



Department of Energy

Carlsbad Area Office
P.O. Box 3090
Carlsbad, New Mexico 88221

*Barbara
will file*
[Signature]
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MAR 18 1994

Ms. Judith M. Espinosa, Secretary
State of New Mexico Environment Department
P. O. Box 26110
Santa Fe, New Mexico 87502

Dear Ms. Espinosa:

During the time period of February 7 through February 11, 1994, the U. S. Department of Labor Mine Safety and Health Administration (MSHA) conducted the Second Quarter Courtesy Assistance Visit (CAV) for 1994 as specified in the WIPP Land Withdrawal Act. The Inspection Information Sheet for this CAV is provided as Enclosure 1. The visit included a comprehensive safety and health inspection and resulted in the issuance of one Non-Penalty CAV notice on February 10, 1994. A copy of this CAV is provided as Enclosure 2. This CAV was subsequently vacated on February 15, 1994 by MSHA Inspector Dave Lilly on the grounds that the inspector issuing the CAV notice had not established a hazard. A copy on the note vacating this CAV notice is provided as Enclosure 3.

The inspection was performed by Federal MSHA Inspectors Marvin Archuleta and Moises Lucero. The enclosed copies of the Inspection Report are provided to DOE by MSHA. The poor quality of the copies is caused by the type of paper used for the originals.

If you have any questions concerning this subject, please contact Bruce Lilly at (505) 234-8136.

Sincerely,

George E. Dials
George E. Dials
Manager, Carlsbad Area Office

3 Enclosures

cc w/enclosures:
J. Schinkle, SPD-AL
J. Kenney, EEG-Carlsbad
L. Fitch, WID
C&C file

940302



REGULAR INSPECTION INFORMATION

DATE(S) 2/7-11/94 ID No. WIPP EVENT No. WIPP
 INSP. No. 1 (2) 3 4 TRAVEL AREA N12 MINE STATUS F TEL. (505) 887-8100
 COMPANY DEPARTMENT OF ENERGY
 MINE WASTE ISOLATION PILOT PLANT (WIPP)
 CITY Carlsbad DIRECTIONS TO OPERATION: 30 Miles east of Carlsbad on
Hwy. 62/180 to WIPP sign.

MINE TYPE Underground MINING METHOD N/A PRODUCT N/A
 NO. of EMPLOYEES 800 WORK SCHEDULE: hours/shift 8 shifts/day 1 days/week 5
 MSHA INSPECTOR(S) Marvin R. Archuleta-1109 Moises Lucero-790
 INSPECTION PARTY Doug Ripley, Westinghouse Safety; Jim Ellet, Westinghouse U.G. Surv.;
N.Carsey, E.S. & H Surface Safety; Joe Franco, (W) Facility Opr. Shift Supv.; Curtis Sanders,
Facility Opr.

ORIGINALLY REVIEWED

1. Past inspection reports and MIS printouts reviewed? yes (x) no ()
 2. Part 50 reporting reviewed? yes () no () N/A
 3. Health Ranking: (ABCD) Noise N/A Dust N/A Other N/A (specify)
 4. 104(d) series? Initial Action: Date none Cit/Ord No. None N/A ()
 5. 104(e) pattern of violations? yes () no (x)
 6. Petitions for Modification? yes () no (x)
- Other pertinent file information none

INSPECTION CONFERENCE Date 2/7/94 Company attendees List attached

Miners representative None

Address _____

TEL. () _____

Comments/issues _____

	Issued	Terminated	Extended	Modified	Replaced by Order	Vacated	Outstanding
Citations	1(CAV)	1	-0-	-0-	-0-	-0-	-0-
Orders	-0-	-0-	-0-	-0-	-0-	-0-	-0-

No. of Health Samples Taken: Noise -0- Dust -0- Other -0-

Supv. Initial _____

EVENT No. WIPP -

PRE-INSPECTION: Date: 12/07/94 Attendees: Listed below.

Marvin Archuleta - 1109 Safety Inspector.

Operator/Miners Representative/Inspector comments: 07:00 arrive Carlsbad C

07:30 Leave Carlsbad Office.

08:30 Arrive Waste Isolation Pilot Plant

<u>John M. Garcia</u>	<u>Mgr. Nuclear/Radiation Safety</u>
<u>Lindt Calderon</u>	<u>Mgr. Industrial Safety</u>
<u>Bruce Lilly</u>	<u>Doe Industrial Safety</u>
<u>H. Bibby</u>	<u>W. Mgr. Operations</u>
<u>N. Carsey</u>	<u>W. ES & H Surface Safety</u>
<u>R. A. Billett</u>	<u>W. Mgr. Facility Operations</u>
<u>W. H. Bodily</u>	<u>W. Mgr. G. Industrial Safety</u>
<u>Jim Elliot</u>	<u>W. M/OPS Jim Elliot</u>
<u>Joe R. Franco</u>	<u>W. Facility Opr. Shift Supr.</u>
<u>Robert Kuginski</u>	<u>W. Deputy Mgr. Opr.</u>
<u>Joe Epstein</u>	<u>W. Dupty Gen. Mgr.</u>
<u>T. J. Reese</u>	<u>Doe Deputy Site Mgr.</u>
<u>Moises A. Lucero</u>	<u>DOL-MSHA</u>
<u>Rick Sowers</u>	<u>W. Hoisting Mgr.</u>
<u>Doug Ripley</u>	<u>W. ES & H</u>

Per Mr. Bruce Lilly, a new maintenance shop has been added at the underground. The shop was moved from the south section to the north section. No miners representative on this operation.

Notified of possible special assessment? - - - - -yes () N/A (x)
Notified of possible knowing/willful violation? - - -yes () N/A (x)
Notified of right to safety & health conference? - - -yes () N/A (x)

LOSS OUT CONFERENCE:

Date: 02/07/94

Attendees: _____

Operator/Miners Representative/Inspector Comments:

Construction has commenced on a training facility at the site and will meet the requirements for dedicated training space. The facility will have enough space to allow for proper storage and appropriate fire protection.

The site has commenced and has almost completed the installation of an elevator in the two floor safety building. The elevator is being installed to support the American Disability Act.

Several pieces of mobile equipment were purchased to enhance safe operations.

A diesel powered manlift for such tasks as replacing light fixtures and ground control instrumentation.

A mobile scaler to enhance the openings maintenance activities.

A diesel powered roof bolter. Capable of bolting ribs and backs slightly modified to enhance the stretching and installation of wire mesh as well as drilling and installing rock bolts.

A remote operated LHD can be used to support back fill operations in areas of concern.

fied of possible special assessment? - - - - - yes () N/A (x)
 fied of possible knowing/willful violation? - - - yes () N/A (x)
 fied of right to safety & health conference? - - - yes () N/A (x)

OUT CONFERENCE:

Date: 02/11/94

Attendees: See list below

10:00 to 11:00

Operator/Miners Representative/Inspector comments:

R. A. Billett	Mgr. Facility Opr.
W. G. Johns	Hoisting Opr.
O. J. Campell	Hoisting Opr.
D. Ripley	E. S. & H/WID
C. L. McAvoy	Mgr. Mine Opr.
P. Hoffman	E. S. & H/IS Ind. Hygienist
J. R. Franco	Facility Opr. Shift Supv.
R. Kuginskif	Deputy Min. Opr.
L. Calderon	Mgr. Industrial Safety
J. Epstien	Deputy Gen. Mgr.
J. M. Garcia	Mgr. Nuclear & Self Assessment
Norm Carsey	ES&H/TS
Moises A. Lucero	DOE-MSHA Inspector
Kevin R. Archuleta	DOE-MSHA Inspector 1109

Express my appreciation for the cooperation and assistance of plant personnel during this inspection.

Asked Mr. Jim Ellet, U/G Superintendent, if we had inspected the entire mine? Answer

Yes. Discussed CAV. Notice. No comments from the operator. Discussed entire inspection results - Operator pleased with inspection results.

Notified of possible special assessment? - - - - -yes () N/A (x)
 Notified of possible knowing/willful violation? - - -yes () N/A (x)
 Notified of right to safety & health conference? - - -yes () N/A (x)

CITATION/ORDER DOCUMENTATION

DATE 2-10-94 CIT/ORD No. CAV - MP EVENT No. WIPP
TIME 1030 CONTRACTOR ID No. _____

DESCRIPTION

DESCRIBE: CONDITION/PRACTICE/HAZARD/LOCATION The door exit from the waste handling building, required some other person to come & open the door from the outside because the door was stuck. This condition could impede escape should an emergency arise. This was on the 3rd floor.

SEVERITY

No Likelihood () Unlikely Reasonably Likely () Highly Likely () Occurred ()

Justification: This is unlikely because the Company's inspection party had two way Radio. Also we could sit off the Fire alarm System to let persons we were

No Lost Workdays Lost Workdays or Restricted Duty () Permanently Disabling () Fatal ()

Justification: no lost work day because some one would have come to the rescue.

Persons affected: 4 persons trapped for 4 minutes

PREVENTION

None Low () Moderate () High () Reckless Disregard ()

Justification: no one goes into this area unless invited by the Person or Persons in charge of this area

Area/Equipment (Orders): The door journal should be open if the waste handling building hot cell crane maintenance Person.

11-94 FRI 12:55

P. 06

CAV-Nonpenalty

U.S. Department of Labor
Mine Safety and Health Administration



1. Date			2. Event Number		
Mo	Da	Yr			
02	10	94			
3. Served To			4. Operator		
BRUCE Lilly Safety Dept			WIPP		
5. Mine			6. Mine ID		
			-		
7. Violation:			8. Part/Section of Title 30 CFR		
A. Section of Act			57.1101		
104-(a)					
9. Type of Inspection (see Mly code)		9. Primary or Mill			
065		NON SPS:			
10. Condition					
The door exit from the waste handling building, requires some other person to come open the door from the outside, because the door was stuck. This condition could impede escape should an emergency arise. The 3rd Floor					
11. Signature					AA Number
Moises P. Lucero					0790

MSHA Form 4000-51, Nov 86 (Revised)

This notice was vacated on 2-15-94 by MSHA Supervisor Bruce Lilly on the grounds that the inspector did not establish a hazard.

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