

ENCLOSURE

NOTICE OF VIOLATION

National Aeronautics and Space
Administration
Langley Research Center
Hampton, VA

Docket No. 040-08546
License No. SUB-1297

During the Nuclear Regulatory Commission (NRC) inspection conducted on June 30, 1988, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1988), the violations are listed below:

- A. License Condition 10 requires that licensed material shall only be used at Langley Research Center, Building 1254, Hampton, Virginia.

Contrary to the above, a licensee representative stated that licensed materials are used at Langley Research Center, Buildings 1148 and 12470, and at nearby Advex, Inc., Hampton, Virginia, and Westgate Machine Shop, Hampton, Virginia.

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

- B. 10 CFR 71.5 requires that each licensee who transports licensed material outside of the confines of its plant or other place of use, or who delivers licensed material to a carrier for transport, shall comply with the applicable requirements of DOT in 49 CFR Parts 170 through 189.

49 CFR 177.817(a) requires for a carrier who transports hazardous materials, that each shipment be accompanied by a shipping paper prepared in accordance with 49 CFR 172 Subpart C.

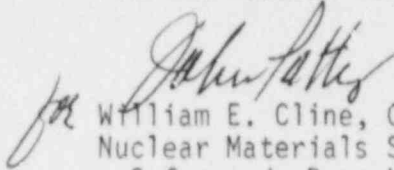
Contrary to the above, a licensee representative stated that licensed material was transported to and from Advex, Inc., Hampton, Virginia, and Westgate Machine Shop, Hampton, Virginia, and no shipping papers were prepared.

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

Pursuant to the provisions of 10 CFR 2.201, NASA, Langley Research Center is hereby required to submit a written statement or explanation to the Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555, with a copy to the Regional Administrator, Region II, within 30 days of the date of the letter transmitting this Notice. This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) admission or denial of the violation, (2) the reason for the violation if admitted, (3) the corrective steps which have been taken and the results achieved, (4) the corrective steps which will be taken to avoid further violations, and (5) the date when full compliance will be achieved. Where good

cause is shown, consideration will be given to extending the response time. If an adequate reply is not received within the time specified in this Notice, an order may be issued to show cause why the license should not be modified, suspended, or revoked or why such other action as may be proper should not be taken.

FOR THE NUCLEAR REGULATORY COMMISSION


William E. Cline, Chief
Nuclear Materials Safety and
Safeguards Branch
Division of Radiation Safety
and Safeguards

Dated at Atlanta, Georgia
this 21st day of July 1988