

NOTICE OF VIOLATION

Victoreen, Inc.  
Solon, Ohio

License No. 34-25957-01  
Docket No. 030-30736

During an NRC inspection conducted on December 7-8, 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 30.34(c) requires, in part, that each licensee confine his possession and use of byproduct materials to the locations and purposes authorized by the license.

Condition 9 of License No. 34-25957-01 limits the use of licensed materials to research and development.

Contrary to the above, on and around December 7 and 8, 1992, the licensee conducted decontamination activities of radioactive material received from another licensee.

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

2. 10 CFR 30.41(a) and (b)(5) require, in part, that no licensee transfer byproduct material except to a person authorized to receive such byproduct material under the terms of a specific or general license issued by the Commission or Agreement State.

Contrary to the above:

- a. On March 26, 1992, the licensee transferred four sources, each containing 0.2 microcuries of Strontium-90, to Radiation Dynamics, Inc.
- b. On June 11, 1992, the licensee transferred a source containing 90 millicuries of Cesium-137 to North Carolina State University.

These person were not authorized to receive such byproduct material under the terms of a specific or general license issued by the Commission or Agreement State.

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

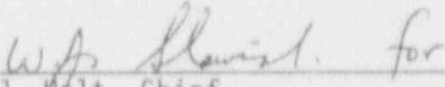
3. 10 CFR 20.203(b) requires that each radiation area be conspicuously posted with a sign or signs bearing the radiation caution symbol and the words: "Caution Radiation Area."

Contrary to the above, on December 8, 1992, the radiation area in the radwaste storage area was not posted as required.

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

With respect to Items 1, 2.b., and 3, the inspection showed that actions had been taken to correct the identified violations and to prevent recurrence. Consequently, no reply to these violations is required and we have no further questions regarding this matter. With respect to Item 2.a., pursuant to the provisions of 10 CFR 2.201, Victoreen, Inc., 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, and a copy to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington D.C. 20555 with a copy 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.

Dated at Glen Ellyn, Illinois  
this 31<sup>st</sup> day of December 19 92

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