



November 11, 1996

Charles M. Hosey
Chief, Materials Licensing/Inspection Branch I
Division of Nuclear Materials Safety
United States Nuclear Regulatory Commission, Region II
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Atlanta, Georgia 30323-0199

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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Subject: **REPLY TO A NOTICE OF VIOLATION**
NRC Inspection Report No. 45-11921-01/96-01 and Notice of Violation

Dear Mr. Hosey,

We hereby acknowledge receipt of the Inspection Report and Notice of Violation for an inspection conducted by an officer of the NRC, Mr. John Pelchat, at the Danville, Virginia Masonite facility on September 30, 1996. In accordance with your instructions, we submit the following:

During the discussion of findings, it was noted that the licensee, the Danville facility, had failed to amend the license to list Mr. William Mosby as the new Radiation Safety Officer after Mr. Jack Coyle's retirement. This was noted as a "minor violation" to Mr. Alfred Ramsay - the Plant Manager, Mr. William Mosby - the current RSO, and Mr. Otis Johnson - the Assistant (Alternate) RSO.

REPLY: Request that the Notice of Violation be withdrawn for the reasons which follow:

Mr. Jack Coyle, the former RSO, retired in March 1996 (correction to finding).
Mr. William Mosby completed training in February 1996 and assumed duties as RSO in March 1996 upon Mr. Coyle's retirement.

During the discussion of findings, it was noted by Mr. Pelchat that future such deficiencies could be avoided by documenting to the NRC the appointment of an "Alternate Radiation Safety Officer". Therefore, in the event that the RSO is absent for an extended period or leaves the company for any reason, the facility is not left without a qualified representative to serve in this capacity. It is important to note that the Danville facility had, in fact, taken this action - although this was apparently not understood by Mr. Pelchat during the inspection.

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Mr. Otis Johnson, the plant Electrical Advisor (Foreman), was documented to the NRC in July 1993 as being the plant Assistant RSO. In this role he has completed the required RSO training identical to that received by the RSO, he co-administrates the program, and is empowered to serve as the alternate RSO in the absence of the appointed RSO. Mr. Johnson is identified in the application for the current Materials License as the "Assistant RSO". This application for license renewal was acknowledged as received by the NRC in August 1993. It is identified in the current license as an official attachment of that document. The plant Ionizing Radiation Program procedures and employee training module also identify Mr. Otis Johnson, by name, as the "Alternate" RSO. Therefore, it is requested that consideration be given to withdrawing this Notice of Violation.

The amendment to the license naming Mr. William Mosby as RSO has been submitted and is documented as received in the NRC, Region II office effective November 1, 1996.

The plant will review further the Materials License and administrative procedures to insure completeness in every respect.

Attached is a copy of the first two pages of the July, 1993 application letter and a copy of an August 1993 letter from the NRC as having received the application.

Sincerely,



Alfred H. Ramsay, Jr.
Plant Manager

cc: U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk,
Washington DC 20555

Mr. Alfred Ramsay, Plant Manager, Masonite, Danville, Virginia

Mr. Otis Johnson, Assistant Radiation Safety Officer, Masonite, Danville, Virginia

Mr. John Peltchat, NRC Inspector

REPLY TO A NOTICE OF VIOLATION - 11/11/96