

ACCEPTANCE REVIEW MEMO (ARM)

Licensee: Finlay **License No.:** 53-27716-01
Docket No.: 030-35901 **Mail Control No.:** 470994
Type of Action: Term **Date of Requested Action:** 04-20-06
Reviewer Assigned: **ARM reviewer(s):** Torres

ARM

Response	Deficiencies Noted During Acceptance Review
1.	<input type="checkbox"/> Open ended possession limits. Submit inventory. Limit possession. <input type="checkbox"/> Inform licensee that we are limiting possession limits. <input type="checkbox"/> Ask the licensee if they have any type-amount of EPC Act Material.
2.	
3.	

Reviewer's Initials: _____ **Date:** _____

Yes No Request for unrestricted use for Group 2 or higher category should be transferred by memo to FCDB within 10 days of receipt.
 Yes No Decommissioning notification should be completed within 30 days.
 Yes No Termination request < 90 days from date of expiration
 Yes No Expedite (medical emergency, no RSO, location of use/storage not on license, RAM in possession not on license, other)
 Yes No TAR needed to complete action.

Branch Chief's and/or Sr. HP's Initials: _____ **Date:** _____

SUNSI Screening according to RIS 2005-31

Yes No **Non-Publicly Available, Sensitive** if any item below is checked
 General guidance:

- _____ RAM = or > than Category 3 (Table 1, RIS 2005-31), use Unity Rule
- _____ Exact location of RAM (whether = or > than Category 3 or not)
- _____ Design of structure and/or equipment (site specific)
- _____ Information on nearby facilities
- _____ Detailed design drawings and/or performance information
- _____ Emergency planning and/or fire protection systems

Specific guidance for medical, industrial and academic (above Category 3):

- _____ RAM quantities and inventory
- _____ Manufacturer's name and model number of sealed sources & devices
- _____ Site drawings with exact location of RAM, description of facility
- _____ RAM security program information (locks, alarms, etc.)
- _____ Emergency Plan specifics (routes to/from RAM, response to security events)
- _____ Vulnerability/security assessment/accident-safety analysis/risk assess
- _____ Mailing lists related to security response

Branch Chief's and/or Sr. HP's Initials: ARM **Date:** 5/30/06

217C

Finlay Testing Laboratories, Inc.

70 7 Kakoi Street

Honolulu HI 96819-2017

Telephone: (808) 838-1575 FAX (808) 838-1574

RECEIVED

MAY 22 2006

DNMS

Aoril 20, 2006

Nuclear Regulatory Commission
Region IV
611 Ryon Plaza Drive, Suite 400
Arlington, TX 76011-8064

Subject: Termination of License

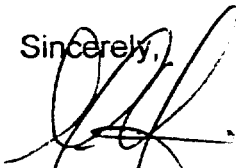
Sir/Madam,

Request termination License No. 53-27716-01 due to inactive status.

Attached are the transfers and out leak test records for the Troxler portable gauging devices that Finlay Testing Laboratories had in their procession.

If you have any questions, please don't hesitate to contact me at (808) 838-1575 or (808) 330-9105

Sincerely,



Gordon Finlay
Radiation Safety Officer

470994

CERTIFICATE OF DISPOSITION OF MATERIALS

Estimated burden per response to comply with this mandatory collection request: 30 minutes. This submittal is used by NRC as part of the basis for its determination that the facility is released for unrestricted use. Send comments regarding burden estimate to the Records and FOIA/Privacy Services Branch (T-5 F52), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by Internet e-mail to infocollects@nrc.gov, and to the Desk Officer, Office of Information and Regulatory Affairs, NEOF-10202, (3150-0028), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.

LICENSEE NAME AND ADDRESS

FINLAY TESTING LABORATORIES
707 KAKOI ST HONOLULU HAWAII 96819

LICENSE NUMBER

53-27716-01

DOCKET NUMBER

030-35901

LICENSE EXPIRATION DATE

JAN 31 / 2017

- A. LICENSE STATUS (Check the appropriate box)**
- This license has expired. This license has not yet expired; please terminate it.

B. DISPOSAL OF RADIOACTIVE MATERIAL

(Check the appropriate boxes and complete as necessary. If additional space is needed, provide attachments)

The licensee, or any individual executing this certificate on behalf of the licensee, certifies that:

1. No radioactive materials have ever been procured or possessed by the licensee under this license.
2. All activities authorized by this license have ceased, and all radioactive materials procured and/or possessed by the licensee under this license number cited above have been disposed of in the following manner:
- a. Transfer of radioactive materials to the licensee listed below: *SEE ATTACHMENT*
 - b. Disposal of radioactive materials:
 - 1. Directly by the licensee:
 - 2. By licensed disposal site:
 - 3. By waste contractor:
 - c. All radioactive materials have been removed such that any remaining residual radioactivity is within the limits of 10 CFR Part 20, Subpart E, and is ALARA.

C. SURVEYS PERFORMED AND REPORTED

1. A radiation survey was conducted by the licensee. The survey confirms:
- a. the absence of licensed radioactive materials
 - b. that any remaining residual radioactivity is within the limits of 10 CFR 20, Subpart E, and is ALARA.
2. A copy of the radiation survey results:
- a. is attached; or b. is not attached (Provide explanation); or c. was forwarded to NRC on: _____ Date
3. A radiation survey is not required as only sealed sources were ever possessed under this license, and
- a. The results of the latest leak test are attached; and/or
 - b. No leaking sources have ever been identified.

The person to be contacted regarding the information provided on this form:

NAME <i>Gordon Finlay</i>	TITLE <i>RSO</i>	TELEPHONE (Include Area Code) <i>808 8381575</i>	E-MAIL ADDRESS <i>FINLAY IARS@AECOM</i>
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Mail all future correspondence regarding this license to:
707 KAKOI ST HONOLULU HAWAII

C. CERTIFYING OFFICIAL

I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT

PRINTED NAME AND TITLE <i>Gordon Finlay</i>	SIGNATURE <i>[Signature]</i>	DATE <i>MAY 17/06</i>
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WARNING: FALSE STATEMENTS IN THIS CERTIFICATE MAY BE SUBJECT TO CIVIL AND/OR CRIMINAL PENALTIES. NRC REGULATIONS REQUIRE THAT SUBMISSIONS TO THE NRC BE COMPLETE AND ACCURATE IN ALL MATERIAL RESPECT. 18 U.S.C. SECTION 1001 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.

MATERIALS LICENSE

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and Title 10, Code of Federal Regulations, Chapter I, Parts 30, 31, 32, 33, 34, 35, 36, 39, 40, and 70, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

<p style="text-align: center;">Licensee</p> <p>1. Finlay Testing Laboratories, Inc.</p> <p>2. 707 Kakoi Street Honolulu, Hawaii 96819</p>	<p>3. License number 53-27716-01</p> <hr/> <p>4. Expiration date January 31, 2012</p> <hr/> <p>5. Docket No. 030-35901 Reference Lic.No: 11-27411-01</p>
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<p>6. Byproduct, source, and/or special nuclear material</p> <p>A. Cesium-137</p> <p>B. Americium-241</p>	<p>7. Chemical and/or physical form</p> <p>A. Sealed sources registered either with NRC under 10 CFR 32.210 or with an Agreement State and incorporated in a compatible gauging device as specified in Item 9 of this license.</p> <p>B. Sealed sources registered either with NRC under 10 CFR 32.210 or with an Agreement State and incorporated in a compatible gauging device as specified in Item 9 of this license.</p>	<p>8. Maximum amount that licensee may possess at any one time under this license</p> <p>A. No single source to exceed the maximum activity specified in the certificate of registration issued by NRC or an Agreement State</p> <p>B. No single source to exceed the maximum activity specified in the certificate of registration issued by NRC or an Agreement State</p>
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9. Authorized use

A. and B. To be used, for measuring physical properties of materials, in compatible Troxler Electronic Laboratories, Inc. portable gauging devices that have been registered either with NRC under 10 CFR 32.210 or with an Agreement State and have been distributed in accordance with an NRC or Agreement State specific license authorizing distribution to persons specifically authorized by an NRC or Agreement State license to receive, possess, and use the devices.

Finlay Testing Laboratories, Inc.

707 Kakoi Street

Honolulu HI 96819-2018

Telephone: (808) 838-1575 FAX: (808) 838-1574

November 15, 2005

Troxler transfer of ownership Finlay Testing Laboratories to Mid Pacific Testing.

Gauge

Model# 3430

Serial No. 23756

Source

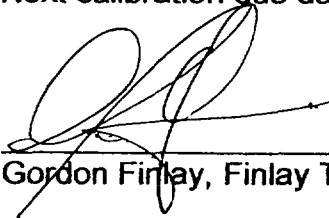
Isotope Cs-137 Serial No. 75-5072 Activity 8.0 mCi

Removable Contamination $z9.01 \times 10^{-5} \text{uCi}$

Isotope Am-241:Be Serial No. 47-1127 Activity 40mCi

Removable Contamination $z4.49 \times 10^{-7} \text{uCi}$

Next calibration due date: January 09, 2006


RSO

Gordon Finlay, Finlay Testing Lab

53-29044-01

Mid Pacific Testing

BHP ENTERPRISES
P. O. Box 267
Middleton, Id. 83644
(208) 585-3948

SEALED SOURCE LEAK TEST
***** CERTIFICATE *****

Source Owner: Finlay Testing Laboratories, Inc.
707 Kakoi Street
Honolulu, HI 96819

TEST RESULTS:

GAUGE			SOURCE			
Manufacturer	Model	Serial No.	Isotope	Serial No.	Activity	Removable Contamination
Troxler, Inc.	3430	23756	Cs-137	75-5072	8.0 mCi	$\leq 1.06 \times 10^{-5} \mu\text{Ci}$
			Am-241:Be	47-1127	40 mCi	$\leq 4.50 \times 10^{-7} \mu\text{Ci}$

The Leak Tests listed above were made on 07/09/05 by Gordon Finlay. The analysis was performed on 07/17/05 using a $4.8 \times 10^{-3} \mu\text{Ci}$ N.I.S.T. traceable Th-230 alpha reference source and a $4.4 \times 10^{-3} \mu\text{Ci}$ N.I.S.T. traceable Tc-99 beta reference source. The minimum detection limit was $4.50 \times 10^{-7} \mu\text{Ci}$ for the alpha source and $1.06 \times 10^{-5} \mu\text{Ci}$ for the beta source. Results above the minimum detection limit are highlighted. Federal and State limits for removable contamination are $0.005 \mu\text{Ci}$ ($5.0 \times 10^{-3} \mu\text{Ci}$).

The next leak test is due 01/09/06.



Bruce H. Peterson
Health Physicist

QCI Testing Laboratories

12501 West Explorer Suite 175, Boise, ID 83713
707 Kakoi St., Honolulu, Hawaii 96819

NDG-2 Transfer of Portable Gauges Source Inspection Form

Date FEB 16/05


208 7332446

Transferred to: Customer RIFDESEL + ASSOCIATES
Location 202 FALLS AVE TWIN FALLS ID 83301

Transferred from: Customer QCI TESTING LABORATORIES
Location 206 E 37TH ST GARDEN CITY ID

Manufacturer TROXLER
Model No. 3440 A Serial No. 019397

Source activities: Am-241/BE HC MCI CE-137 PO MCI

Leak Test Due Date 02/04/05 ← → NOTED TO NEW OWNER 

Packaging and Equipment Check

To be completed before transporting equipment

1. Transport package proper for gauge
2. Transport index and radioactive material category II label on package
3. Danger / Pellegro label attached
4. Bill of Lading with driver.
5. Unit safely secured in vehicle.
6. Transportation box locked.

✓
✓
✓
✓
✓
✓

Operator's signature

BHP ENTERPRISES
P. O. Box 267
Middleton, Id. 83644
(208) 585-3948

SEALED SOURCE LEAK TEST
***** CERTIFICATE *****

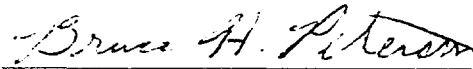
Source Owner: QCI, Inc.
12501 W. Explorer Drive, Suite 175
Boise, ID 83713

TEST RESULTS:

GAUGE			SOURCE			
Manufacturer	Model	Serial No.	Isotope	Serial No.	Activity	Removable Contamination
Troxler, Inc.	3440	19397	Cs-137	50-9069	8.0 mCi	$\leq 1.20 \times 10^{-5} \mu\text{Ci}$
			Am-241:Be	47-14858	40 mCi	$\leq 6.14 \times 10^{-7} \mu\text{Ci}$

The Leak Tests listed above were made on 08/04/04 by Bruce H. Peterson. The analysis was performed on 08/08/04 using a $4.8 \times 10^{-3} \mu\text{Ci}$ N.I.S.T. traceable Th-230 alpha reference source and a $4.4 \times 10^{-3} \mu\text{Ci}$ N.I.S.T. traceable Tc-99 beta reference source. The minimum detection limit was $6.14 \times 10^{-7} \mu\text{Ci}$ for the alpha source and $1.20 \times 10^{-5} \mu\text{Ci}$ for the beta source. Results above the minimum detection limit are highlighted. Federal and State limits for removable contamination are $0.005 \mu\text{Ci}$ ($5.0 \times 10^{-3} \mu\text{Ci}$).

The next leak test is due 02/04/05.



Bruce H. Peterson
Health Physicist

5-31-06
DATE

This is to acknowledge the receipt of your letter/application dated 4-20-06, and to inform you that the initial processing, which includes an administrative review, has been performed.

There were no administrative omissions. Your application will be assigned to a technical reviewer. Please note that the technical review may identify additional omissions or require additional information.

Please provide to this office within 30 days of your receipt of this card:

The action you requested is normally processed within 90 days.

A copy of your action has been forwarded to our License Fee & Accounts Receivable Branch, who will contact you separately if there is a fee issue involved.

Your action has been assigned Mail Control Number 470994.
When calling to inquire about this action, please refer to this mail control number.
You may call me at 817-860-8103.

Sincerely,



Licensing Assistant

(FOR LEMS USE)

INFORMATION FROM LTR

BETWEEN:
License Fee Management Branch, ARM
and
Regional Licensing Sections

Program Code: 03121
Status Code: 0
Fee Category: 3P
Exp. Date: 20120131
Fee Comments:
Decom Fin Assur Reqd: N

LICENSE FEE TRANSMITTAL

A. REGION

1. APPLICATION ATTACHED
Applicant/Licensee: FINLAY TESTING LABORATORIES, INC.
Received Date: 20060522
Docket No: 3035901
Control No.: 4709994
License No.: 53-27716-01
Action Type: Termination

2. FEE ATTACHED
Amount: _____
Check No.: _____

3. COMMENTS
Signed _____
Date 5/26-06 Collette Purnell

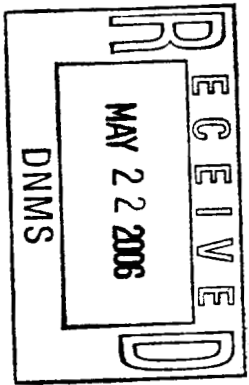
B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone 03 is entered / __/)

1. Fee Category and Amount: _____
2. Correct Fee Paid. Application may be processed for:
Amendment _____
Renewal _____
License _____

3. OTHER _____
Signed _____
Date _____

Finlay Testing Labs., Inc.
707, Koko Street
Honolulu HI 96819

HONOLULU HI 968
17 MAY 2006 PM 1 L



U.S. Nuclear Regulatory Commission, Region
IV
Attn: Janine K. Katanic, Ph.D
611 Ryan Plaza, Suite 400
Arlington TX 76011-8064

76011+4005

