

NOTICE OF VIOLATION

Manhattan College Corporation
Riverdale, New York 10471

Docket Nos. 50-199/70-2951
License Nos. R-94/SNM-1892

During NRC inspection on July 13-14, 1994, two 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, these violations are listed below:

1. 10 CFR 70.3 states in part that no person subject to the regulations in this part shall receive title to, own, acquire, deliver, receive, possess, use, or transfer special nuclear material except as authorized in a license issued by the Commission.

Contrary to the above, as of July 14, 1994, the Manhattan College Corporation possessed special nuclear material, in the form of three fission chambers containing a total of four grams of uranium-235 enriched to more than 20%, that was not authorized in a license issued by the Commission.

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

2. 10 CFR 50.54(p)(2) states in part that a licensee may change the Security Plan without prior Commission approval if the effectiveness of the Security Plan is not decreased, and that the licensee shall furnish to the Commission a report containing a description of each such change within two months after making the change.

Contrary to the above, as of July 14, 1994, the Manhattan College Corporation had not furnished to the Commission a report containing a description of a change to the Security Plan made in April 1992 under the provisions of 10 CFR 50.54(p)(2).

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

Pursuant to the provisions of 10 CFR 2.201, Manhattan College Corporation 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.

Dated at King of Prussia, Pennsylvania
this 27th day of July, 1994