

JUL 06 1987

Docket No: 30-20787
License No: 29-21452-01
EA 87-121

MEMORANDUM FOR: James Lieberman, Director, OE

FROM: William T. Russell, Regional Administrator, RI

SUBJECT: PROPOSED CIVIL PENALTY - CONSOLIDATED NDE, INC.
WOODBIDGE, NEW JERSEY

Enclosed for your review and concurrence is a proposed enforcement action (letter and Notice of Violation and Proposed Imposition of Civil Penalty) for two violations identified during an NRC inspection conducted at the licensee's facility in Woodbridge, New Jersey, and at a temporary radiography field site in Port Reading, New Jersey. The inspection was conducted after the licensee notified Region I that certain individuals may have entered a high radiation area at the Port Reading field site while the radiographic iridium-192 source was exposed. During the inspection, the inspectors determined that neither the radiographer nor radiographer's assistant maintained direct surveillance of an access point to the area to preclude unauthorized entry, and did not properly post the area with the required warning signs. Two similar violations were previously identified during an NRC inspection in 1986. However, in that case, there was no entry into the high radiation area.

Since these two violations may have resulted in unauthorized entry to the high radiation area, and created a substantial potential for exposure in excess of regulatory limits, the two violations are categorized in the aggregate at Severity Level III to focus on our underlying concern, namely, the failure to take adequate corrective action to prevent recurrence. Accordingly, a \$5,000 civil penalty is proposed. We considered increasing the civil penalty amount because of the repetitive nature of the violations. However, we do not recommend an increase in the civil penalty amount because the event was reported to the NRC even though such reporting was not required. The licensee's corrective actions, although acceptable, were not considered unusually prompt and extensive.

William T. Russell
Regional Administrator

Enclosures:

1. Letter and "Notice of Violation and Proposed Imposition of Civil Penalty"
2. Inspection Report 87-01
3. Enforcement History

OFFICIAL RECORD COPY

CP CONSOLIDATED NDE - 0001.0.0
07/06/87

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REG1 LIC30
29-21452-01 DCD

IE:07
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cc w/encls:
Enforcement Directors, R II - III
Enforcement Officers, RIV - V
J. Goldberg, OGC
R. Cunningham, NMSS
B. Summers, OE (2)
K. Abraham, PAO

OK
RI:EO
Holody/mjh/pjj
7/2/87

DRA *ent*
Allan *aka*
6/1/87

Winneman
DI:DRSS
Winneman
6/2/87

RA *WTR*
Russell
6/6/87

Goyner
DI:DRSS
Goyner
6/2/87

Martin
DI:DRSS
Martin
6/2/87

Gutierrez
RI:RC
Gutierrez
6/5/87