

September 4, 1996

EA No. 96-313

Larry M. Jacobs and Associates, Inc.
ATTN: Mr. Daniel Henderson
Secretary/Treasurer
328 E. Gadsden Street
Pensacola, Florida 32501

SUBJECT: NRC INSPECTION REPORT NO. 150-00009/96-07 and 150-00009/96-08

Dear Mr. Henderson:

This refers to the inspection conducted on August 6-7, 1996, at your Fort Walton Beach and Pensacola, Florida facilities. The purpose of the inspection was to follow up on your use of byproduct material without an NRC license at Eglin Air Force Base, Hurlburt Field and Pensacola Naval Air Station, Florida. At the conclusion of the onsite inspection, the findings were discussed with you.

Areas examined during the inspection are identified in the report. Within these areas, the inspection consisted of selective examinations of procedures and representative records and interviews with personnel.

Based on the results of this inspection, one apparent violation was identified and is being considered for enforcement action in accordance with the "General Statement of Policy and Procedures for NRC Enforcement Actions" (Enforcement Policy), NUREG-1600. The apparent violation is of concern because the failure to file for reciprocity prior to engaging in activities conducted in areas of exclusive Federal jurisdiction denies the NRC the opportunity to inspect and ensure that the public health and safety is protected. Accordingly, no Notice of Violation is presently being issued for this finding. In addition, please be advised that the number and characterization of the apparent violation described in the enclosed inspection report may change as a result of further NRC review.

You will be advised by separate correspondence of the results of our deliberations on this matter. No response regarding the apparent violation is required at this time.

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

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Larry M. Jacobs and
Associates, Inc.

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Should you have any questions concerning this letter, please contact
Mr. Charles M. Hosey at (404) 331-5614.

Sincerely,

(original signed by
D. M. Collins)

Bruce S. Mallett, Director
Division of Nuclear Materials Safety

Docket No.: 150-00009
Florida License Nos.: 1508-1, 1508-2

Enclosure: NRC Inspection Report Nos. 150-00009/96-07 and 96-08

cc w/encl: State of Florida

Distribution w/encl:

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J. Lieberman, OE

OE:EA File (BSummers) (2)

D. Cool, NMSS

D. Flack, NMSS

(*) See Next Page for previous concurrences

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