

September 17, 1996

EA 96-256

Wayne Weinfurter
President
GCME, Inc.
3471 Packerland Drive
DePere, WI 54115

SUBJECT: PREDECISIONAL ENFORCEMENT CONFERENCE SUMMARY

Dear Mr. Weinfurter:

On August 29, 1996, representatives of GCME, Inc. met with NRC personnel in the Region III Office located in Lisle, Illinois, to discuss the apparent violations identified in NRC Inspection Report No. 030-31195/96001(DNMS). The conference was held at the request of Region III.

The licensee did not agree with the facts detailed in Inspection Report No. 030-31195/96001(DNMS). However, the licensee did not provide specific examples during the conference on which sections of the inspection report it considered inaccurate. Notwithstanding the above, the licensee agreed with the five apparent violations identified in the report and presented at the conference. The licensee did not address the cause of the apparent violations, but indicated that the employee responsible for causing most of the apparent violations had been terminated. After significant prompting from the NRC, the licensee provided the following corrective actions: (1) the licensee terminated the employee "responsible" for several violations; (2) the Radiation Safety Officer (RSO) will insure that new, hired individuals receive appropriate training and a personal monitoring device prior to use of a nuclear gauge; (3) new locks and chains have been installed on vehicles transporting nuclear gauges for the purposes of security, blocking and bracing. In addition, these new chains will be locked to the vehicle at all times; (4) gauge users have been reformed that nuclear gauges shall be transported in the transportation case provided by the gauge manufacturer; and (5) the licensee has reemphasized to gauge users all licensee policies and NRC regulations regarding the transportation and use of nuclear gauges.

The NRC expressed concern regarding the following: (1) the lack of licensee management involvement in enforcing NRC regulations, (2) the licensee's apparent inadequate review of the causes of the apparent violations; and (3) the licensee's failure to present comprehensive corrective actions without significant NRC prompting. The NRC was very concerned during the conference, that the RSO may have also violated NRC requirements on other occasions.

The attendance list is enclosed with this summary.

9609230117 960917
PDR ADOCK 03031195
C PDR

IE46
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W. Weinfurter

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In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this summary and its enclosure will be placed in the NRC Public Document Room.

Sincerely,

Original signed by Cynthia D. Pederson

Cynthia D. Pederson, Director
Division of Nuclear Materials Safety

Docket No. 030-31195
License No. 48-23409-01

Enclosure: Attendance List

bcc w/encl: Office of Enforcement
J. Goldberg, OGC
D. Cool, NMSS
C. Weil, RIII
PUBLIC IE07

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* See Previous Concurrence

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W. Weinfurter

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Sincerely,

Cynthia D. Pederson, Director
Division of Nuclear Materials Safety

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ENCLOSURE

Conference Attendees

Licensee

Wayne Weinfurter, President

Jim Bernardi, Radiation Safety Officer

Nuclear Regulatory Commission

Cynthia D. Pederson, Director, Division of Nuclear Materials Safety

Bruce Burgess, Enforcement Officer

Charles Weil, Senior Enforcement Specialist

Darrel Wiedeman, Senior Radiation Specialist

Michael LaFranzo, Radiation Specialist