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April 30, 1985

John E. Glenn, Ph.D., Chief
Nuclear Materials Safety Section B
Division of Radiation Safety and Safeguards
U.S. Nuclear Regulatory Commission
Region I
King of Prussian, PA 19406

Dear Dr. Glenn:

I am in receipt of a Notice of Violation from your office dated April 19, 1985. On April 30, I spoke with Edwin A. Wurtz, Ph.D. of your office concerning clarification and guidance in responding to the instructions given in Appendix A. As a result of our conversation, I am submitting the following explanation in reply to items (1)-(3) of Appendix A.

(1) The corrective steps which have been taken and the results achieved:

The subject instrument was located and is awaiting a North Carolina state license. On April 30, I contacted Mr. Malcolm Kennedy of Curken Scientific, Hawleyville, CT 06440 (telephone no. 201-426-8708) who had purchased our Hewlett-Packard Gas Chromatograph Model 5840 containing a Nickel-63 detector cell Model 18803-60520 on August 30, 1985. He said that the instrument had been sold in December, 1984 to Neutech, Inc., 28 Cheek Road, Durham, NC. The user was Dr. Louis Ballard (telephone no. 919-544-5146). I spoke with Dr. Ballard who informed me that he had applied for a license from the state of North Carolina, Department of Human Resources, Division of Facility Services, Raleigh, NC in January, 1985.

(2) Corrective steps which will be taken to avoid further violations:

At present, we do not have any gas chromatographs with electron capture cells in our laboratories. Should we ever own one in the future, it would be properly licensed and never again transferred unless the transferee's license is authorized to receive the instrument with approved, verified procedures.

(3) The date when full compliance will be achieved:

It is my hope that the response given in this letter will have corrected the violation and achieved full compliance.

Sincerely yours,

Norman Eider
Manager

Analytical Laboratory

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NE/gm