

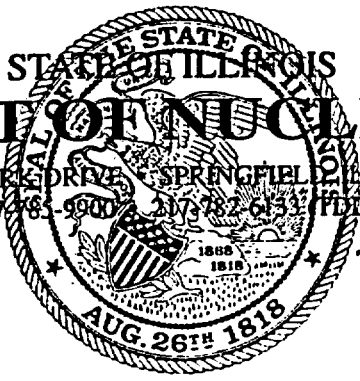
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- (1) PHL
- (2) FCC
- (3) SLP
- (4) JHM
- (5) DMS/ASPD

STATE OF ILLINOIS
DEPARTMENT OF NUCLEAR SAFETY

1035 OUTER PARK DRIVE, SPRINGFIELD, ILLINOIS 62704
 217-785-6900 / 217-785-6131 (TDD)

George H. Ryan
 Governor



Thomas W. Ortiger
 Director

December 21, 1999

Distribution:

State Radiation Regulatory Programs
 U. S. Nuclear Regulatory Commission
 American Society for Non-Destructive Testing (ASNT)

Subject: Industrial Radiography Certification (DRM 00-32)

Enclosed for your information is a copy of an Order issued in the above referenced matter. If you have any questions regarding this matter, you may contact me by telephone at 217-785-6982 or by email "collins@idns.state.il.us".

Sincerely,

Steven C. Collins

Steven C. Collins, Assistant Manager
 Office of Radiation Safety

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**STATE OF ILLINOIS
DEPARTMENT OF NUCLEAR SAFETY**

In re Michael T. Ford

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DRM 00-32

RESPONDENT.

ORDER

1. Michael T. Ford is acting on his own behalf in this matter.
2. The Department of Nuclear Safety is represented by Lyle J. Black, Senior Staff Attorney.
3. The hearing in this matter was set for December 3, 1999, at 12:30 p.m., by order of November 16, 1999.
4. On December 2, 1999, a conference call was held between, Mr. Black, Mr. Ford, and Ms. Gillio the assigned Hearing Officer, to address Mr. Ford's withdrawal of his request for hearing.
5. Mr. Ford indicated that he withdrew his request for hearing and agreed to comply with the stipulations that are set forth in the Preliminary Order, which states the following:
 - a. The Respondent's certification to perform industrial radiography issued in September to Respondent 1994, by the Department be revoked.
 - b. The certification to perform industrial radiography as a trainee issued on or about August 13, 1999, to Respondent by the Department be revoked.
 - c. Respondent shall surrender his certification document to the Department.
 - d. Respondent's second application for Initial Certification as an Industrial Radiographer Trainee submitted on or about August 9, 1999, be denied.

6. Respondent shall cease to perform industrial radiographic operations in the State of Illinois for a minimum of one year until such time as all of the following occur:
 - a. Respondent demonstrates to the Department that Respondent meets those qualifications as set forth in 32 Ill. Adm. Code 405 for a certified radiographer;
 - b. Respondent has, after the effective date of this Order, completed a course acceptable to the Department of at least 40 hours of refresher training on industrial radiography (this is a course in addition to the one taken by Respondent in 1990);
 - c. Respondent demonstrates to the Department, pursuant to Ill. Adm. Code 405.140(e), that Respondent's certification as an industrial radiographer should be reinstated due to rehabilitation or other just cause; and
 - d. The Department issues a certification to Respondent to perform industrial radiography in Illinois.
7. In reference to number sixteen (16) of the Preliminary Order, both parties agreed that the Respondent made no willful misrepresentation to his active participation in industrial radiography with x-ray machines from 7/90 to 8/90. Both parties agreed that any errors made were the result of a clerical error rather than an intentional misrepresentation.
8. In reference to the Certified Industrial Radiographer Trainee certificate, the Respondent indicated that he lost the certificate. Both parties then agreed that if the Respondent should locate it he should tender it to the Department to the attention of Mr. Lyle Black at 1035 Outer Park Drive, Springfield, Illinois 62704.

IT IS HEREBY RECOMMENDED by the Hearing Officer, subject to approval by the Director, that this case is settled pursuant to the terms and conditions of an agreed settlement.

Vickie A. Gillio
Vickie A. Gillio
Administrative Hearing Officer

Date: Dec 9, 1999

Thomas Ortziger
Thomas Ortziger
Director

Date: 12/16/99