



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION IV
612 EAST LAMAR BLVD, SUITE 400
ARLINGTON, TEXAS 76011-4125

October 19, 2009

William F. Broglie
Chief Administrative Officer
Department of Commerce
National Oceanic and Atmospheric Administration
1305 East West Highway, Room 8431
Silver Spring, MD 20910

SUBJECT: CLOSURE OF INVESTIGATION (OI 4-2009-003)

Dear Mr. Broglie:

This refers to an investigation conducted by the NRC's Office of Investigations regarding activities at the National Oceanic and Atmospheric Administration (NOAA), U.S. Department of Commerce (DOC), Boulder, Colorado. The Office of Investigations initiated the investigation to determine whether the radiation safety officer at NOAA, DOC Boulder, Colorado willfully failed to provide complete and accurate information to the NRC regarding the security of licensed materials.

Based on the evidence developed during the investigation, testimony, and document reviews, the allegation was not determined to be willful. The NRC plans no further action related to the willful aspect of this allegation and considers this investigation closed.

In accordance with 10 CFR 2.390 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/

William B. Jones, Chief
Allegations and Enforcement Branch

Docket: 030-03746
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