

APPENDIX A

NOTICE OF VIOLATION

Exxon Nuclear Company Inc.
2101 Horn Rapids Road
Richland, WA 99352

Docket No. 70-1257
License No. SNM-1227

As a result of the inspection conducted on March 12-13, 1981, by the State of Nevada resident inspector at the US Ecology, Beatty, Nevada burial site, of a shipment of radioactive waste shipped from your facility in Richland, Washington on March 10, 1981 and in accordance with the Interim Enforcement Policy, 45 FR 66754 (October 7, 1980), this office has identified the following violation:

- A. 10 CFR 71.5(a) requires that NRC licensees comply with the applicable packaging and transportation requirements of the Department of Transportation (DOT) in 49 CFR parts 170-189.
1. 49 CFR 173.392(c)(1) requires that package shipments of those specific activity (LSA) materials transported in exclusive use vehicles must be packaged in strong, tight packages so that there will be no leakage of radioactive materials under conditions normally incident to transportation.

Contrary to the above, on March 10, 1981 the licensee delivered LSA radioactive material to a carrier for exclusive use vehicle transport in a package which was not a strong, tight package.

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

Pursuant to the provisions of 10 CFR 2.201, Exxon Nuclear Company is hereby required to submit to this office within twenty-five days of the date of this Notice, a written statement or explanation in reply, including: (1) the corrective steps which have been taken and the results achieved; (2) corrective steps which will be taken to avoid further items of noncompliance; and (3) the date when full compliance will be achieved. Under the authority of Section 182 of the Atomic Energy Act of 1954, as amended, this response shall be submitted under oath or affirmation.

APR 17 1981

Dated

William J. Cooley

W. J. Cooley
Fuels Facilities Inspector

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