

APPENDIX A

NOTICE OF VIOLATION

Fisons Instruments, Inc.
Paramus, New Jersey 07652

Docket No. 030-22113
License No. 29-23484-02

During an NRC inspection conducted on April 12, 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 11 of License No. 29-23484-02 requires that licensed material be used by, or under the supervision of, A. D. Bashall.

Contrary to the above, as of April 8, 1994, licensed material was not used by, or under the supervision of, A. D. Bashall. Specifically, Mr. Bashall is not employed by Fisons Instruments, Inc.

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

- B. 10 CFR 32.52 requires, in part, that each person licensed under 10 CFR 32.51 to initially transfer devices to generally licensed persons shall report to the Director of Nuclear Materials Safety and Safeguards, all transfers of such devices during each calendar quarter, or indicate that no transfers were made during the reporting period.

Contrary to the above as of April 12, 1994, no reports were submitted to the Director of Nuclear Materials Safety and Safeguards of all transfers of devices each calendar quarter, or reports that no transfers were made during the reporting period, since 1991.

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

Pursuant to the provisions of 10 CFR 2.201, Fisons Instruments, 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 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.

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REGION I

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