

# NOTICE OF VIOLATION

Langlade Memorial Hospital  
Antigo, Wisconsin

License No. 48-17481-03  
Docket No. 030-12823

During an NRC inspection conducted on November 19, 1992, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1992), the violations are listed below:

1. 10 CFR 71.5(a) requires that a licensee who transports licensed material outside of the confines of its plant or other place of use, or who delivers licensed material to a carrier for transport, comply with the applicable requirements of the regulations appropriate to the mode of transport of the Department of Transportation (DOT) in 49 CFR Parts 170 through 189.

49 CFR 172.202(a) and (b) require in part, with exceptions not applicable here, that the shipping description of a hazardous material on the shipping paper include, in the following sequence: (1) the proper shipping name prescribed for the material in 172.101 or 172.102, (2) the hazard class, (3) the identification number, and (4) the total quantity by weight or volume. Pursuant to 49 CFR 172.101, radioactive material is classified as hazardous material.

Contrary to the above, on numerous occasions since November 1989, the licensee transported outside the confines of its facility licensed material, and the shipping description on the shipping paper that the licensee used to accompany the shipment did not include the proper shipping name, radioactive material, NOS, or the proper identification No., UN 2982.

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

2. 49 CFR 172.403 requires, in part, with exceptions not applicable here, that each package of radioactive material be labeled, as appropriate, with a RADIOACTIVE WHITE-I, a RADIOACTIVE YELLOW-II, or a RADIOACTIVE YELLOW-III label. The contents, activity, and transport index must be entered in the blank spaces on the label; and each package must have two labels, affixed to opposite sides of the package.


Contrary to the above, on numerous occasions since November 1989, the licensee transported outside the confines of its facility licensed material, and the RADIOACTIVE label affixed to the package did not identify the contents, activity or transport index.

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

Pursuant to the provisions of 10 CFR 2.201, Langlade Memorial Hospital is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, Region III, 799 Roosevelt Road, Glen Ellyn, Illinois, 60137, 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. 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.

DEC 28 1992

Dated

  
B. J. Holt, Chief  
Nuclear Materials Inspection  
Section 1