

NOTICE OF VIOLATION

Engineering & Testing Services, Inc.

License No. 13-24403-01

As a result of the inspection conducted on May 20, 1986, and in accordance with 10 CFR Part 2, Appendix C - General Statement of Policy and Procedure for NRC Enforcement Actions (1985), the following violations were identified:

1. License Condition No. 12 requires that licensed material be used by, or under the supervision and in the physical presence of individuals who have satisfactorily completed the device manufacturer's training program and have been designated by the Licensee's Radiation Protection Officer.

Contrary to the above, the licensee permitted two individuals to use licensed material during 1985 at various jobsites and they were not in the physical presence of an individual who had completed the device manufacturer's training program.

This is a Severity Level IV violation (Supplement VI).

2. 10 CFR 71.5(a) requires that no licensee shall transport any licensed material outside the confines of his plant or other place of use, or deliver any licensed material to a carrier for transport, unless the licensee complies with applicable requirements of the regulations appropriate to the mode of transport of the DOT in 49 CFR Parts 170-189.

49 CFR 172.200 requires that each person who offers a hazardous material for transportation shall describe the hazardous material on the shipping paper. 49 CFR 177.817 requires a carrier to have a shipping paper accompanying each shipment of hazardous material, and the shipping paper be prepared in accordance with 49 CFR 172.201 through 172.203.

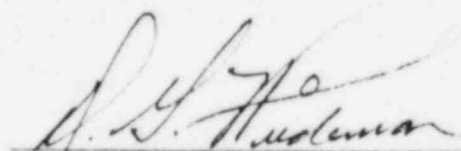
Contrary to this requirement, the licensee transported hazardous material (Radioactive Material, Special Form) to jobsites near Indianapolis, Indiana on numerous occasions during 1985, and did not have the proper shipping papers to accompany the shipments.

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

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date of this Notice a written statement or explanation in reply, including for each violation: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further violations; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

JUN 5 - 1986

Dated



D. G. Wiedeman, Chief
Nuclear Materials Safety
Section 1

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