

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Individual: Mr. Virgil Hood, Sr. (IA-01-021)
Mr. Virgil Hood, Jr. (IA-01-022)

Subject: ORDER PROHIBITING INVOLVEMENT IN NRC-LICENSED ACTIVITIES
(IMMEDIATELY EFFECTIVE)

This is to inform the Commission that an Order Prohibiting Involvement in NRC-Licensed Activities will be issued on or about September 14, 2001, to Mr. Virgil Hood, Sr. The Order is being issued since, as President and Radiation Safety Officer (RSO) of Moisture Protection Systems Analysts, Inc. (MPSA), Mr. Virgil Hood, Sr. deliberately caused MPSA to be in violation of an Order Modifying Order Suspending License (Effective Immediately), Order Revoking License dated April 20, 1998, and 10 CFR 20.2201(a)(1)(i). It was determined that Mr. Virgil Hood, Sr. deliberately violated the Orders by possessing a moisture density without having an NRC license. The gauge, bearing the same serial number as the gauge possessed by MPSA, was later discovered at a landfill and Mr. Virgil Hood, Sr. had not reported the gauge as lost or stolen. The Order requires, in part, that Mr. Virgil Hood, Sr. not engage in NRC-licensed activities for a period of five-years, and provide an answer to the Order within 20 days of its date.

In addition, a Demand for Information will be issued on or about September 14, 2001, to Mr. Virgil Hood, Jr. Mr. Virgil Hood, Jr. was Vice President of MPSA and was a user of a moisture density gauge containing licensed material. Consequently, it was reasonable for the NRC to expect Mr. Hood to respond to questions concerning the Licensee's activities. NRC attempted to obtain information from Mr. Virgil Hood, Jr. regarding the deliberate violations. Since Mr. Virgil Hood, Jr. has not responded to NRC's requests, further information is needed to determine whether the NRC can have reasonable assurance that in the future Mr. Hood will conduct licensed activities in accordance with the Commission's requirements. The Demand for Information requires, in part, that Mr. Virgil Hood, Jr. provide certain information within 30 days from the date of the Demand for Information if currently involved in NRC-licensed activities or within 20 days of acceptance of an employment offer involving NRC-licensed activities or becoming involved in NRC-licensed activities for five years from the date of the Demand for Information.

It should be noted that the individuals have not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Order

September 14, 2001

The State of Virginia, District of Columbia and State of Maryland will be notified. The individuals have 20 days from the date of the Orders in which to request a hearing. Contacts: Jennifer Dixon-Herrity, OE, 301-415-1980; James G. Luehman, OE, 301-415-2741

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**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION**