

DCD (SP03)

Pls. Send Gov  
to Pat  
Springfield

LR2  
04/11/95

(1) PLB2  
(2) P#2  
(3) SCA  
(4) H. Filer (CF)

STATE OF ILLINOIS  
DEPARTMENT OF NUCLEAR SAFETY  
1035 OUTER PARK DRIVE  
SPRINGFIELD, ILLINOIS 62704

Jim Edgar  
Governor

217-785-9900  
217-782-6133 (TDD)

Thomas W. Ortziger  
Director

March 30, 1995

To: All Agreement States and Oklahoma

Enclosed is an order that allows Edward Cole and Patrick Kozinski to resume the performance of Industrial Radiography. The Department had sent you copies of earlier emergency orders indicating the suspension of their certification. If you have any questions concerning this matter, please contact me at (217) 785-9948.

Sincerely,

*Steven C. Collins*

Steven C. Collins, Chief  
Division of Radioactive Materials

SCC:ren

cc: NRC  
ASNT

95 APR -5 AM 11:07

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OSP Cite: SPAG-8

STATE OF ILLINOIS  
DEPARTMENT OF NUCLEAR SAFETY

In Re Edward Cole, Patrick	)	No.	DRM 95-01
Kozinski, and X.R.I. Testing,	)		DRM 95-02
A Division of X-Ray Industries	)		DRM 95-03
	)		

ORDER TERMINATING EMERGENCY SUSPENSION PERIODS

WHEREAS, the Illinois Department of Nuclear Safety (the "Department") issued two Emergency Orders captioned In Re Edward Cole, DRM 95-01 and In Re Patrick Kozinski, DRM 95-02 pursuant to its authority under Section 38 of the Radiation Protection Act of 1990 (the "Act"), 420 ILCS 40/38; and

WHEREAS, Section 40/30 of the Radiation Protection Act of 1990 provides that:

The Department shall issue such orders or modifications thereof as may be necessary in connection with proceedings under Section 10 and other provisions of this Act and the regulations promulgated by the Department; and

WHEREAS, the Department has reviewed the submissions from X.R.I. Testing dated February 16, February 23, March 21, and March 23, 1995; and

WHEREAS, the Department has determined that the remedial actions taken by X.R.I. Testing are sufficient reason to lift the emergency suspensions; and

WHEREAS, the termination of the emergency suspensions does not constitute a dismissal of the proceedings currently pending against Edward Cole, Patrick Kozinski, or X.R.I. Testing.

Accordingly, in view of the foregoing and pursuant to the procedures set forth in 32 Ill. Adm. Code 200, IT IS HEREBY ORDERED THAT:

1. Edward Cole and Patrick Kozinski shall have their certification documents returned by the Department. Edward Cole and Patrick Kozinski shall be allowed to retain their certification documents pending the outcome of the administrative hearing into this matter; and
2. Edward Cole and Patrick Kozinski shall be allowed to perform industrial radiography operations at all locations previously authorized by this Department. Edward Cole and Patrick Kozinski shall be allowed to continue to perform industrial radiography operations pending the outcome of the administrative hearing into this matter.

ILLINOIS DEPARTMENT OF NUCLEAR SAFETY,

BY:

  
THOMAS W. ORTIGER, DIRECTOR

DATE: March 27, 1995