

Appendix

NOTICE OF VIOLATION

Longview Inspection, Inc.

License No. Texas 7-3720

As a result of the inspection conducted on August 29, 1985, and in accordance with the General Policy and Procedures for NRC Enforcement Actions, (10 CFR Part 2, Appendix C), the following violations were identified:

- 1.0 10 CFR 71.12(a)(c)(1)(3) requires each licensee who transports Type B quantities of licensed material in NRC approved containers to have on file a copy of the Certificate of Compliance issued for each type of container, and to register in writing with the Director, Office of Nuclear Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 as a user of the NRC approved containers.

Contrary to this requirement, the licensee failed to register in writing with the Commission as a user, and failed to obtain a Certificate of Compliance for two Automation Industries Model 520 exposure devices used to transport Type B quantities of iridium-192 to a job site in Wood River, Illinois, during the period from April 29, 1985 to the day of the inspection, August 29, 1985.

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

- 2.0 10 CFR 71.5(a) requires that no licensee shall transport any licensed material outside the confines of his plant or other place of use, or deliver any licensed material to a carrier for transport, unless the licensee complies with applicable requirements of the regulations appropriate to the mode of transport of the DOT in 49 CFR Parts 170-189.

49 CFR 173.476(a) requires that each shipper of special form radioactive material shall maintain on file for at least 1 year after the last shipment, a complete certification and supporting safety analysis demonstrating that the special form materials meet the requirements of 49 CFR 173.469.

Contrary to this requirement, on the date of the inspection, a file had not been maintained of the certifications for special form sources possessed by the licensee.

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

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- 3.0 10 CFR 150.20(b)(1) requires that when engaging in activities in non-Agreement States under the general license granted by 10 CFR 150.20(a), you must file four copies of Form NRC-241 (revised) "Report of Proposed Activities in non-Agreement States" and four copies of your Agreement State specific license with the Director of the appropriate Nuclear Regulatory Commission Inspection and Enforcement Office within at least three days prior to engaging in such activity.

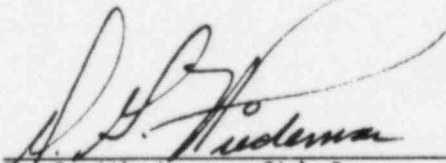
Contrary to this requirement, the licensee failed to submit a Form NRC-241 to the appropriate Nuclear Regulatory Commission Inspection and Enforcement Office within at least three days prior to engaging in such activity. Specifically, the licensee performed radiography operations at Wood River, Illinois, a location where the NRC maintains jurisdiction during the period from April 29, 1985 to July 16, 1985 without filing the required documents.

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

With respect to item 3.0, the inspection showed that action had been taken to correct the identified violation and to prevent recurrence. Consequently, no reply to this item is required and we have no further questions regarding this matter. With respect to items 1 and 2, pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of the date of this Notice a written statement or explanation in reply, including for each item of noncompliance: (1) corrective action taken and the results achieved; (2) corrective action to be taken to avoid further noncompliance; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

SEP 25 1985

Dated

  
D. G. Wiedeman, Chief  
Nuclear Materials Safety Section 1