

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: CEMEX Puerto Rico, Inc P.O. Box 331349 Ponce, PR 00733-1349 REPORT NUMBER(S) 2012001		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region I, 2100 Renaissance Blvd, Suite 100 King of Prussia, Pennsylvania 19406-2713	
3. DOCKET NUMBER(S) 03031255	4. LICENSE NUMBER(S) 52-25063-01	5. DATE(S) OF INSPECTION June 18, 2012 & June 26, 2012	

LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, to exercise discretion, were satisfied.

Non-cited violation(s) were discussed involving the following requirement(s) and corrective action(s):

- 4. During this inspection, certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited in accordance with the NRC Enforcement Policy. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11. (Violations and Corrective Actions)

NRC License 52-25063-01, Amendment No. 8, Condition 12, listed Jerry Ruiz as the authorized Radiation Safety Officer (RSO). Contrary to this requirement, from approximately June 2011 to June 2012, Mr. Jose Martinez was acting as the RSO and CEMEX had not obtained a license amendment to authorize Mr. Martinez as the RSO. In response to this violation, CEMEX committed to submitting a license amendment request to NRC to authorize Mr. Jose Martinez as the Radiation Safety Officer.

Statement of Corrective Actions

I hereby state that, within 30 days, the actions described by me to the Inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE			June
NRC INSPECTOR	R. C. Ragland, Jr.	<i>R.C. Ragland Jr</i>	June 26, 2012
BRANCH CHIEF	<i>Blake. Walling</i>	<i>for [Signature]</i>	<i>6/28/2012</i>

SUNSI Review Completed By: /RA/ R. C. Ragland, Jr. *REL*

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NRC FORM 5915 PART 1
(10-2011)
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U.S. NUCLEAR REGULATORY COMMISSION

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED:

CEMEX Puerto Rico, Inc
P.O. Box 331349
Ponce, PR 00733-1349

2. NRC REGIONAL OFFICE

U.S. Nuclear Regulatory Commission
Region 1, 2100 Renaissance Blvd, Suite 100
King of Prussia, Pennsylvania 19406-2713

REPORT NUMBER(S) 2012001

3. DOCKET NUMBER(S)

93031255

4. LICENSE NUMBER(S)

62-25068-01

5. DATE(S) OF INSPECTION

June 19, 2012 & June 26, 2012

LICENSEE:

This inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the compliance of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-critical violations, are not being cited because they were self-identified, non-egregious, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, to ensure discretion, were satisfied.

Non-critical violation(s) were discussed (including the following requirement(s) and corrective action(s):

- 4. During this inspection, certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited in accordance with the NRC Enforcement Policy. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11. (Violations and Corrective Actions)

NRC License 62-25068-01, Amendment No. 8, Condition 12, states that any individual who is authorized to perform radiation safety activities (RSO) must be authorized by the NRC. Mr. Jose Martinez was acting as the RSO and CEDEX had not obtained a license amendment to authorize Mr. Martinez as the RSO. In response to this violation, CEDEX committed to submitting a license amendment request to NRC to authorize Mr. Jose Martinez as the Radiation Safety Officer.

Statement of Corrective Actions

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective action already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE	Carlos Collazo	<i>Carlos Collazo</i>	June
NRC INSPECTOR	R. C. Haglund, Jr.	<i>R.C. Haglund, Jr.</i>	June 26, 2012
BRANCH CHIEF	Blake Welling	<i>Blake Welling</i>	

NRC FORM 5915 PART 1 (10-2011) (SI Rev. 05/07/05)

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SI/RSI Review Completed By: /RA/ R. C. Haglund, Jr.

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This document becomes an NRC Official Agency Record once it is signed by the Branch Chief