



# Westinghouse

Westinghouse Electric Company  
Hematite Former Fuel Cycle Facility  
3300 State Road P  
Festus, MO 63028  
USA

Mr. Michael Johnson  
Director, Office of Enforcement  
U.S. Nuclear Regulatory Commission  
One White Flint North  
11555 Rockville Pike  
Rockville, MD 20852-2738

Direct tel: (314)810-3368  
Direct fax: (636) 937-7955

Our ref: HEM-05-138  
Date: September 22, 2005

Reference: SNM-33 (Docket 70-0036)

Subject: PAYMENT OF CIVIL PENALTY: EA-05-104

Dear Mr. Johnson:

Westinghouse Electric Company LLC (Westinghouse) is in receipt of the Notice of Violation (NOV) dated August 25, 2005. That NOV advises that the Nuclear Regulatory Commission (NRC) has determined that three violations of NRC requirements have occurred at the Hematite facility and has proposed a civil penalty. The purpose of this letter is to inform the NRC that Westinghouse has issued payment for the proposed penalty of \$16,250. Check number 7000108942, dated September 15, 2005 has been issued in paper form from Westinghouse to the NRC. The check was processed by the NRC on September 21, 2005.

Westinghouse stresses its commitment to ensuring a strong and effective NCS program at the Hematite facility. Westinghouse recognizes that this commitment applies equally to a facility such as Hematite which is being decommissioned as it does to operating facilities. Westinghouse will continue to monitor all aspects of the Hematite D&D project with a priority on safety, valuing the prevention of errors, and a work force that adheres to procedures.

If you have any questions concerning this response, please contact me at (314) 810-3368.

Sincerely,

Henry A. Sepp  
Project Director

cc: Regional Administrator, NRC Region III  
Mr. Geoff Grant, NRC Region III Deputy Regional Administrator  
Mr. Jamnes Cameron, NRC Region III  
Mr. Gene Bonano, NRC Region III  
Ms. Amy Snyder, NRC Headquarters  
Mr. Mike J. Saunders, Westinghouse  
Mr. A. Joseph Nardi, Westinghouse  
Mr. Gordon M. Vytlačil, Westinghouse  
Mr. Tracy Chance, Westinghouse