

FEB-06-2013 15:26

NRC

610 337 5269 P.002

NRC FORM 591M PART 1  
(10-2011)  
10 CFR 2.201

U.S. NUCLEAR REGULATORY COMMISSION

**SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION**

<b>1. LICENSEE/LOCATION INSPECTED:</b> Riley, Mennon & Sturgeon, Ltd. P.O. Box 517 Barboursville, West Virginia 25504	<b>2. NRC/REGIONAL OFFICE</b>  U.S. Nuclear Regulatory Commission Region I, 2100 Renaissance Blvd, Suite 100 King of Prussia, Pennsylvania 19406-2713
<b>REPORT NUMBER(S)</b> 2013001	

<b>3. DOCKET NUMBER(S)</b> 930-19080	<b>4. LICENSE NUMBER(S)</b> 47-19872-01	<b>5. DATE(S) OF INSPECTION</b> January 29, 2013-February 5, 2013
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**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):

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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)

1) 10 CFR 20.1101(c) requires, in part, that the licensee shall periodically (at least annually) review the radiation safety protection program content and implementation. Contrary to the above, from November 18, 2008, through January 29, 2013, the licensee did not review the radiation safety protection program content and implementation. Specifically, the licensee did not perform an annual review since the last inspection, which was conducted on November 18, 2008. The licensee committed to perform an annual review within the next month and to perform an annual review every year thereafter. The licensee will add the annual review to their administrative scheduling system to prevent recurrence.

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

**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	Michael Mannon	<i>Michael R Mannon</i>	2/9/13
NRC INSPECTOR	Michael Reichard	<i>Michael Reichard</i>	2/6/13
BRANCH CHIEF	Blake Welling	<i>Blake Welling</i>	2/6/13

SUNSI Review Completed By:  /RA/ Michael Reichard

Public  Non-Sensitive

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NRC

610 337 5269

P.003

**NRC FORM #01M PART 2**  
(10-2011)  
10 CFR 2.201

**U.S. NUCLEAR REGULATORY COMMISSION**

**SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION**

**1. LICENSEE/LOCATION INSPECTED:**

Riley, Mannon & Sturgeon, Ltd.  
P.O. Box 517  
Barboursville, West Virginia 25504

REPORT NUMBER(S) 2013001

**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)**

030-19080

**4. LICENSE NUMBER(S)**

47-19672-01

**5. DATE(S) OF INSPECTION**

January 29 - February 5, 2013

(Continued)

2) 10 CFR 71.5 (a) requires, in part, that each licensee who transports licensed material outside the site of usage, as specified in the NRC license, or where transport is on public highways shall comply with the applicable requirements of the DOT regulations found in 49 CFR parts 107, 171 through 180, and 390 through 397, appropriate to the mode of transport. 49 CFR 172.702 requires, in part, that a hazmat employer shall ensure that each of its hazmat employees is trained in accordance with the requirements prescribed in Subpart H of 49 CFR part 172. Contrary to the above, on January 3, 2013, January 8, 2013, and January 10, 2013, a well logging supervisor transported a Cs-137 well logging source to and from a temporary job site in NRC jurisdiction and the employer had not provided training covering the requirements of Subpart H of 49 CFR part 172 to this employee. The well logging supervisor took the required training on February 4, 2013. The licensee agreed to add this recurrent training into their administrative scheduling system to prevent recurrence.

This is a Severity Level IV Violation (Enforcement Policy Section 6.3(d)).