

NOTICE OF VIOLATION

GTE Valenite Corporation

License No. 21-17436-01
General License (10 CFR 31.5)

As a result of the inspection conducted on October 27, 1988, and in accordance with 10 CFR Part 2, Appendix C - General Statement of Policy and Procedure for NRC Enforcement Actions (1988), the following violations were identified:

General License

1. 10 CFR 31.5(c)(8) states that a generally licensed device containing byproduct material shall not be disposed of or transferred except to a specific licensee.

Contrary to the above, between 1981 and the present, the licensee inadvertently disposed of a Fisher Technology gauge nominally containing 600 microcuries of cadmium-109 and a UPA Technology gauge nominally containing 75 microcuries of promethium-147. The disposal transfers were not made to a specific licensee.

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

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2. License Condition No. 10 states that licensed material shall be used only at the licensee's facilities located in Madison Heights, Michigan.

Contrary to the above, on September 21, 1988, three licensed gauges containing millicurie quantities of cesium-137 were transferred to the licensee's facility in West Branch, Michigan, an unauthorized location.

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

3. License Condition No. 14 states that relocation of devices containing sealed sources shall be performed by persons specifically licensed by the NRC or an Agreement State to perform such services.

Contrary to the above, on September 21, 1988, three gauges containing cesium-137 sealed sources were relocated by the licensee from its Madison Heights, Michigan facility to its West Branch, Michigan facility without specific authorization.

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

4. 10 CFR 71.5 requires that licensees transport licensed material in compliance with Department of Transportation regulations in 49 CFR Parts 170-189.

49 CFR 177.817 requires that a hazardous material shipment must be accompanied by a shipping paper prepared in accordance with 49 CFR.

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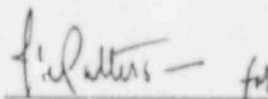
Contrary to the above, on September 21, 1988, three nuclear gauges containing byproduct (hazardous) material were shipped from Madison Heights, Michigan to West Branch, Michigan without accompanying shipping papers.

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) the corrective actions that have been taken and the results achieved; (2) the corrective actions that will 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.

NOV 15 1988

Dated _____



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