

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Stahly Engineering and Associates, Inc. 3530 Centennial Drive Helena, Montana 59601 REPORT NO: 2009-001	2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region IV, 612 East Lamar Blvd, Suite 400 Arlington, Texas 76011-4125
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3. DOCKET NUMBER 030-37912	4. LICENSE NUMBER 25-29321-01	5. DATE OF INSPECTION Oct. 26 through Nov. 19, 2009
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LICENSEE:
 The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy to exercise discretion, were satisfied.
- Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):

4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.

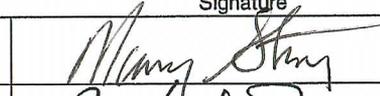
License Condition 13.A. of NRC License No. 25-29321-01 requires that sealed sources be tested for leakage and/or contamination at intervals not to exceed the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or by an Agreement State.

Contrary to the above, the licensee failed to test sealed sources for leakage and/or contamination at intervals not to exceed the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or by an Agreement State. Specifically, a portable gauge Seaman Model C-300, Serial Number 21314, was not leak tested from April 8, 2009 (the date the license was issued) to October 26, 2009 (the day of this first inspection). The leak test interval for this portable gauge is 6 months, according to the certificate of registration NR-0587-D-104-S issued by the U.S. Nuclear Regulatory Commission. According to the licensee's statement the portable gauge Seaman Model C-300, Serial Number 21314 is not in permanent storage and has been used several times in NRC jurisdiction between April 8, 2009 and October 26, 2009, without being tested for leakage and/or contamination.

The Radiation Safety Officer agrees to leak test Seaman Gauge C-300, Serial Number 21314, within the next two weeks and also agrees not to use this gauge until the leak test is performed and the results are received.

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE	Murray Strong		Nov. 19, 2009
NRC INSPECTOR	Roberto J. Torres		Nov. 19, 2009