



**UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005**

February 28, 2003

Morris K. Dagley, President
Aro-Tek, Limited
301 30th Street NE, Suite 108
Auburn, Washington 98002-2353

SUBJECT: CLOSURE OF INVESTIGATION (OI 4-2002-039)

Dear Mr. Dagley:

This letter is in reference to an investigation conducted by the NRC Office of Investigations (OI) regarding activities by Aro-Tek, Limited. OI initiated the investigation to determine whether Aro-Tek deliberately distributed unauthorized by-product materials in unapproved devices in the form of weapons sights containing tritium.

Based on the evidence developed during the investigation, testimony, and document reviews, the allegation was not substantiated. The technical staff's review of the OI investigation found that no NRC regulation had been violated by Aro-Tek and that enforcement against Aro-Tek was not warranted. The NRC plans no further action regarding this investigation and considers this case closed.

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/reading-rm/adams.html> (the Public Electronic Reading Room).

Sincerely,

/RA/

Elmo E. Collins, Director
Division of Nuclear Materials Safety

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	/RA/	/RA/	/RA/	/RA/
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