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July 11, 1994

Certified Mail:  
P-250-420-168

Mr. Michael Lamastra  
Licensing Section 2, Licensing Branch  
Div. of Fuel Cycle Safety  
and Safeguards, NMSS  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-001

Dear Mr. Lamastra:

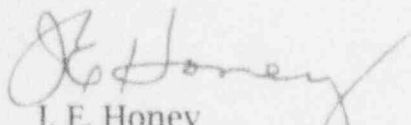
Pursuant to our telephone conversation today, I discussed the matter of our right to accompany the NRC during an inspection with counsel, Mr. Stanley Stevinson. It is our understanding that the regulation [10 CFR 19.14(b)] allows the licensee to accompany the NRC during inspections. We would like to cooperate fully with the NRC and feel that this matter deserves further attention before it becomes a problem, since you are of the opinion that the NRC has the authority to exclude our representative during an inspection. Is our interpretation of this regulation incorrect? If not, then is there another regulation which we are not aware of that supercedes 10 CFR 19.14(b)?

We have always provided an escort for NRC personnel to insure their safe conduct while at our facility. If the NRC must be allowed "unescorted access", then we will have to investigate the training necessary for such access in order to ensure compliance with other regulatory requirements, i.e., R.C.R.A., Chemical Safety, Hazard Communications, Radiological Contingency Plan training, etc.

It is not our intent to limit access or interfere in any way with the objective of any NRC personnel. This procedure is the same procedure used for all regulatory agencies that frequent our plant.

If there are any questions concerning this matter, please contact me at (618) 524-2111 or Mr. Stanley Stevinson at (201) 455-3544. Thank you very much for your assistance.

Sincerely,

  
J. E. Honey  
Manager, Regulatory Affairs

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