

DCS

November 27, 1985
EN 85-78

OFFICE OF INSPECTION AND ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: DelMonte Corporation, Walnut Creek, CA
General Licensee (10 CFR 31.5)

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$500

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of Five Hundred Dollars will be issued on or about December 3, 1985 to DelMonte Corporation. This action is based on the unauthorized removal and improper disposal of a generally licensed Filtec gauge containing 100 millicuries of americium-241.

It should be noted that the licensee has not been specifically informed of the enforcement action. The Regional Administrator has been authorized by the Director, Office of Inspection and Enforcement, to sign this action. The schedule of issuance and notification is:

Mailing of Notice	December 3, 1985
Telephone Notification of Licensee	December 3, 1985

A news release has been prepared and will be issued about the time the licensee receives the Notice. The State of Indiana will be notified.

The licensee has thirty days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

Contact: E. Flack, IE 29823

J. Axelrad, IE 24909

Distribution:

H Street 12:31	MNBB 12:34	Phillips 12:34	EW	Willste 12:39
Chairman Palladino	EDO	NRR	IE	NMSS
Comm. Roberts	DED/ROGR		OIA	RES
Comm. Asselstine	PA		OI	
Comm. Bernthal	ELD		AEOD	
Comm. Zech	RM			
ACRS				
SECY	Air Rights 9:25	Regional Offices	MAIL	
CA	SP	RI 12:41 RIV 12:57	ADM: Doc. Mgt. Br.	
PE		RII 12:45 RV 12:53	PDR	
		RII 12:49		

PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL DECEMBER 3, 1985

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PDR I&E
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