



UNITED STATES
NUCLEAR REGULATORY COMMISSION

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

June 8, 2010

GeoInstruments Logging, LLC
ATTN: John Turner
President
P.O. Box 630184
Nacogdoches, Texas 75963

SUBJECT: NRC INSPECTION REPORT 150-00042/10-001 AND NOTICE OF VIOLATION

Dear Mr. Turner:

This refers to the inspection of your reciprocity operations at Strata Energy, Inc. temporary job site in Crook County, Wyoming, on April 21, 2010, with continued in office review until May 27, 2010. The inspection was an examination of activities conducted in NRC jurisdiction under the authority of the general license pursuant to 10 CFR 150.20, as it relates to safety and security, and compliance with the Commission's rules and regulations and with the conditions of the license. Within these areas, the inspection consisted of selected examination of procedures and representative records and interviews with personnel. Preliminary inspection findings were discussed with your staff at the conclusion of the onsite portion of the inspection. A final exit briefing was conducted with you telephonically on May 27, 2010.

Based on the results of this inspection, the NRC has determined that one Severity Level IV violation of NRC requirements occurred. This violation involved the failure to have shipping documents on either of your two transport vehicles available at the time of inspection. This violation was evaluated in accordance with the NRC Enforcement Policy included on the NRC's website at www.nrc.gov/about-nrc/regulatory/enforcement.html. The violation is cited in the enclosed Notice of Violation (Notice) and the circumstances surrounding it are described in the subject Notice. This violation is being cited in the Notice because it was identified by the NRC, rather than being self-identified by the licensee.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. For your consideration and convenience, an excerpt from NRC Information Notice 96-28, "Suggested Guidance Relating to Development and Implementation of Corrective Action," is enclosed. The NRC will use your response, in part, to determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, Enclosure 1, and your response will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the Web site at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the public without redaction.

GeoInstruments Logging, LLC

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Should you have any questions concerning this inspection, please contact Latischa Hanson at 817-860-8286 or the undersigned at 817-860-8287.

Sincerely,

/RA/

Vivian H. Campbell, Chief
Nuclear Materials Safety Branch A

Docket: 150-00042
License: General License
(10 CFR 150.20)

Enclosures:

1. Notice of Violation
2. NRC Information Notice 96-28

cc w/enclosure:

Texas Radiation Control Program Director
Wyoming Office of Homeland Security

Internal distribution w/Enclosure 1 via e-mail:

- E. Collins, RA
- A. Howell, D:DNMS
- C. Cain, DD:DNMS
- V. Campbell, C:NMSB-A
- J. Whitten, C:NMSB-B
- L. Hanson, NMSB-A
- M. Herrera, Fee Coordinator
- R4DNMS_NMSB-A

Hard Copy:
 DNMS Docket File
 DNMS Secretarial File

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ADAMS: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> SUNSI Review Complete	Reviewer Initials: LMH	
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	<input type="checkbox"/> Non-publicly Available	<input type="checkbox"/> Sensitive	
RIV:DNMS/NMSB-A	C:NMSB-A		
LMHanson;dlf	VHCampbell		
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OFFICIAL RECORD COPY

T=Telephone

E=E-mail

F=Fax

NOTICE OF VIOLATION

GeoInstruments Logging, LLC
Nacogdoches, Texas

Docket: 150-00042
License: General License (10 CFR 150.20)

During an NRC inspection conducted from April 21 through May 27, 2010, a violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 150.20(a) provides, in part, that any person who holds a specific license from an Agreement State is granted an NRC general license to conduct the same activity in non-Agreement States, areas of exclusive Federal jurisdiction within Agreement States, and in offshore waters, provided that the provisions of 10 CFR 150.20(b) have been met.

10 CFR 150.20(b) requires, in part, that the general licenses provided in this section are subject to all the provisions of the Act and to all applicable rules, regulations, and orders of the Commission.

10 CFR 71.5(a) requires that a licensee who transports licensed material outside of the site of usage, as specified in the NRC license, or where transport is on public highways, or who delivers licensed material to a carrier for transport, comply with the applicable requirements of the regulations appropriate to the mode of transport of the Department of Transportation in 49 CFR Parts 107, 171-180, and 390-397.

49 CFR 177.817(e) requires, in part, that the driver of a motor vehicle containing hazardous material ensure that the shipping paper required by 49 CFR 177.817(a) is readily available to, and recognizable by, authorities in the event of accident or inspection. Specifically, (1) when the driver is at the vehicle's controls, the shipping paper shall be: (a) within the driver's immediate reach while the driver is restrained by the lap belt; and (b) either readily visible to a person entering the driver's compartment or in a holder which is mounted to the inside of the door on the driver's side of the vehicle; (2) when the driver is not at the vehicle's controls, the shipping paper shall be: (a) in a holder which is mounted to the side of the door on the driver's side of the vehicle; or (b) on the driver's seat in the vehicle. Pursuant to 49 CFR 172.101, radioactive material is classified as a hazardous material.

Contrary to the above, on April 21, 2010, the licensee's drivers of motor vehicles containing hazardous materials, failed to ensure that the shipping papers required by 49 CFR 177.817(a) were readily available to, and recognizable by, authorities in the event of an accident or inspection. Specifically, on April 21, 2010, the licensee's drivers did not have the required shipping documents readily available on their two transport vehicles at the time of inspection, while conducting temporary job operations in areas of exclusive Federal jurisdiction within Crook County, Wyoming.

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

ENCLOSURE 1

Pursuant to the provisions of 10 CFR 2.201, GeolInstruments Logging, LLC is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001, with a copy to the Regional Administrator, Region IV within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation or, if contested, the basis for disputing the violation or severity level, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Because your response will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC's Web site at www.nrc.gov/reading-rm/pdr.html or www.nrc.gov/reading-rm/adams.html, to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the public without redaction. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.390(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

In accordance with 10 CFR 19.11, you may be required to post this Notice within 2 working days.

Dated this 8th day of June 2010