



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

November 28, 2011

EA-10-231

Mr. Donald Millar, Radiation Safety Officer
Alaska Industrial X-Ray, Inc.
4047 Kingston Drive
Anchorage, Alaska 99504

SUBJECT: RELAXATION OF PORTION OF CONFIRMATORY ORDER MODIFYING LICENSE
(EFFECTIVE IMMEDIATELY) AND APPROVAL OF THE INDEPENDENT
AUDITOR

Dear Mr. Millar:

This is to acknowledge receipt of your letters dated September 13, 2011 (ML11265A085), and September 28, 2011 (ML11277A110), and your e-mail dated October 27, 2011 (ML11307A441). In the letter dated September 13, 2011, you requested an extension to Section V, Item 1, of the Nuclear Regulatory Commission's (NRC) June 7, 2011, CONFIRMATORY ORDER MODIFYING LICENSE (EFFECTIVE IMMEDIATELY) (ORDER), and you noted that it would be difficult for all licensee employees to attend a training session in October 2011. In the letter dated September 28, 2011, you submitted a resume for an individual to provide the training required by Section V, Item 1, of the ORDER. In the e-mail dated October 27, 2011, you clarified the additional time required to provide training and submitted the resume of an independent auditor.

Based on an onsite inspection on August 3, 2011, the NRC staff confirmed that you were making adequate progress towards compliance with the ORDER, including conducting a proactive search for individuals to provide training and audits.

The NRC has reviewed your request to extend the amount of time allowed to complete the training required by Section V, Item 1, of the ORDER. Your e-mail dated October 27, 2011, stated that an extension to December 24, 2011, would be adequate to complete the required training. This letter will serve as notification of relaxation of the required training section of the ORDER. As a result, Section V, Item 1, which states that the training will be completed within 120 days of the ADR Confirmatory ORDER (October 5, 2011), now is to be completed by December 24, 2011.

In addition, the NRC has reviewed the qualifications of the individual submitted to provide the training required by Section V, Item 1, of the ORDER. The NRC grants approval for the licensee to use the submitted contractor to provide the training required by Section V, Item 1, of the ORDER. Please note that Section V, Item 1.d., of the ORDER requires Alaska Industrial X-Ray, Inc. to provide the NRC with an outline of the topics to be covered by the training at least 14 days prior to the training.

The NRC has reviewed the qualifications of the individual submitted to perform independent audits required by Section V, Item 2, of the ORDER. The NRC grants approval to use the submitted contractor to perform the independent audits required by Section V, Item 2, of the ORDER.

This letter does not relax any other provisions in the ORDER issued to the licensee.

You are not required to respond to this letter; however, you may choose to if the description therein does not accurately reflect your position. In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response, if you choose to provide one, 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>. 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.

Should you have any questions concerning this letter, please contact Mr. Michael Vasquez, Chief, Nuclear Materials Safety Branch A, at 817-860-8130 or Mr. Roy J. Caniano, Director, Division of Nuclear Materials Safety, at 817-860-8106.

Sincerely,

/RA/

Elmo E. Collins
Regional Administrator

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cc:
Alaska Radiation Control Program Director

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