

From: Kauffman, Laurie
Sent: Thursday, June 30, 2011 4:45 PM
To: Construction Testing & Engineering, Inc.
Cc: Joustra, Judith; McLaughlin, Marjorie; Seeley, Shawn
Subject: Clarification of letter dated June 14, 2011, Response to Apparent Violation in Inspection Report No 15000045/2011006

Good Afternoon Mr. Tajick:

This e-mail is to follow up with you regarding today's telephone call held with you, Ms. Marjorie McLaughlin, Senior Enforcement Specialist, Mr. Shawn Seeley, Health Physicist, and myself.

In the above subject letter, dated June 14, 2011 and in a previous correspondence letter, dated April 13, 2011, CTE provided its response to the apparent violations mentioned in the subject inspection report. In addition, CTE made the following statement in the above subject letter: "Please consider that we are small company and due to the slow economy we have had financial difficulty to continue our operation. According to the President Obama "government must assist small business owners to be able stay in business and hire more employees"."

The purpose of this call was twofold.

- 1) Clarify how CTE intends to secure the car keys when a portable gauge is stored in the vehicle, more specifically, when the portable gauge is not under the control and constant surveillance of the CTE, and
- 2) Provide the rationale behind the financial difficulty statements.

Regarding the first question, you stated that CTE employees will ensure the windows are completely closed, the doors and trunk are locked, and, to ensure the security of the keys, the car keys will be in the employee's possession (i.e. placed in the employee's pocket).

Regarding the second question, you acknowledged that you described CTE's financial situation in the June 14, 2011 letter in response to the statements in the cover letter to the NRC Inspection Report that the NRC is considering issuing CTE a civil penalty. You reiterated that CTE has been experiencing financial hardship for the past two (2) years, and committed to submit bank statements to that effect by July 25, 2011.

You agreed to submit, in writing, the above requested information in one letter to the NRC by July 25, 2011.

Please contact me if you have any questions concerning this matter.
Thank you for your cooperation.

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