

July 24, 2013

EA-13-103  
EA-13-161

Colonel, Elmer Speights, Jr., U.S. Army  
Garrison Commander – Rock Island Arsenal  
U.S. Department of the Army  
IMNE-RIA-ZA  
1 Rock Island, Arsenal  
Rock Island, Illinois 61299-5000

SUBJECT: ACKNOWLEDGMENT OF RESPONSE TO NOTICE OF VIOLATION DATED  
MAY 29, 2013 – U.S. DEPARTMENT OF THE ARMY (NRC INSPECTION  
REPORT NO. 04008838/2013001(DNMS))

Dear Colonel Speights:

The purpose of this letter is to acknowledge receipt of the letter from the U.S. Department of the Army, dated June 25, 2013 (ML13191B266), in response to the U.S. Nuclear Regulatory Commission's (NRCs) letter dated May 29, 2013, transmitting NRC Inspection Report No. 04008838/2013001(DNMS) and a Notice of Violation (ML13149A365).

In the June 25, 2013 letter, you identified the corrective actions that your organization has taken or plans to take to address the violations. The NRC has reviewed the corrective actions, which appear to be adequate, and has no further questions at this time. The actions the U.S. Department of the Army has taken, and plans to take to address the violations may be examined during a future inspection.

In addition, in the June 25, 2013 letter, you contested the violation related to the licensee's failure to provide the required training to onsite personnel and visitors as specified in the Jefferson Proving Ground (JPG) Security Plan, described in the subject Inspection Report and Notice of Violation. The NRC contacted Dr. Robert Cherry, the Radiation Safety Officer for the Jefferson Proving Ground NRC license via telephone on July 16, 2013, to obtain clarification on the violation being contested. We are currently reviewing your basis for contesting the violation. The NRC seeks to be thorough and timely in the review of your response to the violation and we have initiated an independent review consistent with NRC policy. We will inform you as soon as we complete our independent evaluation.

In accordance with Title 10 of the *Code of Federal Regulations* (CFR) 2.390 of the NRC's "Rules of Practice," a copy of this letter 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 site at <http://www.nrc.gov/reading-rm/adams.html>.

E. Speights

- 2 -

Please feel free to contact Lionel Rodriguez of my staff if you have any questions. You can reach Mr. Rodriguez at 630-829-9609.

Sincerely,

***/RA by Wayne J. Slawinski Acting for/***

Robert J. Orlikowski, Chief  
Materials Control, ISFSI and  
Decommissioning Branch  
Division of Nuclear Materials Safety

Docket No. 040-08838

License No. SUB-1435

cc: Dr. Robert Cherry, U.S. Army  
Mr. Frederick Kopp, U.S. Army  
Mr. Scott Pruitt, U.S. Fish & Wildlife Service  
Dr. Joseph Robb, U.S. Fish & Wildlife Service  
Mr. Todd Bass, Indiana Air National Guard  
Mr. Joe Deaton, Indiana Air National Guard  
Ms. Karen Mason-Smith, U.S. EPA Region V  
Mr. John Ruyack, Indiana State Department of Health  
Ms. Laura Dresen, Indiana Department of Homeland Security  
Mr. Richard Hill, Save the Valley

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Dr. Joseph Robb, U.S. Fish & Wildlife Service  
Mr. Todd Bass, Indiana Air National Guard  
Mr. Joe Deaton, Indiana Air National Guard  
Ms. Karen Mason-Smith, U.S. EPA Region V  
Mr. John Ruyack, Indiana State Department of Health  
Ms. Laura Dresen, Indiana Department of Homeland Security  
Mr. Richard Hill, Save the Valley

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