

December 14, 2011
EN-11-040

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Accurate NDE and Inspection, LLC (EA-11-043)
Broussard, Louisiana

Subject: CONFIRMATORY ORDER (EFFECTIVE IMMEDIATELY)

This is to inform the Commission that a Confirmatory Order will be issued on or about December 19, 2011, to Accurate NDE and Inspection, LLC (Accurate) confirming commitments reached as part of an alternative dispute resolution (ADR) mediation settlement agreement between Accurate and the NRC. Accurate is a State of Louisiana radiography licensee. NRC inspection and investigation related to the loss of a radiography source by Accurate, working under reciprocity in NRC jurisdiction, identified two apparent willful violations for failures to (1) maintain accurate personnel monitoring information and (2) comply with an agreement state license requirement for radiographers to notify the Radiation Safety Officer (RSO) before attempting to retrieve a disconnected source. Three additional apparent violations were identified for failures to (1) wear personnel dosimeters at all times while performing radiographic operations, (2) conduct a radiation survey when a radiographic exposure device is placed into storage, and (3) immediately report the loss of a sealed source of radiation.

The ADR mediation session was conducted on September 28, 2011, and an agreement in principal was reached. Accurate agreed to take a number of actions as part of this Confirmatory Order including the following areas: providing training to deter willful violations; developing and submitting procedures for both the conduct of radiography in offshore waters and completing audits of offshore work; developing and submitting procedures for training the RSO or any manager designated to be on-call; submitting copies of procedures to NRC when performing radiographic operations in NRC jurisdiction; and payment of a civil penalty in the amount of \$13,500. As agreed, the procedures and revisions for performing work in NRC jurisdiction will be binding for 10 years. Further, Accurate reviewed a draft of the Confirmatory Order, and signified its acceptance by signing a Consent and Hearing Waiver form.

Accurate will be informed of the issuance of the Confirmatory Order on or about the following dates:

Mailing of Notice	December 19, 2011
Telephone Notification of Licensee	December 19, 2011

The State of Louisiana will be notified on or about the same date.

CONTACTS: Susanne Woods, OE, (30) 415-2740 Aida Rivera, OE, (301) 415-4001

Electronic Distribution: EN-11-040, December 14, 2011

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