

APPENDIX A

Nuclear Energy Services Manufacturing
Docket No. 99901018/85-01

NOTICE OF VIOLATION

As a result of the inspection conducted on June 10-14 and June 24-28, 1985 and in accordance with Section 206 of the Energy Reorganization Act of 1974 and its implementing regulation 10 CFR Part 21, the following violation was identified and categorized in accordance with the NRC Enforcement Policy (10 CFR Part 2, Appendix C), 49 FR 8583 (March 8, 1984):

Section 21.31 of 10 CFR Part 21 dated May 31, 1984 states, in part, "Each ...corporation...subject to the regulations in this part shall assure that each procurement document for a...basic component...specifies, when applicable, that the provisions of 10 CFR Part 21 apply."

Contrary to the above, a review of 50 purchase orders (PO), 35 for materials and 15 for services, pertaining to the Three Mile Island Unit 2 (TMI) defueling canisters indicated that while 10 CFR Part 21 was imposed upon NES by Bechtel (ref. PO TC-016172 dated December 4, 1984), NES POs to 23 vendors (11 material - POs 4010, 4009, 3998, 4008, 4012, 4011, 4292A, 4292, 4356, 4293, and 4291; 12 service-POs 4297, 4664, 4657, 4642, 4639, 4632, 4608, 4607, 4337, 4681, 4467, and 4359) did not similarly specify that 10 CFR Part 21 requirements would apply.

This is a Severity Level IV Violation (Supplement VII).

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