

June 24, 1999

Docket Nos. 070-00398
030-22202

License Nos. ~~SNM-362~~
19-23454-01E

Lyman E. Pevey
Chief, Occupational Health & Safety Division
U.S. Department of Commerce
National Institute of Standards and Technology
Building 301, Room B124
Gaithersburg, MD 20899-0001

SUBJECT: INSPECTION NOS. 070-00398/99-001 AND 030-22202/99-001 AND NOTICE
OF VIOLATION

Dear Mr. Pevey:

On June 15 - 17, 1999, Eric Reber of this office conducted a safety inspection at Gaithersburg, Maryland of activities authorized by the above listed NRC licenses. The inspection was an examination of your licensed activities as they relate to radiation safety and to compliance with the Commission's regulations and the license conditions. The inspection consisted of observations by the inspector, interviews with personnel, and a selected examination of representative records. The findings of the inspection were discussed with Bert Coursey, Thomas Hobbs, and Douglas Eagleson of your organization at the conclusion of the inspection.

Based on the results of this inspection, it appears that your activities were not conducted in full compliance with NRC requirements. A Notice of Violation is enclosed that categorizes the violation by severity level in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (Enforcement Policy), NUREG 1600. You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional actions you plan to prevent recurrence. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. After reviewing your response to this Notice, including your proposed corrective actions and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

In accordance with Section 2.790 of NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and your reply will be placed in the Public Document Room (PDR).

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L. Pevey
U.S. Department of Commerce

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Your cooperation with us is appreciated.

Sincerely,

Original signed by Francis M. Costello

Francis M. Costello, Acting Chief
Nuclear Materials Safety Branch 2
Division of Nuclear Materials Safety

Enclosure:
Notice of Violation

cc:
Thomas Hobbs, Radiation Safety Officer
State of Maryland

L. Pevey
U.S. Department of Commerce

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