

April 4, 1997

EA 97-065

Mr. Warren L. Stevens, President
M&W Soils Engineering, Inc.
265 Main Street
Post Office Box 884
Charlestown, New Hampshire 03603

SUBJECT: NOTICE OF VIOLATION
(NRC INSPECTION REPORT NO. 9999-0001/97-004)

Dear Mr. Stevens:

This letter refers to your March 10, 1997 correspondence, in response to our February 19, 1997 letter.

Thank you for informing us of the corrective and preventive actions documented in your letter. The NRC has determined that no further enforcement action is necessary to ensure compliance with NRC regulatory requirements. However, significant violations in the future could result in a civil penalty.

Your cooperation with us is appreciated.

Sincerely,

ORIGINAL SIGNED BY:
A. RANDOLPH BLOUGH

A. Randolph Blough, Director
Division of Nuclear Materials Safety

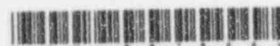
Docket No. 9999-0001
New Hampshire License No. 264R

cc:
State of New Hampshire
State of Vermont

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Main Street, P O Box 884
Charlestown, NH 03603

Phone: (603)-826-5873
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Warren L. Stevens, P.E.
Myron Domingue

March 10, 1997

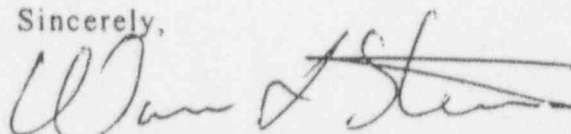
United States Nuclear Regulatory Commission
Washington, DC 20555-0001
Atten: Document Control Desk

RE: Reply to a Notice Of Violation 004
(NRC Inspection Report No. 9999-0001/97-008)

To whom it may concern:

1. This was a violation for using nuclear densimeters in an NRC state without proper forms (Form 241).
2. We have ceased operation in the NRC state.
3. All personnel have been notified that use of the gauges in an NRC state is a violation. We have requested and have received both NRC Forms 241 and 313, and are deciding which avenue to take.
4. We are now in compliance, as we have ceased use of the gauges in the NRC state. We anticipate having the proper license in the next few months. This will depend on the amount of work and the date it will start. Gauges are utilized for checking soil compaction in the construction industry and currently we have no jobs requiring their use. We are bidding for work this summer and will know soon what our work load will be.

Sincerely,



Warren L. Stevens, P.E.

WLS:sj

CC: U.S. N.R.C. - King Of Prussia, PA

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