UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

June 7, 2007

Docket No. 03005315 License No. 29-05943-01

John J. Kerwick
Radiation Safety Officer
New Jersey Department of Transportation
Bureau of Materials Engineering & Testing
1035 Parkway Avenue
P.O. Box 607
Trenton, NJ 08625

SUBJECT: INSPECTION 03005315/2007001, NEW JERSEY DEPARTMENT OF TRANSPORTATION

Dear Mr. Kerwick:

This letter forwards NRC Form 591, "Safety Inspection," indicating that no items of non-compliance were found during the above described inspection of your licensed activities. During the inspection we reviewed your corrective actions taken in response to the Notice of Violation (NOV) issued on November 29, 2006. The NOV was issued for failure to secure a portable gauge with a minimum of two independent physical controls that form tangible barriers to secure the portable gauge from unauthorized removal, when not under the control and constant surveillance of the licensee as required by 10 CFR 30.34(i). Based on our review, your corrective actions were found to be complete and thorough and this item is closed.

Please retain the form in your files. No acknowledgment of this letter is required. However, should you have any questions, we shall be pleased to discuss them with you.

Current NRC regulations are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Medical, Academic, and Industrial Uses of Nuclear Material;** then **Regulations, Guidance, and Communications Page.** The current Enforcement Policy is included on the NRC's website at www.nrc.gov; select **About NRC, How We Regulate; Enforcement;** then **Enforcement Policy.** You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-888-293-6498. The GPO is open from 7:00 a.m. to 8:00 p.m. EST, Monday through Friday (except Federal holidays).

Please contact me at (610) 337-5216 if you have any questions regarding this matter.

Sincerely,

Original signed by Craig Z. Gordon

Craig Z. Gordon
Senior Health Physicist
Materials Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosure:
NRC Form 591

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Sincerely,

Original signed by Craig Z. Gordon

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Senior Health Physicist
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Enclosure:
NRC Form 591

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