

## NOTICE OF VIOLATION

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Lakewood, New Jersey

Docket No. 030-22145  
License No. 29-20951-01

During an NRC inspection conducted on January 22, and February 27, 1997, 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 35.51(a) requires that a licensee calibrate the survey instruments used to show compliance with 10 CFR Part 35 before first use, annually, and following repair.

Contrary to the above, the licensee was using a Model No. NPI-200 survey instrument to show compliance with 10 CFR Part 35, and this survey instrument had not been calibrated annually. Specifically the survey meter was not calibrated during the period between March 9, 1992 through April 27, 1995.

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

- B. 10 CFR 35.51(a)(3) requires that a licensee conspicuously note the apparent exposure rate from a dedicated check source, as determined at the time of calibration, and the date of calibration on any survey instrument used to show compliance with 10 CFR Part 35.

Contrary to the above, as of February 27, 1997, the licensee did not have the apparent exposure rate from a dedicated check source as determined at the time of calibration noted on its NPI-200 survey instrument, and the licensee was using this survey instrument to show compliance with 10 CFR Part 35.

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

Pursuant to the provisions of 10 CFR 2.201, you are 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 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

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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.