



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION II  
SAM NUNN ATLANTA FEDERAL CENTER  
61 FORSYTH STREET SW SUITE 23T85  
ATLANTA, GEORGIA 30303-8931**

January 13, 2003

Kochan Consulting Group, Inc.  
d/b/a SurvivalKeychain.com  
ATTN: David Kochan  
President  
2895 Olde Town Park Drive  
Norcross, GA 30071

**SUBJECT: UNAUTHORIZED DISTRIBUTION OF CONSUMER PRODUCTS CONTAINING  
NRC LICENSED MATERIAL ON THE INTERNET**

Dear Mr. Kochan

This letter is based on a special joint inspection conducted on November 13, 2002, by representatives of the Nuclear Regulatory Commission (NRC) and the Georgia Environmental Protection Division's Radioactive Materials Program in your Norcross, GA home. The purpose of the inspection was limited to reviewing your possession and distribution of radioactive material. The inspection found that you imported and possessed approximately 150 GlowRing devices without the required license from the State of Georgia. The devices, manufactured by Traser-UK, Ltd., in the United Kingdom, each contain about 460 millicuries (mCi) of hydrogen 3 (<sup>3</sup>H), also known as tritium. It was further determined that you distributed, via the Internet, 17 of these devices to other unlicensed persons without the required distribution license from either the State of Georgia or the NRC.

On November 15, 2002, the NRC issued a Confirmatory Action Letter (CAL) that documented your agreement to complete the following actions:

1. Discontinue the sale or distribution of the devices;
2. Remove references to the devices from the SurvivalKeychain.com website;
3. Notify each of your customers that the devices they have received contain radioactive material that was inappropriately distributed and inform them that they may return the devices if they wish;
4. Arrange with Traser-UK Ltd. to return the devices in your possession; and,
5. Upon the transfer of the devices to the manufacturer, provide the NRC with a written copy of a letter from the manufacturer acknowledging the receipt of the devices that you had in your possession.

During the inspection and subsequent telephone conversations with you, members of the NRC staff explained to you that an Agreement State license was required to possess the devices and that an NRC license was required to distribute the devices to other unlicensed individuals.

While these devices are not licensed in the United Kingdom, the possession and distribution of consumer products containing radioactive material is subject to the provisions of Title 10 of the Code of Federal Regulations, and when applicable, Agreement State regulations. At the conclusion of the inspection and the subsequent telephone conversations, you indicated that you understood our position and that you did not and do not plan to continue selling or distributing these or any other consumer products containing radioactive materials.

NRC's regulations permit the issuance of civil sanctions directly against individuals who possess or distribute these devices without a license. In this case, the NRC has elected not to take enforcement action against you. However, please be aware that similar actions in the future could lead to formal NRC enforcement action against you. This letter also closes the CAL issued on November 15, 2002. No reply or acknowledgment of this letter is required.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

If you have any questions, please contact Mr. John Pelchat at (404) 562-4731.

Sincerely,

/RA/

Jay L. Henson, Chief  
 Materials Licensing/Inspection Branch 2  
 Division of Nuclear Materials Safety

Docket No. 99990002  
 License No. N/A Non-licensee

OFFICE	RII:DNMS	RII:DNMS	RII:EICS	NMSS			
SIGNATURE	/RA/	/RA/	/RA/	/RA/			
NAME	*JMPelchat	JLHenson	CFEvans	DACool			
DATE	1/13/03	1/13/03	1/13/03	1/13/03	1/ /2003	1/ /2003	1/ /2003
E-MAIL COPY?	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO	YES NO
PUBLIC DOCUMENT	YES NO						