



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

August 4, 2011

Docket No. 03035316

License No. 06-30556-01

Henry W. Siegrist, P.E., C.H.P.
Corporate Radiation Safety Officer
Cabrera Services, Inc.
473 Silver Lane
East Hartford, CT 06118-1152

SUBJECT: NRC INSPECTION REPORT NO. 03035316/2011001, CABRERA SERVICES, INC., EAST HARTFORD, CONNECTICUT SITE AND NOTICE OF VIOLATION

Dear Mr. Siegrist:

On July 20-21, Kathy Modes of this office conducted a safety inspection at the above address of activities authorized by the above listed NRC license. 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 selective examination of representative records. The findings of the inspection were discussed with you, Director of Operations, Corporate Health and Safety Manager of your organization at the conclusion of the inspection.

Based on the results of this inspection and in accordance with the NRC Enforcement Policy, the NRC has determined that a Severity Level IV violation of NRC requirements occurred. The violation involved your Radiation Safety Committee failing to meet at least quarterly. The violation is cited in the enclosed Notice of Violation (Notice), because the violation was identified by the NRC.

Within the scope of this inspection, a Non-Cited Violation (NCV) of License Condition 18 of NRC License No. 06-30556-01 was also identified. You provided a response to this matter in your letter to the NRC dated November 16, 2010 (ADAMS Accession No. ML103480700). This was a non-repetitive, licensee-identified and corrected violation and is being treated as a Non-Cited Violation consistent with Section 2.3.2 of the Enforcement Policy issued on April 25, 2011 (ADAMS Accession No. ML093480037).

You are required to respond to this letter in regards to the violation and should follow the instructions specified in the enclosed Notice when preparing your response. For your consideration, review the NRC Information Notice 96-28, "Suggested Guidance Relating to Development and Implementation of Corrective Action," at the NRC website at www.nrc.gov; select **Electronic Reading Room; Document Collections; Generic Communication; then Information Notices**. The NRC will use your response, in part, to determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosures, and your response, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC document system (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Medical, Med, Ind, & Academic Users**; then **Regulations, Guidance and Communications**. The current Enforcement Policy is included on the NRC's website at www.nrc.gov; select **About NRC, Organizations & Functions; Office of Enforcement; Enforcement documents**; then **Enforcement Policy (Under 'Related Information')**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 7:00 a.m. to 6:30 p.m. EST, Monday through Friday (except Federal holidays).

Please contact Kathy Modes at (610) 337-5251 if you have any questions regarding this matter.

Sincerely,

Original signed by Judith A. Joustra

Judith A. Joustra, Chief
Decommissioning Branch
Division of Nuclear Materials Safety

Enclosure:
Notice of Violation

cc:
State of Connecticut

H. Siegrist

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Distribution:

D. J. Holody, RI

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NOTICE OF VIOLATION

Cabrera Services, Inc.
East Hartford, CT

Docket No. 03035316
License No. 06-30556-01

During an NRC inspection conducted on July 20-21, 2011, one violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

Condition 27 of License No. 06-30556-01 requires, in part, that the licensee shall conduct its program in accordance with statements, representations, and procedures contained in the application dated May 25, 2010 (ML101470059).

Section 5.2.1 of the application dated May 25, 2010 states, that Radiation Safety Committee meet as often as necessary to conduct business, but not less than quarterly.

Contrary to the above, the Radiation Safety Committee did not meet quarterly. Specifically, the Committee did not meet between December 23, 2009 and July 22, 2010, or between November 12, 2010 and May 27, 2011

This is a Severity Level IV violation (Supplement 6.3).

Pursuant to the provisions of 10 CFR 2.201, Cabrera Services, Inc. is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001. Under the authority of Section 182 of the Act, 42 U.S.C. 2232, any response which contests an enforcement action shall be submitted under oath or affirmation.

Your response will be placed in the NRC Public Document Room (PDR) and on the NRC Web site. To the extent possible, it should, therefore, not include any personal privacy, proprietary, or safeguards information so that it can be made publically available without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Notice of Violation
Cabrera Services, Inc.

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In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days of receipt.

Dated This 4th day of August 2011