

## NOTICE OF VIOLATION

A. I. M., Inc.  
Parkton, Maryland

Docket No. 040-09016  
License No. SUB-1555

During an NRC inspection conducted on November 25, 1996, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (Enforcement Policy), NUREG 1600, the violations are listed below:

- A. 10 CFR 30.36(d)(4) and (g)(1), effective August 15, 1994, require that within 60 days of the occurrence that no principal activities, as defined in 10 CFR 40.4, under the license have been conducted for a period of 24 months, each licensee shall provide notification to the NRC in writing of such occurrence and either begin decommissioning its site, or any separate building that contains residual radioactivity, so that the building is suitable for release in accordance with NRC requirements; or submit within 12 months of notification a decommissioning plan, if required by paragraph (f) of this section, and begin decommissioning upon approval of that plan.

Since June 10, 1994, no principal activities have been conducted in a separate building located at 62 East High Street, New Freedom, Pennsylvania. This building contains residual radioactivity such that the building is unsuitable for release in accordance with NRC requirements.

Contrary to the above, no notification of this occurrence has been submitted to the Region I NRC office and the licensee has neither submitted a decommissioning plan nor begun decommissioning.

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

- B. Condition 11. B. of License No. SUB-1555 requires that the individual named in this condition is to be the Radiation Safety Officer (RSO) for this license.

Contrary to the above, as of November 25, 1996, the named RSO had left the company. The licensee has not notified the NRC of this nor submitted an amendment naming another qualified individual as the Radiation Safety Officer.

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

Pursuant to the provisions of 10 CFR 2.201, A. I. M., Inc., is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps

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that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.