

June 21, 2012

Mr. Donald L. Klapmeyer, P.E.  
Vice President, Practice Leader-Aviation  
Bucher, Willis & Ratliff Corporation  
903 East 104th Street, Suite 800  
Kansas City, Missouri 64131

SUBJECT: NRC ROUTINE INSPECTION REPORT 03014038/12-001(DNMS) AND  
NOTICE OF VIOLATION – BUCHER, WILLIS & RATLIFF CORPORATION

Dear Mr. Klapmeyer:

On February 13, 2012, an inspector from the U.S. Nuclear Regulatory Commission (NRC) conducted a routine inspection at your Kansas City, Missouri facility, with continuing in-office review through May 31, 2012. The purpose of the inspection was to review activities performed under your NRC license to ensure that activities were being performed in accordance with NRC requirements. The in-office review included a review of the circumstances of the transfer of ownership of Bucher, Willis & Ratliff Corporation's NRC Materials License to H.W. Lochner. A preliminary telephone exit meeting was held between Mr. Razo of NRC in Region IV and Mr. Christopher Flageolle and Mr. Matt Jacobs of your staff by telephone on May 17, 2012. A final exit meeting was held between Mr. Bill Lin of my staff and Mr. Christopher Flageolle of your staff by telephone on June 1, 2012.

During this inspection, the NRC staff examined activities conducted under your license related to public health and safety. Additionally, the staff examined your compliance with the Commission's rules and regulations as well as the conditions of your license. Within these areas, the inspection consisted of selected examination of procedures and representative records, observations of activities, and interviews with personnel.

Based on the results of this inspection, the NRC has determined that one Severity Level IV violation of NRC requirements occurred. The violation was evaluated in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violation concerned the failure to obtain the consent of the NRC in writing before, transferring controlled of your NRC license, as required by Title 10 of the Code of Federal Regulations (CFR) 30.34(b). The violation is cited in the enclosed Notice of Violation (Notice). The NRC is citing the violation in the Notice because the inspector identified the violation.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. The guidance in NRC Information Notice 96-28, "Suggested Guidance Relating to Development and Implementation of Corrective Action," may be helpful. You can find the Information Notice on the NRC website at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/info-notices/1996/in96028.html>. The NRC will use your response, in part, to determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

D. Klapmeyer

-2-

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC Agencywide Documents Access and Management 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.

Please feel free to contact Mr. Bill Lin of my staff if you have any questions regarding this inspection. Mr. Lin can be reached at 630-829-9829.

Sincerely,

*/RA/*

Hironori Peterson, Acting Chief  
Materials Inspection Branch  
Division of Nuclear Materials Safety

Docket No. 030-14038  
License No. 24-18683-01

Enclosure:  
Notice of Violation

cc w/encl: State of Missouri  
Christopher Flageolle, RSO

D. Klapmeyer

-2-

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Hironori Peterson, Acting Chief  
Materials Inspection Branch  
Division of Nuclear Materials Safety

Docket No. 030-14038  
License No. 24-18683-01

Enclosure:  
Notice of Violation

cc w/encl: State of Missouri  
Christopher Flageolle, RSO

<u>DISTRIBUTION w/encl:</u>	Jack Giessner	Patricia Buckley
Jason Razo, RIV	Steven Orth	Tammy Tomczak
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\*See previous concurrence

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OFFICE	RIII DNMS		RIII DNMS		RIII DNMS				
NAME	JMRazo: jm BCL for		BCLin BCL		HXPeterson HP				
DATE	06/20/12		06/20/12		06/21/12				

OFFICIAL RECORD COPY

## NOTICE OF VIOLATION

Bucher, Willis & Ratliff Corporation  
Kansas City, Missouri

Docket No. 030-14038  
License No. 24-18683-01

During a U.S. Nuclear Regulatory Commission (NRC) inspection conducted on February 13, 2012, with continuing in-office review through May 31, 2012, one violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

Title 10 of the Code of Federal Regulations (10 CFR) Part 30.34(b) states, no license issued or granted pursuant to the regulations in this Part and Parts 31 through 36, and 39 nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Atomic Energy Act (the Act) and shall give its consent in writing.

Contrary to the above, on November 12, 2010, the licensee failed to obtain the NRC's consent in writing prior to a transfer of control of the license. Specifically, on November 12, 2010, the licensee underwent a merger with H. W. Lochner, Incorporated without first obtaining the NRC's written consent of the transfer.

This is a Severity Level IV violation (Section 6.3).

Pursuant to the provisions of CFR 2.201, Bucher, Willis & Ratliff Corporation is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001, with a copy to the Regional Administrator, Region III, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include: (1) the reason for the violation, or, if contested, the basis for disputing the violation or severity level; (2) the corrective steps that have been taken and the results achieved; (3) the corrective steps that will be taken; and (4) the date when full compliance will be achieved. Your response may reference or include previously docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days of receipt.

Dated this 21th day of June 2012.

Enclosure