

| IUC/DUSA/EFR History of Notice of Violations and Civil Penalties | | | | | | | |
|--|-------------------|---------------|---|----------------|-----------|--------------------|---|
| Date of NOV | Regulations | Docket Number | Violations | Severity Level | Penalty | Civil Penalty Paid | Notes |
| August 23, 1999 | Water Quality | UGW20-01 | 1. In violation of UCA 19-3-107(1) for discharging pollutants to waters of the State, causing groundwater pollution which constitutes a menace to public health and the environment and impairs beneficial uses of water, and for placing wastes in a location where there is probable cause to believe it will cause groundwater pollution. | NA | None | NA | May 1999 - DRC Split Sampling Events with IUC |
| July 17, 2006 | Water Quality | UGW06-04 | 1. Failure to sample and report groundwater quality results from monitor well MW-3 in the 2nd Quarter 2005 monitoring event, as required by Part I.E.1(b)(2), of the Permit. | NA | None | NA | 1st -4th, Qtr 2005 Reports |
| | | | 2-4. Failure to provide an adequate MDL for MEK sampling and analysis for the 2nd, 3rd, and 4th Quarter, 2005 groundwater monitoring event, as required by Part I.E.1(d)(2) of the Permit. | NA | None | NA | |
| | | | 5. Failure to analyze for carbon tetrachloride in well MW-11 in the 2nd Quarter 2005 monitoring event, as required by Part I.E.1(c)(2)(i) of the Permit. | NA | None | NA | |
| | | | 6-8. Failure to provide an adequate error term for the gross alpha activity concentrations for the 4th Quarter, 2005 (December 12 - 14, 2005 groundwater monitoring event, as required by Part I.E.1(d)(3) of the Permit. | NA | None | NA | |
| August 24, 2006 | Water Quality | UGW06-03 | 1. In violation of UCA 19-3-107(1) for the following contaminants: Manganese (MW-14, MW-26, MW-32), Selenium (MW-15), Uranium (MW-3, MW-14, MW-15), and Chloroform (MW-26). | NA | None | NA | 1st -4th, Qtr 2005 Reports |
| | | | 2. Failure to promptly make corrections to the system to correct all groundwater discharge violations of the Permit, pursuant to UAC R317-6-6.14(A). | NA | None | NA | |
| | | | 3. In violation of the Permit requirements found in Part I.C.1 for exceeding the Utah Ground Water Quality Standard (GWQS) | NA | None | NA | |
| August 31, 2007 | Water Quality | UGW07-02 | 1. Failure to use an analytical laboratory that was certified by the State of Utah to perform testing for THF for the April, May, and 2 nd Quarter 2006 monitoring events, as required in Part I.E.4(c), of the Permit. | NA | None | NA | 2nd Qtr, 2006 Report |
| | | | 2. Failed to provide an adequate MDL for benzene sampling and analysis for the May, 2006 accelerated monitoring event, in well MW-26, as required by Part I.E.1(d)(2) of the Permit. | NA | None | NA | |
| | | | 3. Failure to provide an adequate MDL for carbon tetrachloride sampling and analysis for the May, 2006 accelerated monitoring event, in well MW-26, as required by Part I.E.1(d)(2) of the Permit. | NA | None | NA | |
| September 10, 2007 | Water Quality | UGW07-03 | 1. Failure to provide an adequate MDL for MEK sampling and analysis for the 2nd, 3rd, and 4th Quarter groundwater monitoring events, as required in Part I.E.1(d)(2), of the Permit. | NA | None | NA | 3rd & 4th Qtr, 2006 Reports |
| | | | 2. Failure to provide an adequate MDL for THF sampling and analysis for the 3rd Quarter, 4th Quarter, and November 2006 monitoring events, in well MW-26, as required by Part I.E.1(d)(2) of the Permit. | NA | None | NA | |
| | | | 3. Failure to provide an adequate error term for the gross alpha activity concentrations for wells during the 3rd Quarter (MW-23 and MW-32) and 4th Quarter (MW-2, MW-23, MW-26, MW-27, MW-28, MW-29, MW-30, and MW-32) 2006 monitoring events, as required by Part I.E.1(d)(3) of the Permit. | NA | None | NA | |
| October 26, 2007 | Radiation Control | - | 1. On October 16, 2007 DRC inspectors observed DUSA personnel leaving the restricted area without monitoring themselves. | III | None | NA | October 16 - 17, 2007 DRC Inspection |
| November 28, 2007 | Water Quality | UGW07-04 | 1. Failure to provide written notification of the GWCL exceedances for the March, 2007 monitoring event to the DRC within 30 days after receiving the data from the analytical laboratory, as required by Part I.G.1(a) of the Permit. | NA | \$24,949* | July 21, 2008 | 1st & 2nd Qtr, 2007 Reports |
| | | | 2. Failure to accelerate groundwater monitoring from quarterly to monthly for gross alpha in monitoring well MW-32 during the April and May 2007 monitoring events, as required by Part I.E.1(c)(2) and Part I.G.1(b)(1) of the Permit. | NA | | | |
| | | | 3. Failure to provide the 1st and 2nd Quarter 2007 Reports, to the DRC by their respective due dates for each report June 1 and September 1, respectively, as required by Part I.F.1 of the permit. | NA | | | |
| | | | 4-7. Failure to provide groundwater samples representative of the monitored activity for the March, April, May, and June 2007 monitoring events, in that the samples arrived at the analytical laboratory at a temperature above 4°C, as required by Part I.E.4(b), Part II.A of the Permit, and Table 1 and Section 9.3(d) of the approved DUSA QAP. | NA | | | |
| February 28, 2008 | Water Quality | UGW08-01 | 1. Failure to accelerate groundwater monitoring from quarterly to monthly for gross alpha in monitoring well MW-32 during the July and September 2007 monitoring events, as required by Part I.E.1(c)(2) and Part I.G.1(b)(1) of the Permit. | NA | \$24,949* | July 21, 2008 | 3rd Qtr, 2007 Report |
| | | | 2. Failure to provide the 3rd Quarter 2007 Report, to the DRC by its due date (December 1), as required by Part I.F.1 of the permit. | NA | | | |
| | | | 3. Failure to provide groundwater samples representative of the monitored activity for the July 2007 monitoring event, in that four samples arrived at the analytical laboratory at a temperature above 4°C, as required by Part I.E.4(b), Part II.A of the Permit, and Table 1 and Section 9.3(d) of the approved DUSA QAP. | NA | | | |
| | | | 4. Failure to provide groundwater samples representative of the monitored activity for the August 2007 monitoring event, in that 19 samples arrived at the analytical laboratory at a temperature above 4°C, as required by Part I.E.4(b), Part II.A of the Permit, and Table 1 and Section 9.3(d) of the approved DUSA QAP. | NA | | | |

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| Date of NOV | Regulations | Docket Number | Violations | Severity Level | Penalty | Civil Penalty Paid | Notes |
| April 1, 2008 | Water Quality | UGW08-02 | <p>1. Failure to provide written notification of the GWCL exceedance for manganese in well MW-18 for the October, 2007 monitoring event to the DRC within 30 days after receiving the data from the analytical laboratory, as required by Part I.G.1(a) of the Permit.</p> <p>2. Failure to accelerate groundwater monitoring from quarterly to monthly for gross alpha in monitoring well MW-32 during the November and December, 2007 monitoring events, as required by Part I.E.1(c)(2) and Part I.G.1(b)(1) of the Permit. This is a continuing violation, previously cited by the Executive Secretary on January 11, 2008, Docket No. UGW07-04 (Violation No. 2) and February 28, 2008, Docket No. UGW08-01 (Violation No. 1).</p> <p>3. Failure to analyze carbonate and bicarbonate in October 30, 2007 sample from well MW-19 within 14 day maximum holding time, as required by Part I.E.4(b) of the Permit and Table 1 and Section 9.3(c) of the approved DUSA QAP.</p> <p>4. Failure to provide groundwater samples representative of the monitored activity for the November 2007 monitoring event, in that two samples from wells MW-26 and MW-65 arrived at the analytical laboratory at a temperature above 4°C, as required by Part I.E.4(b), Part I.I.A of the Permit, and Table 1 and Section 9.3(d) of the approved DUSA QAP. This is a continuing violation, previously cited by the Executive Secretary on January 11, 2008 Docket No. UGW07-04 (Violations No. 4-7) and February 28, 2008 Docket No. UGW08-01 (Violations No. 3-4).</p> | NA | \$24,949* | July 21, 2008 | 4th Qtr, 2007 Report |
| April 30, 2008 | Radiation Control | - | <p>1a. Failure to provide written procedures pertaining to the storage, issuance, maintenance, repair, testing, and quality assurance of respiratory protection equipment.</p> <p>1b. Failure to provide training documentation for respirator users.</p> | IV | None | NA | March 26, 2008 DRC Inspection |
| June 9, 2008 | Radiation Control | - | 1. On March 28, 2008 DRC inspectors observed approximately 25 DUSA employees leave the Mill site at the end of their shift without properly monitoring themselves before exiting the restricted area. | III | \$2,500 | July 10, 2008 | May 28 - 29, 2008 DRC Inspection |
| June 10, 2008 | Water Quality | Civil Penalty | Failure to meet the terms of the November 14, 2007 Consent Agreement - Certified Laboratory (CHF) | NA | \$1,000 | July 22, 2008 | Tetrahydrofuran SCA |
| July 3, 2008 | Radiation Control | - | <p>1. Failure to submit the 2007 semi-annual reports within 60 days of the end of the reporting period.</p> <p>2. Failure to include lower limits of detections (LLDs) in the 2007 Semi-Annual Effluent Monitoring Reports with respect to stack monitoring and radon (Rn-222) monitoring.</p> | IV | None | NA | 1st and 2nd Half of 2007 Semi-Annual Effluent Monitoring Reports |
| August 4, 2008 | Water Quality | UGW08-05 | 1. Failure to provide groundwater samples representative of the monitored activity for the March 2008 monitoring event, in that 20 samples arrived at the analytical laboratory at a temperature above 4°C, as required by Part I.E.1(a), Part I.I.A of the Permit, and Table 1 and Section 9.3(d) of the approved DUSA QAP. This is a continuing violation, previously cited by the Executive Secretary on January 11, 2008 (Docket No. UGW07-04, Violations Nos. 4-7), February 28, 2008 (Docket No. UGW08-01, Violations Nos. 3-4) and April 1, 2008 (Docket No. UGW08-02, Violation No. 4). | NA | None | NA | 1st Qtr, 2008 Report |
| January 15, 2009 | Water Quality | UGW09-02 | 1. Part I.F.1(a) of the Permit and Section 6.2.4(d) of the DUSA QAP for failing to measure multiple field parameters with a flow-cell system that allows real time measurements without exposure of the groundwater sample to the atmosphere. | NA | \$3,599.91 | October 28, 2009 | December 9, 2008 DRC Inspection |
| January 27, 2009 | Water Quality | UGW09-03 | Stipulated Consent Agreement (Docket No. UGW09-03) for the Nitrate Plume. The agreement requires DUSA to complete a nitrate contamination investigation of the shallow aquifer at White Mesa and submit a Contaminant Investigation Report on or before January 4, 2010. | NA | None | NA | Nitrate Plume Identified in wells MW-30, MW-31, TW4-22, TW4-24, TW4-25 |
| March 17, 2009 | Radiation Control | - | 1. Failure to have documentation of the weekly breathing zone sampling for yellowcake operations readily available for DRC review. DUSA personnel disclosed that weekly breathing zone sampling for those personnel are not being conducted as required by Section 1.1.2 (Breathing Zone Sampling) and 1.1.2.2 (Applicability) of the Radiation Protection Manual. | III | None | NA | February 24 - 25, 2009 DRC Inspection |
| April 21, 2009 | Water Quality | UGW09-04 | <p>1. Part I.E.1 of the Permit for failing to report all well monitoring and samples collected, including a result for TDS in well MW-25 in the 4th Quarter 2008 Report, for the November 2008 monitoring event.</p> <p>2. Parts I.E.1(a) and I.I.A of the Permit and Sections of 7.2, 9.3(d), and 11 of the DUSA QAP for failing to provide chain of custody for the July and September 2008 monitoring events.</p> <p>3. Part I.E.1(a) of the Permit and Section 11 of the DUSA QAP for creating Water Table Contour Maps in the 3rd and 4th Quarter 2008 Reports with elevation data that was not contemporaneous, i.e. collected with a time difference that was greater than five calendar days.</p> | NA | \$4,815 | October 28, 2009 | 3rd & 4th Qtr, 2008 Reports |
| April 29, 2009 | Radiation Control | - | <p>1. (Rn-222 Results) Failure to specify the quantity of each of the principle radionuclides released to unrestricted areas in the 2nd Half of 2008 Semi-Annual Effluent Monitoring Report.</p> <p>2. (Stack Effluent Sampling) Failure to specify the quantity of each of the principle radionuclides released to unrestricted areas in the 2nd Half of 2008 Semi-Annual Effluent Monitoring Report.</p> | IV | None | NA | 2nd Half of 2008 Semi-Annual Effluent Monitoring Report |

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| November 10, 2009 | Water Quality | UGW09-05 | 1. Section 6.2.5 of the DUSA QAP, for failing to completely follow all decontamination procedures for sampling equipment in the 3rd Quarter 2008, 4th Quarter 2008, and 1st Quarter 2009 chloroform monitoring events. | NA | None | NA | 3rd & 4th Qtr, 2008 Reports and 1st Qtr, 2009 Report |
| | | | 2. Section 6.2.7(c) of the DUSA QAP, for failing to follow purging procedures and remove at least 2 casing volumes before sampling well TW4-14 in the 3rd Quarter, 2008 chloroform monitoring event. | NA | None | NA | |
| | | | 3. Section 6.2.7(d)(v) of the DUSA QAP, for failing to make and record multiple field measurements to demonstrate parameter stability before water quality sample collection in 20 monitoring wells for the 3rd Quarter 2008, 21 monitoring wells 4th Quarter 2008, and 20 monitoring wells 1st Quarter 2009 chloroform monitoring events. | NA | None | NA | |
| | | | 4. Section 4 of Appendix A of the DUSA QAP, for failing to analyze for Carbon Tetrachloride, Chloroform, Dichloromethane (Methylene Chloride), and Chloromethane for well TW4-20 in the 4th Quarter 2008 monitoring event. | NA | None | NA | |
| | | | 5. Section 6(b) of Appendix A of the DUSA QAP, for failing to identify, mention or and explain samples TW4-62 and TW4-73 in Energy Laboratories analytical summary in the text of the 1st Quarter 2009 Report. | NA | None | NA | |
| | | | 6. Section 6(b) of Appendix A of the DUSA QAP, for failing to analyze and report the results of a trip blank sample in the 3rd Quarter 2008 Report. | NA | None | NA | |
| | | | 7. Section 6(c) of Appendix A of the DUSA QAP, for failing to provide historic groundwater level elevation data for wells TW4-23, TW4-24, and TW4-25 in the 3rd Quarter 2008 Report, 4th Quarter 2008 Report, and 1st Quarter 2009 Report. | NA | None | NA | |
| | | | 8. Section 6(c) of Appendix A of the DUSA QAP, for failing to provide historic analytical results and a summary data table for all analytes in each well, including: carbon tetrachloride, chloride, chloromethane, and methylene chloride in the 3rd Quarter 2008 Report, 4th Quarter 2008 Report, and 1st Quarter 2009 Report. | NA | None | NA | |
| | | | 9. Section 6(c) of Appendix A of the DUSA QAP, for failing to include chloroform isoconcentration maps that illustrates the 70 µg/l boundary in the 3rd Quarter 2008 Report, 4th Quarter 2008 Report, and 1st Quarter 2009 Report. | NA | None | NA | |
| | | | 10. Section 6(c) of Appendix A of the DUSA QAP, for failing to report in the 3rd Quarter, 4th Quarter, and 1st Quarter Reports: A. Total historic chloroform mass removed from the shallow aquifer to date, B. Total historic chloroform mass removed from each pumping well (MW-4, MW-26, TW4-19, and TW4-20) to date, C. Calculated chloroform mass removed from each pumping well (MW-4, MW-26, TW4-19 and TW4-20) in the quarter, and D. Total chloroform mass removed in the quarter. | NA | None | NA | |
| | | | 11. Section 6(f) of Appendix A of the DUSA QAP, for failing to provide a field data worksheet for well TW4-14 for the 1st Quarter chloroform monitoring event. | NA | None | NA | |
| 12. Section 4.3.3 of the QAP, failing to submit the required two duplicate samples in the 4th Quarter chloroform monitoring event. | NA | None | NA | | | | |
| November 17, 2009 | Water Quality | UGW09-06 | 1. Part 1.E.1(a) of the Permit and Sections 6.2.2(a) and 6.2.7(d)(v) of the DUSA QAP for failing to measure for turbidity in wells MW-14 and MW-32 during the January, 2009 monitoring event and wells MW-20 and MW-22 during the February, 2009 monitoring event. | NA | None | NA | 1st Qtr, 2009 Report |
| | | | 2. Part 1.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to achieve stable turbidity conditions before collecting groundwater samples in 17 wells during the February and March, 2009 monitoring events. | NA | None | NA | |
| | | | 3. Part 1.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to excavate two casing volumes before collecting groundwater samples in 13 wells during the January, February, and March 2009 monitoring events. | NA | None | NA | |
| | | | 4. Part 1.E.1(a) of the Permit and Section 9.1.3 of the DUSA QAP for failing to provide any comparison of March, 2009 Trip Blank results to original sample results for multiple volatile organic compounds. | NA | None | NA | |
| December 17, 2009 | Water Quality | Civil Penalty | Failure to meet the terms of the January 27, 2009 Stipulated Consent Agreement - Nitrate Contamination Investigation. | NA | \$5,000 | 1/21/2010 | Nitrate Investigation SCA |
| January 14, 2010 | Water Quality | Civil Penalty | Failure to meet the terms of the November 14, 2007 Consent Agreement - Certified Laboratory (THF) | NA | \$4,000 | February 14, 2010 | Tetrahydrofuran SCA |
| January 19, 2010 | Water Quality | UGW09-13 | 1. Part 1.D.6(a) of the Permit, for allowing the fluid head in the Cell 4A leak detection system sump exceed a 1-foot level above the lowest point in the lower flexible membrane liner (or a LDS transducer reading of more than 30-inches of fluid). | NA | None | NA | October 28 - 29, 2009 DRC Inspection |
| | | | 2. Part 1.G.3(a) of the Permit, for failing to provide 24-hour verbal notice and five day written notice to the Executive Secretary for a BAT failure at the Tailings Cell 4A leak detection system. | NA | None | NA | |

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| April 20, 2010 | Water Quality | UGW10-03 | 1. Part I.F.1 of the Permit for failing to report all well monitoring and samples collected, including a result for TDS in wells MW-31 and MW-32 in the 4th Quarter 2009 Report, for the October 2009 monitoring event. | NA | \$17,309 | 8/23/2010 | 4th Qtr, 2009 Report |
| | | | 2. Part I.F.1 of the Permit and Section 4.3.3 of the DUSA QAP for failing to report all well monitoring and samples collected, including a result for TDS in field duplicate MW-65 in the 4th Quarter 2009 Report, for the October 2009 monitoring event. | NA | | | |
| | | | 3. Part I.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to achieve stable turbidity conditions before collecting groundwater samples in 12 wells during the October, November, and December, 2009 monitoring events. | NA | | | |
| | | | 4. Part I.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to achieve stable redox potential (Eh) conditions before collecting groundwater samples in 5 wells during the October and November, 2009 monitoring events. | NA | | | |
| | | | 5. Part I.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to excavate two casing volumes before collecting groundwater samples in 17 wells during the 4th Quarter (October) 2009 monitoring event. | NA | | | |
| | | | 6. Part I.E.1(a) of the Permit and Section 3.1 of the DUSA QAP for failing to use the correct formula in 39 instances to determine RPD for the duplicates of the October, November, and December, 2009 monitoring events. | NA | | | |
| | | | 7. Part I.F.1(e) of the Permit and Section 9.1.4(a) of the DUSA QAP for failure to fully and completely disclose all non-conformance with the approved QAP for the October, 2009 sampling event with respect to a RPD in excess of 20% for ammonia (as nitrogen) in well MW-22 and blind duplicate sample MW-70. | NA | | | |
| | | | 8. Part I.E.1(a) of the Permit and Section 11 of the DUSA QAP for failing to list in a summary table analytes wells that were subject to accelerated monitoring pursuant to Parts I.G.1 and 2 of the Permit, including uranium (MW-14, MW-15, and MW-17) and thallium (MW-18). | NA | | | |
| May 13, 2010 | Water Quality | UGW10-04 | 1. Part I.D.4 of the Permit for construction, and operation of a new wastewater treatment or storage facility without submittal of engineering design plans and specifications, and prior Executive Secretary review and approval. | NA | \$62,500 | January 31, 2011 | May 4, 2010 DRC Inspection of the New Decontamination Pad |
| | | | 2. Part I.H.4(a) for failure to submit an updated DMT Monitoring Plan within 30 days of Permit issuance, or by February 19, 2010. | NA | | | |
| | | | 3. Part I.H.4(b) for failure to submit engineering drawings for the steel liner and leak detection system and receive Executive Secretary approval before liner construction. | NA | | | |
| | | | 4. Part I.H.4(c) for failure to provide at least a 10 calendar day prior notice of the hydrostatic test that verifies that the steel liner and leak detection system perform in accordance with the approved drawings, and to allow a DRC inspector to be present during the test. | NA | | | |
| | | | 5. Part I.H.4(d) for failure to refrain from use of the New Decontamination Pad until after Executive Secretary approval of the as-built drawings. | NA | | | |
| August 5, 2010 | Radiation Control | - | 1. Failure to record the radiological activity of the U ₃ O ₈ (Uranium Yellowcake) on multiple shipping papers dated from February 9, 2010 to July 16, 2010. | IV | \$750 | September 10, 2010 | July 20 - 21, 2010 DRC Inspection |
| | | | 2. Failure to indicate that the U ₃ O ₈ (Uranium Yellowcake) shipments were "Exclusive Use" on multiple shipping papers dated from February 9, 2010 to July 16, 2010. | IV | \$750 | | |
| May 9, 2011 | Water Quality | UGW11-02 | 1. Part I.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to achieve stable turbidity conditions before collecting groundwater samples in 4 wells during the 2nd Quarter, 2010 monitoring event. | NA | \$2,290 | September 16, 2011 | 1st, 2nd, and 3rd Qtr, 2010 Reports |
| | | | 2. Part I.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to achieve stable turbidity conditions before collecting groundwater samples in 1 well during the June, 2010 accelerated monitoring event. | NA | | | |
| | | | 3. Part I.E.1(a) of the Permit and Section 6.2.7(d)(v) of the DUSA QAP for failing to achieve stable turbidity conditions before collecting groundwater samples in 3 wells during the July, 2010 accelerated monitoring event. | NA | | | |
| | | | 4. Utah Water Quality Act (UC 19-5-107) and Parts I.C.1 of the Permit for failing to protect the waters of the state in that 6 contaminants have exceeded their respective GWCL in Table 2 of the Permit for two consecutive sampling events. | NA | | | |
| | | | 5. Part I.G.4(c) of the Permit for failing to provide a plan and schedule for assessment of the sources, extent and potential dispersion of the contamination, and an evaluation of potential remedial action to restore and maintain groundwater quality to insure that Permit limits will not be exceeded at the compliance monitoring point and that DMT or BAT will be reestablished. | NA | | | |

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| May 17, 2011 | Radiation Control | - | 1. Instruments alarm setting at three restricted area gates were set at higher set points than those specified in Appendix E, Section 1.2.3, Monitoring Procedure of the February 28, 2007 Radioactive Material License Renewal Application. | IV | None | NA | April 19-20, 2011 DRC Inspection |
| June 2, 2011 | Water Quality | UGW11-05 | 1. Part 1.H.4(c) of the Permit for failing to provide at least a 14 calendar day written notice to allow the Executive Secretary to observe all drilling and well installation activities for the Southwest Investigation. 2. Part 1.H.6(g) of the Permit, DUSA failed to provide at least a 14 calendar day written notice to allow the Executive Secretary to observe all drilling and well installation activities for the Southwest Investigation. | NA | \$7,348 | November 22, 2011 | May 17 - 20, 2011 DRC Inspection |
| August 15, 2011 | Water Quality | UGW11-04 | 1. Parts 1.E.1(b)(2) and 1.G.1(b)(1) of the Permit for failing to accelerate samples for TDS in wells MW-26 and MW-31 and Uranium in well MW-25 during December of 2010. This is also a continuing violation previously cited in three DRC NOV's dated January 11, 2008 (UGW07-04), February 28, 2008 (UGW08-01), and April 1, 2008 (UGW08-02). 2. Part 1.E.1(a) of the Permit and Section 8.2 and Table 1 of the DUSA QAP for failing to perform analysis for mercury in 10 wells (MW-1, MW-3, MW-3A, MW-12, MW-18, MW-19, MW-20, MW-23, MW-26, and MW-34) and one blind duplicate (MW-70) within the recommended holding time (28 days). This is also a continuing violation previously cited in the April 1, 2008 NOV (UGW08-02, Violation #3). 3. Part 1.E.1(a) of the Permit and Section 7.1 and Attachment 1 of the DUSA QAP for failing to use the currently approved Field Data Worksheet for Groundwater for the 4th Quarter (November) and December, 2010 monitoring events, as found in Attachment 1 of the currently approved DUSA QAP, Revision 6.0. | NA | \$11,955 | December 20, 2011 | 4th Qtr, 2010 Report |
| January 25, 2012 | Radiation Control | - | 1. A rental forklift was released to RSC Equipment Rental on November 3, 2011 with fixed contamination above the release limits specified in the NRC Regulatory Guide 8.30, Table 2 and the Section 2.6.2 of the Mill's Radiation Protection Manual. 2. Instruments alarm setting at three restricted area gates were set at higher set points than those specified in the Mill's Radiation Protection Manual, Section 1.2.3, Monitoring Procedures. 3. A reagent delivery driver and an ore delivery drivers were found within the Mill's radiological restricted area during a DRC inspection without proper site safety and radiation protection training. | III | \$2,500 | March 8, 2012 | December 15 - 16, 2011 DRC Inspection |
| March 7, 2012 | Water Quality | UGW12-01 | 1. Part 1.D.11 of the Permit by failing to store and manage feedstock materials in water tight containers (or water tight overpack) or on a qualified hardened surface 2. Part 1.D.10 of the Permit by failing to manage all contact and non-contact storm water in accordance with the currently approved Storm Water Best Management Practices Plan (SWBMPP). Specifically, DUSA violated Section 2.0 of the SWBMPP by failing to provide an adequate ditch and diversion system to channel and contain the surface runoff to the tailings management system. 3. Part 1.D.10 of the Permit by failing to provide adequate active operational measures to discover, prevent, control, contain, and clean-up spills of kerosene outside of the secondary containment located north of the shop building. 4. Part 1.D.10 of the Permit by failing to provide adequate active operational measures to discover, prevent, control, contain, and clean-up spills of oil from drums stored on racks east of the shop building. 5. Part 1.D.10 of the Permit by failing to control contact wash water by effective operational measures at the New Decontamination Pad near the scale house. | NA | \$1,425 | May 23, 2012 | October 18, 2011 DRC Inspection |
| May 30, 2012 | Water Quality | UGW12-05 | 1. Section 2(a) of the Action and Work Schedule Revision 1 For the Installation of One or More Monitoring Wells Downgradient of TW4-4 and TW4-6 for failing to submit a Hydrogeologic Report within calendar 60 days of the Director approval of the Plan. 2. Section 2(b) of the Action and Work Schedule Revision 1 For the Installation of One or More Monitoring Wells Downgradient of TW4-4 and TW4-6 for failing to sample well TW4-27 in the next regularly scheduled chloroform sampling campaign, which would have been the 4th quarter 2011 chloroform monitoring event. | NA | None | NA | 4th Qtr, 2011 Chloroform Report |
| December 17, 2012 | Radiation Control | - | 1. The SAG Mill area on the lower level was improperly posted. The nonconforming sign was a general safety sign that did not meet the requirements of R313-15-901 and 902. The sign was not of the proper color scheme, did not include the three bladed Standard Radiation Symbol and did not include the words, "Caution (or Danger) Airborne Radioactivity Area." | IV | \$750 | January 3, 2013 | November 15 - 16, 2012 DRC Inspection |
| February 4, 2013 | Water Quality | UGW13-01 | 1. Parts 1.G.1.b and 1.G.4.b of the Permit by failing to submit valid September 2012 groundwater monitoring data for chloroform in monitoring well MW-26, for required monthly accelerated groundwater samples. 2. Parts 1.G.1.b and 1.G.4.b of the Permit by failing to submit valid September 2012 groundwater monitoring data for dichloromethane in monitoring well MW-26, for required monthly accelerated groundwater samples. 3. Parts 1.G.1.b and 1.G.4.b of the Permit by failing to collect and submit July 2012 groundwater monitoring data for chloroform in monitoring well MW-26, for required monthly accelerated groundwater samples. 4. Parts 1.G.1.b and 1.G.4.b of the Permit by failing to collect and submit July 2012 groundwater monitoring data for dichloromethane in monitoring well MW-26, for required monthly accelerated groundwater samples. | NA | \$5,270 | June 5, 2013 | 2nd and 3rd Qtr, 2012 Reports |
| May 30, 2013 | Water Quality | UGW13-03 | 1. Part 1.G.1 of the Permit for failing to collect a monthly accelerated sample for selenium at monitoring well MW-31 during the December 2012 and January 2013 accelerated sampling events. | NA | \$13,018 | August 23, 2013 | 4th Qtr, 2012 Report |
| July 2, 2013 | Radiation Control | - | 1. An ore delivery driver was found within the Mill's radiological restricted area during a DRC inspection without proper site safety and radiation protection training. 2. Potential radioactive material was released from the Mill restricted area without the proper survey or radioanalysis of the material. | IV | \$750 | August 29, 2013 | June 13, 2013 DRC Inspection |
| July 23, 2013 | Water Quality | UGW13-05 | 1. Part 1.G.4.c of the Permit for failing to provide a plan and a time schedule for assessment of the source(s), extent, and potential dispersion of the monitoring well MW-1 THF contamination to the DIRECTOR. | NA | \$2,196 | October 24, 2013 | 1st Qtr, 2013 Report |