

APPENDIX

NOTICE OF VIOLATION

Environmental Protection Agency  
Las Vegas, Nevada 89193-3478

Docket: 030-06981  
License: 27-05861-02

During an NRC inspection conducted on June 8-10, 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. License Condition 21 requires the licensee to conduct a physical inventory every 6 months to account for all sources and/or devices received and possessed under the license.

Contrary to the above, the licensee did not conduct a physical inventory of the sealed sources possessed under the license in the Office of Radiation and Indoor Air (Electronics Shop Room 519), from June 1993 to March 1994, a period exceeding 8 months.

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

- B. License Condition 12.A. requires in part that sealed sources and detector cells be tested for leakage and/or contamination at intervals not to exceed 6 months. License Condition 12.E.(v) requires in part that when sealed sources are removed from storage for use or transferred to another person, and they have not been tested within the required leak test interval, the sources will be tested before use or transfer.

Contrary to the above, a detector cell (Serial No. F4800) containing 15 millicuries of nickel-63 was leak tested on June 30, 1992, and subsequently placed into storage, but was not tested for contamination or leakage within 6 months prior to its use on January 4, 1994.

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

Pursuant to the provisions of 10 CFR 2.201, the Environmental Protection Agency, Environmental Monitoring Systems Laboratory, Las Vegas, Nevada, 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 75011, and a copy to the Region IV Walnut Creek Field Office, 1450 Maria Lane, Walnut Creek, California, 94596, 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 *7th* day of *JULY* 1994

JUL 7 1994

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

WCFO	B:MLB <i>JAW</i>	D:DRSS <i>JD</i>		
DSKOV <i>AL</i>	FWENSLAWSKI	SCOLLINS		
<i>6/13/94</i>	<i>7/1/94</i>	<i>7/6/94</i>		