

MAR 31 1983

DN 99990001

Inquiry No.: 83-01

ARDL Inc.
ATTN: Dr. L. B. Gibbons
Laboratory Director
P. O. Box 1566
Mt. Vernon, Illinois 62864

Gentlemen:

SUBJECT: NOTICE OF VIOLATION

This refers to a telephone discussion between Mr. J. Davis of this office and Mr. R. Jenkins of your staff. The subject of the discussion was the fact that NRC records show that you have licensed material in your possession without a valid NRC license and no application for such a license has been filed in accordance with Title 10, Code of Federal Regulations, Part 30. Your possession of that material without a valid, specific license is a violation of Section 30.3 of 10 CFR Part 30. Section 30.3 states:

"Except for persons exempt as provided in this part and Part 150 of this chapter, no person shall manufacture, use, import or export byproduct material except as authorized in a specific or general license issued pursuant to the regulations in this chapter."

This Notice of Violation is sent to you under the provisions of Section 2.201 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations. Section 2.201 requires you to submit to this office a written statement or explanation in reply including: (1) corrective steps which have been taken by you and (2) corrective steps which will be taken to avoid this happening in the future.

Since you plan to continue possession of radioactive material, your corrective steps must include prompt filing of an application for a license. Your application will be processed as a request for a new license. Accordingly, you must determine if your program is subject to a license fee as required, submit the appropriate fee along with the application. Copies of appropriate application forms and guides are enclosed for your use.

Also, you must immediately place the radioactive material on hand in secure storage until such time as you acquire a valid license. No other use of the material on hand or purchase of additional material is authorized. Include a statement in your reply to this Notice of Violation confirming that you have taken this action and describing the controls that will be exercised over the stored material until such time that you obtain a valid license.

OFFICIAL RECORD COPY

8308120126 830331
IE QA999 EECARDL
99990001 PDR

12:07

110

MAR 31 1983

You are required to reply to this Notice within thirty days of the date of this letter. Address your reply to U. S. Nuclear Regulatory Commission, Region I, Nuclear Materials Section A, Attention: Chief, Nuclear Materials Section A, 631 Park Avenue, King of Prussia, Pennsylvania 19406. A request for a license should be addressed to Technical Programs Branch, ATTN: James R. Miller, Chief, U. S. Nuclear Regulatory Commission, Region III, 799 Roosevelt Road, Glen Ellyn, Illinois 60137.

In accordance with Section 2.790 of the NRC's "Rules of Practice." Part 2, Title 10, Code of Federal Regulations, a copy of this letter and your reply will be placed in the Public Document Room.

The responses directed by this letter are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

We request that you give prompt attention to this matter. Should you have any questions, we would be pleased to discuss them with you.

Sincerely,

Original Signed By:
John D. Kinneman





Thomas T. Martin, Director
Division of Engineering and
Technical Programs

Enclosures:
NRC Form 313I
10 CFR Part 170
NRC Form 314

cc:
Public Document Room (PDR)
Nuclear Safety Information Center (NSIC)
State of Illinois

bcc:
Region I Docket Room (w/concurrences)
Organic Lab Corp File, L/N 20-17043-01
Darrell Wiedeman, Region III

 RI:DETP
Davis
3/25/83

 RI:DETP
Kinneman
3/29/83

RI:DETP
Glenn
3/30/83
OFFICIAL RECORD COPY