

U.S. Nuclear Regulatory Commission  
ATTN: Document Control Desk  
Washington, DC 20555

Subject: "Reply to a Notice of Violation"

This is in response to the Notice of Violation received on January 22, 2003.

In the Notice of Violation it was concluded that:

- 1.) I willfully took part in the knowledge that the companies operations did not conform to the requirements of 10 CFR 34.41.
- 2.) That the individuals performing radiographic operations in the company had not satisfied the training requirements of 10 CFR 34.43.
- 3.) I knowingly performed radiographic operations without being accompanied by an individual who satisfied the training requirements of 10 CFR 34.43.

I believe as stated in the Predecisional Enforcement Conference held in Atlanta, that items one and two as listed above were not done intentionally by myself, and as for item three, I have always worked with qualified individuals, and would like to note that there were not any utilization logs to show that I was working with any unqualified individuals.

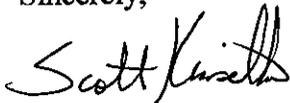
I have come to terms with the enforcement decision by the Nuclear Regulatory Commission, and recognize the mistakes and the seriousness of the non-compliance with the CFR's that have been made by the myself, the company, and the individuals within the company.

I have taken the Source Retrieval and the Inspection and Maintenance of Industrial Radiography Equipment courses by Amersham in November of 2002. This I feel was a corrective action to further establish the knowledge and requirements of the CFR's to myself as well as provide me with the tools I need to be a responsible Radiation Safety Officer.

As well the company, when told of the non-compliances after the initial audit, took corrective action by providing for all employees a radiation safety course, and certification through the ASNT by testing. This was to ensure the company would be in compliance to 10 CFR 34.41 and 10 CFR 34.43 by having the radiographic personnel properly trained.

I can assure the Nuclear Regulatory Commission that I have learned a valuable lesson from these circumstances, and will do everything to ensure that this company and any other company I may work for in the future complies too every aspect of the Nuclear Regulatory Commissions Rules and Regulations as well as company procedures when licensed for industrial radiography.

Sincerely,



Scott Kinsella

CC: Regional Administrator  
Region II - Nuclear Regulatory Commission  
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