC via NRC Form 241 prior to conducting licensed activities involving moisture/density gauges in Oklahoma, a non-Agreement State.

The base civil penalty for this violation and this category of licensee is \$500. The civil penalty adjustment factors were considered but resulted in no net adjustment; escalation for NRC identification of the violation was offset by mitigation for the licensee's corrective actions. None of the remaining factors warranted an adjustment.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice	May 25, 1994
Telephone Notification of Licensee	May 25, 1994

The states of Oklahoma and Texas will be notified.

The licensee has 30 days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

Contacts: Gary Sanborn, 817-860-8222 L. J. Callan, 817-860-8225

PRELIMINARY INFORMATION
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* The EN should be sent to the Document Management Branch and the PDR after the enforcement action has been sent to the licensee.

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