

September 24, 1996

EA 95-183

Mrs. Lourdes T. Boschuk  
President  
J&L Testing Company, Inc.  
938 South Central Avenue  
Canonsburg, Pennsylvania 15317

SUBJECT: DENIAL FOR RELAXATION OF ORDER SUSPENDING LICENSE DATED  
SEPTEMBER 27, 1995

Dear Mrs. Boschuk:

This refers to your letter dated August 12, 1996, requesting relief from the Order Suspending License (Order) dated September 27, 1995. Section IV of the Order dated September 27, 1995 states that the Regional Administrator may, in writing, relax or rescind any of the conditions of the Order upon demonstration by the Licensee of good cause. The NRC will not act on your request until any potential enforcement actions based on the findings of investigations are completed.

Questions concerning the Order should be addressed to Mr. James Lieberman, Director, Office of Enforcement, U. S. Nuclear Regulatory Commission, Washington, D.C. 20555. Mr. Lieberman may be reached at (301) 415-2741.

In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter will be placed in the Public Document Room.

Sincerely,

**Original Signed By:**  
**Charles W. Hehl**

Charles W. Hehl, Director  
Division of Nuclear Materials Safety

Docket No. 030-33725  
License No. 37-28442-02

cc:  
Commonwealth of Pennsylvania  
State of New York

**RETURN ORIGINAL TO  
REGION I**

OFFICIAL RECORD COPY

9610010133 960924  
PDR ADOCK 03033725  
C PDR

**IE 07**

Distribution:

PUBLIC

Nuclear Safety Information Center (NSIC)

Region I Docket Room (w/concurrences)

H. L. Thompson, DECS

W. F. Kane, RI

C. J. Paperiello, NMSS

D. A. Cool, NMSS

T. Johnson, NMSS

M. Weber, NMSS

N. Mamish, OE

J. H. Joyner, RI

K. Smith, RI

C. Gordon, RI

D. Chawaga, RI

D. Holody, RI

J. Joustra, RI

M. Campion, RI

E. Wilson, RI

F. Costello, RI

K. Dolce, RI

\*SEE PREVIOUS CONCURRENCE

DOCUMENT NAME: S:\PENDING\J&LDENY.KD1

To receive a copy of this document, indicate in the box: "C" = Copy w/o attach/encl "E" = Copy w/ attach/encl "N" = No copy

*DRH*  
*Holody*  
*9/20/96*

OFFICE	DNMS/RI <i>DNMS</i>	N	OE	OGC	E	ORA/RM <i>RM</i>
NAME	Hehl\kadl*		JLieberman*	RWeisman <i>mes</i>		HM <i>Wier</i>
DATE	09/09/96		09/ /96	09/19 /96		09/20 /96

Distribution:

PUBLIC

Nuclear Safety Information Center (NSIC)

Region I Docket Room (w/concurrences)

H. L. Thompson, DEDS

W. F. Kane, RI

C. J. Paperiello, NMSS

D. A. Cool, NMSS

T. Johnson, NMSS

M. Weber, NMSS

N. Mamish, OE

J. H. Joyner, RI

K. Smith, RI

C. Gordon, RI

D. Chawaga, RI

D. Holody, RI

J. Joustra, RI

M. Campion, RI

E. Wilson, RI

F. Costello, RI

K. Dolce, RI

From: Nader Mamish  
To: KPD1.KPP1(KAD1)  
Date: 9/3/96 5:27pm  
Subject: ~~Applied Health Physics -Reply~~  
J+L

OE concurs with the following changes:

1. Change the 3rd and forth sentences in the 1st paragraph to read:  
"We have reviewed your letter and find that the information you provided does not address the underlying basis in the Order. Therefore, the NRC concludes that you have not demonstrated good cause why the Order should be relaxed at this time."

2. Delete "Thank you for your cooperation."

CC: KPD1.KPP1(FMC),

DOCUMENT NAME: S:\PENDING\J&LDENY.KD1

To receive a copy of this document, indicate in the box: "C" = Copy w/o attach/encl "E" = Copy w/ attach/encl "N" = No copy

OFFICE	DNMS/RI <i>JK</i>	N	OE	OGC	<i>JK</i> E	ORA/RI
NAME	Hehl\kadl <i>JK</i>		Lieberman	RWeisman <i>JK</i>	<i>JK</i> Schwartz	HMiller
DATE	09/05/96		09/4/96	09/19/96		09/ /96

By Phone, for  
Nader Mamish