



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

September 30, 2008

Docket No. 030-37445

License No. 01-31236-01

Darren Drake
Dothan Division Manager
CDG Engineers & Associates
1830 Hartford Highway
Dothan, AL 36301

SUBJECT: INSPECTION REPORT NO. 03037445/2008001, CDG ENGINEERS &
ASSOCIATES, DOTHAN, ALABAMA SITE AND NOTICE OF VIOLATION

Dear Mr. Drake:

On March 19, 2008, David Collins of this office conducted a safety inspection at the above address of activities authorized by the above listed NRC license. The inspection was an examination of your licensed activities as they relate to radiation safety and to compliance with the Commission's regulations and the license conditions. The inspection consisted of observations by the inspector, interviews with personnel, and a selected examination of representative records. Additional review of the information obtained during the inspection was conducted in our office. The findings of the inspection were discussed by telephone by Mr. Collins and you at the conclusion of the inspection on September 11, 2008.

Based on the results of this inspection, it appears that one of your activities was not conducted in full compliance with NRC requirements. A Notice of Violation is enclosed that categorizes the violation by severity level. The NRC has concluded that information regarding the reason for the violation, specifically not informing NRC of the change of Radiation Safety Officer, and the corrective actions taken to prevent reoccurrence are adequate. Your decision to request termination of your NRC License and to work in areas of exclusive federal jurisdiction using NRC reciprocity as authorized in Title 10, Code of Federal Regulations, Section 150.20 (10 CFR 150.20) appear comprehensive. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice of Violation.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosures, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC document system (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rom/adams.html>

Current NRC regulations are available at www.nrc.gov; select **Nuclear Materials; Medical, Academic, and Industrial Uses of Nuclear Material**; then **Regulations, Guidance, and Communications**. The current Enforcement Policy is available 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) at 1-866-512-1800. The GPO is open from 7:00 a.m. to 8:00 p.m. EST, Monday through Friday (except Federal holidays).

D. Drake

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Please contact Mr. Collins at 404-562-4735, if you have any questions regarding this matter.

Sincerely,

Original signed by Marie Miller

Marie Miller, Chief
Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosure
Inspection Report No. 03037445/2008001

cc:
Jared Alexander, Radiation Safety Officer
State of Alabama

D. Drake

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Please contact Mr. Collins at 404-562-4735, if you have any questions regarding this matter.

Sincerely,

Original signed by Marie Miller

Marie Miller, Chief
Security and Industrial Branch
Division of Nuclear Materials Safety

Enclosure
Inspection Report No. 03037445/2008001

cc:
Jared Alexander, Radiation Safety Officer
State of Alabama

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SUNSI Review Complete: DJCollins

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OFFICE	DNMS/RI	N	DNMS/RI		DNMS/RI			
NAME	DJCollins MTM		MMiller					
DATE	9/11/08		9/30/08					

OFFICIAL RECORD COPY

NOTICE OF VIOLATION

CDG Engineers & Associates
Dothan, AL

Docket No. 03037445
License No. 01-31236-01

During an NRC inspection conducted on March 19, 2008, a violation of NRC requirements was identified and discussed during an exit meeting on September 11, 2008. In accordance with the NRC Enforcement Policy, the violation is listed below:

A. Condition 12 of NRC License No. 01-31236-01 authorizes the Radiation Safety Officer for the License.

Contrary to the above, from October 2007, through March 19, 2008, the Radiation Safety Officer was not as stated in the license. Specifically, the Radiation Safety Officer had been replaced in October 2007, and again in March 2008 by the current Radiation Safety Officer. The licensee did not meet a condition of its license nor request NRC to amend its license authorizing a qualified individual to fulfill the safety function of the radiation protection program.

This is a Severity Level IV violation (Supplement VI).

The NRC has concluded that information regarding the reason for the violations, the corrective actions taken and planned to correct the violation and prevent recurrence and the date when full compliance will be achieved is already adequately addressed on the docket. However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (Notice).

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001. Under the authority of Section 182 of the Act, 42 U.S.C. 2232, any response which contests an enforcement action shall be submitted under oath or affirmation.

Your response will be placed in the NRC Public Document Room (PDR) and on the NRC Web site. To the extent possible, it should, therefore, not include any personal privacy, proprietary, or safeguards information so that it can be made publically available without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days.

Dated This 30th day of September 2008