



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
612 EAST LAMAR BLVD, SUITE 400
ARLINGTON, TEXAS 76011-4125

November 4, 2010

Mr. Michael Smith, Director
South Dakota Department of Health
615 East 4th Street
Pierre, South Dakota 57501

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-37803/2010-001 AND NOTICE OF VIOLATION

Dear Mr. Smith:

Thank you for your letter dated October 12, 2010, in response to the violations identified in our letter and Notice of Violation (Notice) dated September 14, 2010. We have reviewed your letter and find it responsive to the concerns raised in our Notice. We will review the implementation of your corrective actions during a future inspection to determine that full compliance has been achieved and will be maintained.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter 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 Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA/

Vivian H. Campbell, Chief
Nuclear Materials Safety Branch – A

Docket: 030-37803
License: 40-11733-02

cc w/copy of licensee's letter dated October 12, 2010:

South Dakota Radiation Control Program Director

cc w/enclosure (if any)
 E.E.Collins
 A.Howell
 C.L.Cain
 A.D.Gaines
 J.E.Whitten
 LDonovan
 MPoston
 NMSB-A
 RIV Materials Docket File (5th Floor)

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MSB-A		C:MSB-A		
LDonovan		VHCampbell		
/RA/		/RA/		
10 /20/ 2010		10 /26/ 2010		

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