

RI - DNMS Licensee Event Report Disposition

Licensee: Carro & Carro Enterprises, Inc.

Event Description: Host/ stolen LNM > 1000x

License No: PR-2005-23 Docket No: _____ MLER-RI: 2101-007
 Event Date: _____ Report Date: _____ HQ Ops Event #: _____

1. REPORTING REQUIREMENT

<input type="checkbox"/> 10 CFR 20.1906 Package Contamination <input checked="" type="checkbox"/> 10 CFR 20.2201 Theft or Loss <input type="checkbox"/> 10 CFR 20.2203 30 Day Report <input type="checkbox"/> Other	<input type="checkbox"/> 10 CFR 30.50 Report <input type="checkbox"/> 10 CFR 35.3045 Medical Event <input type="checkbox"/> License Condition
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2. REGION I RESPONSE

<input type="checkbox"/> Immediate Site Inspection <input checked="" type="checkbox"/> Special Inspection <input type="checkbox"/> Telephone Inquiry <input type="checkbox"/> Preliminary Notification/Report <input checked="" type="checkbox"/> Information Entered in RI Log <input type="checkbox"/> Report Referred To:	Inspector/Date: <u>Craig Gordon / 9/2010</u> Inspector/Date: _____ Inspector/Date: _____ <input type="checkbox"/> Daily Report <input type="checkbox"/> Review at Next Inspection
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3. REPORT EVALUATION

<input checked="" type="checkbox"/> Description of Event <input checked="" type="checkbox"/> Levels of RAM Involved <input checked="" type="checkbox"/> Cause of Event	<input checked="" type="checkbox"/> Corrective Actions <input type="checkbox"/> Calculations Adequate <input type="checkbox"/> Additional Information Requested from Licensee
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4. MANAGEMENT DIRECTIVE 8.3 EVALUATION

<input type="checkbox"/> Release w/Exposure > Limits <input type="checkbox"/> Repeated Inadequate Control <input type="checkbox"/> Exposure 5x Limits <input type="checkbox"/> Potential Fatality If any of the above are involved: <input type="checkbox"/> Considered Need for IIT Decision/Made By/Date: _____	<input type="checkbox"/> Deliberate Misuse w/Exposure > Limits <input type="checkbox"/> Pkging Failure > 10 rads/hr or Contamination > 1000x Limits <input type="checkbox"/> Large# Indivs w/Exp > Limits or Medical Deterministic Effects <input type="checkbox"/> Unique Circumstances or Safeguards Concerns <input type="checkbox"/> Considered Need for AIT
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5. MANAGEMENT DIRECTIVE 8.10 EVALUATION (additional evaluation for medical events only)

<input type="checkbox"/> Timeliness - Inspection Meets Requirements (5 days for overdose / 10 days for underdose) <input type="checkbox"/> Medical Consultant Used-Name of Consultant/Date of Report: _____ <input type="checkbox"/> Medical Consultant Determined Event Directly Contributed to Fatality <input type="checkbox"/> Device Failure with Possible Adverse Generic Implications <input type="checkbox"/> HQ or Contractor Support Required to Evaluate Consequences
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6. SPECIAL INSTRUCTIONS OR COMMENTS Material was under PR license, but the owner was unaware that NRC license was required when PR no longer regulated. Gauge has been transferred to an authorized recipient.

Non-Public Inspector Signature: Sattar Lodhe Date: 7-20-2010
 Public-SUNSI REVIEW COMPLETE Branch Chief Initials: Paul Miller Date: 8/3/2010

Event Text**FITNESS FOR DUTY - NON-LICENSED CONTRACT SUPERVISOR**

A non-licensed contract security supervisor tested positive for an illegal substance on a random fitness-for-duty test. The supervisor's access to the plant has been denied. A review of the individual's work history is being performed.

The NRC Senior Resident Inspector has been informed. Contact the HOO for additional details

Other Nuclear Material	Event Number: 46007
Rep Org: CARRO & CARRO ENTERPRISES INC. Licensee: CARRO & CARRO ENTERPRISES INC. Region: 1 City: CIALES State: PR County: License #: PR2005-02 Agreement: N Docket: NRC Notified By: JUAN CARRO HQ OPS Officer: STEVE SANDIN	Notification Date: 06/14/2010 Notification Time: 19:30 [ET] Event Date: 06/10/2010 Event Time: 12:00 [EDT] Last Update Date: 06/14/2010
Emergency Class: NON EMERGENCY 10 CFR Section: 20.2201(a)(1)(i) - LOST/STOLEN LNM>1000X	Person (Organization): DANIEL HOLODY (R1DO) ANDREW MAUER (FSME) ILTAB via email ()

This material event contains a "Less than Cat 3" level of radioactive material.

Event Text**MISSING SEAMAN MOISTURE DENSITY GAUGE**

Carro & Carro Enterprises Inc. reported that a Seaman Model C-300 Moisture Density Gauge containing a 4.5 mCi Radium-226 source was discovered missing from a temporary job location in San Juan, Puerto Rico on Thursday, June 10th. A search was conducted on Friday with negative results. A police report was filed on Monday, June 14th, and a reward offered in two local newspapers.

THIS MATERIAL EVENT CONTAINS A "LESS THAN CAT 3" LEVEL OF RADIOACTIVE MATERIAL

Sources that are "Less than IAEA Category 3 sources," are either sources that are very unlikely to cause permanent injury to individuals or contain a very small amount of radioactive material that would not cause any permanent injury. Some of these sources, such as moisture density gauges or thickness gauges that are Category 4, the amount of unshielded radioactive material, if not safely managed or securely protected, could possibly - although it is unlikely - temporarily injure someone who handled it or were otherwise in contact with it, or who were close to it for a period of many weeks. For additional information go to http://www-pub.iaea.org/MTCD/publications/PDF/Pub1227_web.pdf

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Tuesday, June 15, 2010

U.S. NRC

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Event Notification Report for June 29, 2010

U.S. Nuclear Regulatory Commission
Operations Center

Event Reports For
06/28/2010 - 06/29/2010

** EVENT NUMBERS **

46007 46040

TOP

Other Nuclear Material	Event Number: 46007
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Event Text

MISSING SEAMAN MOISTURE DENSITY GAUGE

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* * * UPDATE FROM DANIEL IRIZARRY TO DONALD NORWOOD AT 1135 EDT ON 06/28/2010 * * *

Missing gauge was returned to Carro & Carro Enterprises, Inc. this morning at about 0730 local time. The individuals returning the gauge were not identifiable because they were wearing masks at the time. Carro and Carro had a radiation safety consultant check the gauge. No damage to the gauge was noted, however it had been returned without its storage case. A new case will be ordered.

Notified R1DO (Dwyer) and FSME DEO (McIntosh). Notified ILTAB via e-mail.

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10CF	
General Information or Other	Event Number: 46040
Rep Org: COLORADO DEPT OF HEALTH Licensee: MIDWEST INSPECTION SERVICES, INC. Region: 4 City: GREELEY State: CO County: License #: 902-01 Agreement: Y Docket: NRC Notified By: MARK DATER HQ OPS Officer: STEVE SANDIN	Notification Date: 06/23/2010 Notification Time: 17:48 [ET] Event Date: 06/11/2010 Event Time: 13:20 [MDT] Last Update Date: 06/23/2010
Emergency Class: NON EMERGENCY 10 CFR Section: AGREEMENT STATE	Person (Organization): GREG PICK (R4DO) MARK THAGGARD (FSME)

Event Text

AGREEMENT STATE REPORT INVOLVING A RADIOGRAPHY SOURCE RECOVERY INCIDENT

The following information was received from the State of Colorado via fax:

"[A Midwest Inspection Services representative] contacted [the State of Colorado] by phone today (6/15/10) and notified [the State of Colorado] that they had an incident at a temp site Friday the 11th of June.

"The radiography crew was doing an elevated (18 ft. aprox.) shot and the rope holding up the camera broke and the camera fell (18 ft. aprox.) leaving the source in an exposed position. The radiographer was unable to retract the source back into the camera. The crew roped off the area, and contacted the (RSO) who responded and covered the source with lead shot bags, using a remote device he was able to straighten the guide tube and retract the source. He [RSO] was wearing dual dosimeters, (chest and on shirt sleeve of the hand that he used to straighten the guide tube). The exposure dosimeter on the chest read 20mr/hr and the shirt sleeve dosimeter read 487mr/hr.

[The Midwest Inspection Services representative] is gathering final information from interviews with everybody involved and will submit a written report detailing the incident.

Guide tube was kinked with the source in an exposed position.
Cause was the camera fell aprox. 18 feet when rope broke or came untied.
Camera: INC model IR-I00 Source: INC model 32 s/n P264 (Ir-192, 56.74 Ci)
Location: DCP Lucerne gas plant, Greeley, Co. Time: 6/11/10 at approx. 1:20pm

Carro & Carro Enterprises, Inc.

P.O. Box 1475, Ciales, P.R. 00638
Tel. (787) 871-0207 Fax. (787) 871-4707

July 9, 2010.

By Mail: **Office of Federal and State Materials and Environmental Management Programs**
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

USNRC - Region II
245 Peachtree Center Avenue, NE.
Suite 1200
Atlanta, GA 30303-1257

By Fax: (610) 337 - 5269
USNRC - Region I
Division of Nuclear Materials Safety
475 Allendale Road
King of Prussia, PA 19406

ATTN: Document Control Desk, Director

SUBJECT: Report for Stolen Nuclear Density Moisture Gauge

Dear Director:

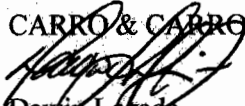
Carro & Carro Enterprises, Inc. is the holder for the equipment mentioned in subject. The gauge is from Seaman Nuclear Corporation purchased from Tomas Cuerda, Inc. The model is C-300, serial number 21204. The licensee number was PR-2005-02 from the Radiation Control Commission of the Health Department of the Commonwealth of Puerto Rico. The radiological Gamma & Neutron source is 4.5 mCi (166.5 MBq) Radium 226 (Beryllium), double encapsulated stainless steel.

Carro & Carro Enterprises is required to inform about the events of thief and recover of this gauge to this honorable Commission. The requirements to do the report were observed.

Please if you have any questions concerning with the information enclosed do not hesitate to contact the undersigned at (787) 374-0207.

Sincerely,

CARRO & CARRO ENTERPRISES, INC.


Davin Lozada
RSO, Project Engineer

Enclosures


2010 JUL 16 AM 11:19

RECEIVED
REGION I

NARRATIVE REPORT FOR STOLEN NUCLEAR DENSITY MOISTURE GAUGE

TO: Document Control Desk, Director

**Office of Federal and State Materials and Environmental
Management Programs**
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

FROM: Dawin Lozada 
RSO, Project Engineer
Carro & Carro Enterprises, Inc.
P.O. BOX 1475
Ciales, P.R. 00638

DATE: July 9, 2010

RE: Report for Stolen Nuclear Density Moisture Gauge

This narrative shows the Carro & Carro Enterprises, Inc report about the stolen event of a portable nuclear gauge from their facilities in San Juan, Puerto Rico. The Nuclear Regulatory Commission requirements were observed.

On June 3, 2010 after a visual inspection of the location where the nuclear density gauge containing the sealed source was stored, we determined that it was removed from its secure location by a person or persons unknown. Asking the owner and his administrative assistant, both of whom are normally always present in the work area where the device was stored, if one of them gave instructions to remove the device from the storage area or if it was removed for scheduled tests or for future transfer or other disposition, they responded in the negative. We then investigated to determine if the device was removed by a company employee. Preliminary investigation indicated that someone entered the area and removed the device, apparently mistaking it for surveying equipment, as surveying equipment kept close to the device, a total station theodolite and a surveyor's level, also had been removed. We therefore started to suspect criminal activity in the matter and reported the disappearance of these items to the police as a theft by someone from within the company.

The theft occurred in the temporary field offices of Carro & Carro Enterprises (CCE), Inc. in the Puerto Nuevo Sector of Hato-Rey, which is in turn a sector of San Juan, Puerto Rico. The office compound is located alongside the Jose De Diego Expressway (PR22 Km. 1.1 from Guaynabo to San Juan), just before the exits to the Plaza Las Americas shopping mall in San Juan.

We concluded that the theft of the device occurred during the repair of an exterior stairway which gave access to connecting offices which in turn gave access to the office where the missing instruments were stored. These repairs occurred days before the disappearance of the

device. The repairs took place between May 26 and June 2, 2010. The trusted supervisors of the repair crew, who knew what types of equipment were stored in the office, kept close supervision over the workers at all times during the repair period. The only opportunity for the thief or thieves was during the lunch break, when the supervisor, the workers, and the administrative assistant were all outside of the office. That particular day, May 26, was the only day on which the owner, who normally is sitting in the same room as the missing instruments during the lunch break, was not present. We believe it was on that occasion that unauthorized persons entered through the door where the stairway was being repaired, removed the surveying equipment and the device containing the sealed source, and hid them behind the office area near the employee parking area to recover them during the evening hours.

During non work hours the fenced and gated office compound always has guards which deny access to the locked offices and during work hours there is always at least two persons present, the administrative assistant at a desk next to the main office entrance and an executive assistant in an office between the main entrance and the area where the device containing the sealed source was stored. Each office in the compound has its main entrance (there are five independent interior offices with lockable doors) and these entrances have two independent locks. Before one can access the device one must pass through at least two locked doors in each direction and an exterior door and gate with three locks and a padlock. The device and its sealed source is secured by two additional padlocks and was inside its transport container.

The stolen gauge containing the sealed source manufactured by Seaman Nuclear Corporation, purchased from Tomas Cuerda, Inc. The model is C-300, serial number 21204. This instrument is promoted by its manufacturer as a device which exposes the user to the least amount of radiation in the industry due to the speed with which it processes and takes off data, its sealed source mechanism, and its ease of maintenance which minimizes the time that the operator is exposed to radiation. The licensee number was PR-2005-02 from the Radiation Control Commission of the Health Department of the Commonwealth of Puerto Rico, which expired on December 16, 2008. The radiological Gamma & Neutron source is 4.5 mCi (166.5 MBq) Radium 226 (Beryllium), double encapsulated stainless steel (USA only). The gauge was in perfect condition and the source is sealed at the moment of the event. This gauge is normally used to measure soil humidity and density.

Company executives suspect that a recent hire had access to the offices, but no one could confirm the presence of someone who entered or left through the entrance which was under repair, an entrance blocked from view from the rest of the compound by the office structures themselves. Agents of the Criminal Investigations Corps (CIC) of the Puerto Rico state police and private detectives are continuing the investigation into possible suspects.

Immediately before the initiation of the investigation and after confirming that the stolen device was not misplaced, CCE informed local authorities, the press, the EPA, NRC and the State Police of Puerto Rico. The telephonic report to the NRC was made by CCE's president and the RSO. The next day Mr. Steve Sandari of the NRC called to interview and to provide the case number to be used on all written correspondence pertaining to the theft, No. 46007 of Maryland, Region I.

The president of CCE immediately held a meeting of all employees after confirming that the theft of the device could only have been executed by an employee, for lack of evidence to the

contrary. He asked for any information leading to the recovery of the device. He described the contents of the shipping container in which the device was stored, including the sealed source and its uses, and the dangers of being exposed to nuclear radiation from it. He asked that whoever stole the device that he not removes it from its shipping container or vandalizes the device, as the danger is constant. He offered a \$3,000.00 reward for any information leading to the recovery of the device and its sealed source as soon as possible and posted the newspapers notice at the main office entrance. At that moment no one provided information in spite of warnings that this crime was a federal and state offense, with severe penalties for the theft or illicit use of nuclear material.

On the afternoon of June 16, 2010, NRC officials visited the field offices of CCE in Puerto Nuevo. Mr. Lester M. Tripp and Ms. Leira Cuadrado from the Nuclear Materials Safety Division and State Agreement interviewed the president and RSO of CCE. Both of them gave a detailed account of the events which transpired and answered the investigator's questions with pertinent answers. That same day several hours after the departure of the NRC officials, an anonymous phone call was received by CCE confirming that the device had been stolen and the caller asked who could be involved. CCE responded to the caller by explaining the nature of the stolen sealed source, the danger that it represented and the reward for information if we find the source by this means. The investigators of the Puerto Rico State Police were immediately informed of the call so that they could follow up.

The latest police reports indicate that there has been no success in recovering the device due to the lack of cooperation on the part of their informants. We asked and provided information about the gauge to several construction companies holding licenses for nuclear materials to provide any information relevant to the stolen device, in case any of their RSO's has been heard of something.

After two weeks of investigation, the president of CCE called a meeting of all employees on June 25, 2010, repeating his plea to cooperate since the police and CCE's administration planned to hold individual interviews within the week. He repeated the gravity of the federal offenses involved and added that the use of a polygraph by a specialist in the field was possible.

The device and its source were recovered on June 28, 2010 when it was turned in to company employee. Mr. Jorge E. Martinez (his statement is attached) left his home at 8:10AM for personal errands and was approached by unknown individuals who gave him the device containing the source so that he could take it to CCE. CCE then informed all concerned authorities of the recovery of the device. The source was recovered just 3 miles from the CCE Puerto Nuevo office, at Street 1 Santa Rita neighborhood on Rio Piedras. CCE contacted its service provider for this type of equipment, Mr. David Rhoe, so that he could inspect the device and its source. He indicated that the device and its source were in perfect condition and that no damage was sustained by the device or its source. He relocated the equipment to a secure location, and the equipment is currently under his control until its transfer or decommissioning.

We understand that a minimum of two persons were involved in the theft and recovery of the device, and they may have been exposed to only a minimal amount of radiation from the sealed source for an indeterminate period of time. This conclusion is based on the perfect condition of the device upon its return, and that it was still set to block any radiation from the sealed source. This was confirmed by our consultant David Rhoe during his inspection of the device. He

removes the gauge and is under his supervision to do an inspection and rigorous leak test of the sealed source to determine that there are no problems is pending. The same will be with David Rhoe until final transferring or decommissioning to other NRC authorized licensee is in order.

CCE contacted an engineer, Eng. Luis O. Garcia, who expressed interest in keeping the device in his facilities for future use. The device will be transferred to Geo-cim Geotechnical Consultants, as they hold a license for nuclear material, with CCE's permission to transfer the device. Geo-cim is currently communicating with the NRC to arrange the meeting with CCE and its consultant to supervise the transfer of the device and its sealed source to the facilities of Geo-cim. They only need an amendment to their license in order to take possession of the device.

Measures to prevent a recurrence of this theft include removes the gauge to a NCR licensee, transfer the gauge to a NCR licensee, ensuring and enforcing that at least one person is present who knows who is coming and going from the offices, to prevent any unauthorized entry during work hours. If for any reason this requirement is not met, a supervisor from the field will ensure that one or more persons watch the offices, or, if this cannot be done, to ensure that a private security firm reassigns one of its night guards to a day shift within the offices.

Enclosures



18.4060, - 66.055

DELIVERY LOCATION: CALLE ANASCO INT CALLE #1
URB. SANTA RITA
Rio Piedras, P.R.

30 de junio de 2010

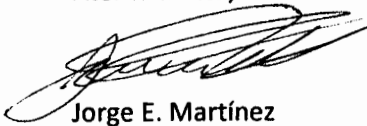
A: Ing. Juan M. Carro
De: Sr. Jorge E. Martínez
Re: Suceso del lunes, 28 de junio de 2010

Ing. Carro:

A continuación le describo con detalles el suceso referente a la máquina nuclear, ocurrido el pasado lunes, 28 de junio de 2010.

Durante la mañana del día lunes, 28 de junio de 2010, alrededor de las 8:10am salía de mi casa para realizar diligencias personales. Me percaté que unos individuos que conducían una USV, marca Mitsubishi, modelo Outlander y de color negro me comenzaron hacer señas y tocaron bocina para que me detuviera. Me detuve y me preguntaron si yo trabajaba en el proyecto de Puerto Nuevo, le contesté que sí. Ellos me dijeron que me iban a dar algo para que lo trajera al proyecto. Yo le pregunté qué era lo que ellos querían que trajera y me dijeron que era la máquina. Ellos se bajaron del vehículo que conducían y me dijeron que abriera mi guagua para que me la llevara, al entregármela me dijeron que la entregara y que resolviera.

Atentamente;



Jorge E. Martínez

GeoCim LUIS O. GARCIA & ASSOCIATES
GEOTECHNICAL ENGINEERING CONSULTANTS

Partners

Luis Oscar García, MSCE, CE, PE
Carlos García Echevarría, MSCE, PE
James A. Baigés, MECE, PE

Associate

Alejandro E. Soto, MS, PG

July 9, 2010

Mr. Sattar Lohdi:
Nuclear Regulatory Commission, Region 1
Via email: sattar.lozhi@nrc.gov

Re: Geo Cim, Inc. License No. 52-17776-02

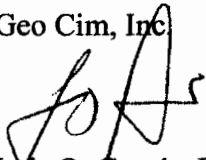
Dear Mr. Lodhi

As per your orientation in telephone call yesterday, we hereby submit our request to add as an authorized use to our license a Seaman Nuclear Corporation moisture density Gauge Model C-300, Serial No. 21204. The source of this unit is a Gamma & Neutron source of 4.5 mCi (166.5MBq) Radium 226 (Beryllium).

Please let us know if any additional information is required to complete this request for Amendment to our license.

Sincerely,

Geo Cim, Inc



Luis O. García, PE
President
Radiation Safety Officer

C:\Documents and Settings\lgarcia\My Documents\Geo Cim Administrative - Office desktop\Request for amendment to NRC License 7-9-10.doc

Carro & Carro Enterprises, Inc.

P.O. Box 1475, Ciales, P.R. 00638

Tel. (787) 871-0207 Fax. (787) 871-4707

July 6, 2010.

GeoCim, Inc.

Luis O. Garcia & Associates

Geotechnical Engineering Consultants

Amelia Distribution Center

Emma Street No. 26A

Guaynabo, P.R. 00968-8007

Attn: Luis O. Garcia, PE
Principal

SUBJECT: Request for Transfer a Nuclear Density Moisture Gauge
(Model: Seaman C-300, SN: 21204)

Dear Mr. Garcia:

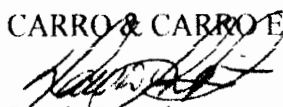
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Carro & Carro Enterprises is interested in transferring this gauge to GeoCim, Inc. for a nominal price of \$10.00. Please let me know as soon as possible if you are interested in this equipment.

If you have any questions concerning the above, do not hesitate to contact the undersigned at (787) 374-0207.

Sincerely,

CARRO & CARRO ENTERPRISES, INC.


Darwin Lozada