

APPENDIX A

NOTICE OF VIOLATION

J. L. Shepherd & Associates
San Fernando, California 91340

Docket No. 9999-0001
California License No. 1777-70

During an NRC inspection conducted on May 10 and 11, 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. Condition 13 (ii) states, "Except as specifically provided otherwise by this license, the licensee shall possess and use radioactive material described in this license in accordance with statements, representations, and procedures contained in the documents listed below:" Subpart (a) includes J. L. Shepherd and Associates Radiological Safety Control Manual dated October 24, 1988. Section VIII of that manual commits to calibrating primary portable instruments on a quarterly basis.

Contrary to the above on May 10, 1994, the licensee's technician, used an Eberline E-520, for performing surveys demonstrating compliance with Department of Transportation requirements for transporting radioactive material, which had not been calibrated since December 10, 1993.

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

- B. Condition 13 (ii) states, "Except as specifically provided otherwise by this license, the licensee shall possess and use radioactive material described in this license in accordance with statements, representations, and procedures contained in the documents listed below:" Subpart (a) includes J. L. Shepherd and Associates Radiological Safety Control Manual dated October 24, 1988. Section VI, subpart 2 of that manual states, "Film badges for personnel working on loaded units, per Section XIV.2, will be changed on a monthly basis.."

Contrary to the above as of May 10, 1994, the licensee's technician was wearing a Thermoluminescent Dosimeter (TLD) for measurement of personnel exposure to radiation which had not been exchanged since November 1, 1993.

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

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Pursuant to the provisions of 10 CFR 2.201, J. L. Shepherd & Associates 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 I, 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.