



Union Carbide Corporation
A Subsidiary of The Dow Chemical Company
P.O. Box 8004
437 MacCorkle Avenue, SW
South Charleston, WV 25303
USA

December 15, 2021

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, DC 20555-0001

SUBJECT: Response to Apparent Violations in NRC Inspection Report No.
03038844/2021001; EA-21- 114

Dear Mr. Welling:

On November 18, 2021, Union Carbide Corporation received notice that one of the apparent violations (AV) from the review on July 22, 2021, was being considered for escalated enforcement action in accordance with the NRC Enforcement Policy. The AV being considered for escalated enforcement action is related to a failure to maintain a qualified RSO on our NRC license. The reason for this AV is that Deborah Otto was terminated from the company and replaced by Jennifer Whittaker. Jennifer was a certified RSO but did not update our NRC license while employed. Jennifer resigned from the company in early 2020. Due to COVID-19 and travel restrictions, Justin Ricks was not a certified RSO until June 2021. Our license has been amended in accordance with the letter dated July 20, 2021. The corrective steps that will be taken are for the EH&S Leader to verify our site RSO and NRC license on a quarterly basis. This action will be generated in the Dow Compliance Task Tool each quarter and will be closed by the action owner upon verification. We are also updating the site Radiation Program to include the requirement to have a current RSO named in the policy and to have the NRC license match that individual.

If you have any questions concerning our response to this matter, please contact Justin Ricks at 304-747-1597 or Toby Scholl 304-747-5619.

Sincerely,

Toby Scholl, EH&S Leader
Justin Ricks, RSO