

April 13, 2001

Chrissa Schremp
Organic Group Leader
Industrial Testing Laboratories
2672 Metro Boulevard
Maryland Heights, MO 63043

SUBJECT: NRC REVIEW OF TRANSFERRED GAS CHROMATOGRAPH SOURCES

Dear Ms. Schremp:

This refers to your conversations with NRC staff between January and April 2001 regarding: (1) a transfer of two nickel-63 gas chromatograph sources to Mid-America Analytical & Co. on November 21, 1999; and (2) failure to perform leak tests of the gas chromatograph sources at the required frequency.

As discussed with you during a teleconference with Robert G. Gattone, Jr., of my staff on April 11, 2001, the NRC has determined that two violations of 10 CFR 31.5 occurred when Industrial Testing Laboratories (ITL): (1) transferred two generally-licensed gas chromatograph sources, each containing approximately 15 millicuries of nickel-63, to an unlicensed company on November 21, 1999 (reference 10 CFR 31.5(c)(8)); and (2) failed to perform leak tests of the sources from February 16 to November 21, 1999 (reference 10 CFR 31.5(c)(2)).

In accordance with the NRC's Interim Enforcement Policy for Generally Licensed Devices, the NRC is exercising discretion and, therefore, is not issuing enforcement actions for these violations because the violations were not willful. ITL identified and reported the violations to the NRC, and ITL took appropriate corrective actions to address the violations and to prevent recurrence of similar problems. However, any future violations of 10 CFR 31.5 may be considered for enforcement action.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be available **electronically** for public inspection in the NRC Public Document Room **or** from the *Publicly Available Records (PARS) component of NRC's document system (ADAMS)*. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

Sincerely,

/RA/

Geoffrey C. Wright, Chief
Materials Inspection Branch

Docket No. 99990003
General License 10 CFR 31.5

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| OFFICE | RIII | | RIII | | RIII | | RIII | |
| NAME | Gattone:ib | | Martin | | Clayton | | Wright | |
| DATE | 04/12/01 | | 04/12/01 | | 04/13/01 | | 04/13/01 | |

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C. Schremp

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