

3120

**General Information**

**Assigned Office:** FSME

**OEDO Due Date:** 03/24/2014

**Other Assignees:**

**SECY Due Date:**

**Date Response**

**Requested by Originator:**

**Other Parties:**

**Subject:** 2.206 - CSMI, LLC - Final Director's Decision

**Description:**

**CC Routing:** NMSS, OE, OGC, OI, RegionI

**ADAMS Accession Numbers - Incoming:**

**Response / Package:**

**Other Information**

**Cross Reference No:**

**SRM\Other:** No

**Process Information**

**Action Type:** 2.206 Review

**OEDO Concurrence:** No

**Signature Level:** FSME

**OCM Concurrence:** No

**Special Instructions:**

**OCA Concurrence:** No

**Document Information**

**Originator Name:** George E. Walther-Meade

**Date of Incoming:** 08/10/2013

**Originator Org:** SAIC

**Document Received by OEDO Date:** 08/13/2013

**Addressee:** R. W. Borchardt, EDO

**Incoming Task:** 2.206

**OEDO POC:** Vivian Campbell

3119

**General Information****Assigned Office:** FSME**OEDO Due Date:** 01/08/2014**Other Assignees:****SECY Due Date:****Date Response****Requested by Originator:****Other Parties:****Subject:** 2.206 - CSMI, LLC - Proposed Final Director's Decision**Description:****CC Routing:** NMSS, OE, OGC, OI, Region I**ADAMS Accession Numbers - Incoming:****Response / Package:****Other Information****Cross Reference No:****SRM\Other:** No**Process Information****Action Type:** 2.206 Review**OEDO Concurrence:** No**Signature Level:** FSME**OCM Concurrence:** No**Special Instructions:****OCA Concurrence:** No**Document Information****Originator Name:** George E. Walther-Meade**Date of Incoming:** 08/10/2013**Originator Org:** SAIC**Document Received by OEDO Date:** 08/13/2013**Addressee:** R. W. Borchardt, EDO**Incoming Task:** 2.206**OEDO POC:** Vivian Campbell

3118

**General Information****Assigned Office:** FSME**OEDO Due Date:** 09/10/2013**Other Assignees:****SECY Due Date:****Date Response****Requested by Originator:****Other Parties:****Subject:** 2.206 - CSMI, LLC - Acknowledgement Letter**Description:****CC Routing:** NMSS, OE, OGC, OI, RegionI**ADAMS Accession Numbers - Incoming:****Response / Package:****Other Information****Cross Reference No:****SRM\Other:** No**Process Information****Action Type:** 2.206 Review**OEDO Concurrence:** No**Signature Level:** FSME**OCM Concurrence:** No**Special Instructions:****OCA Concurrence:** No**Document Information****Originator Name:** George E. Walther-Meade**Date of Incoming:** 08/10/2013**Originator Org:** SAIC**Document Received by OEDO Date:** 08/13/2013**Addressee:** R. W. Borchardt, EDO**Incoming Task:** 2.206**OEDO POC:** Vivian Campbell



August 10, 2013

Mr. William Borchardt  
Executive Director for Operations  
U.S. Nuclear Regulatory Commission  
Washington, DC 2055

**10 CFR 2.206 PETITION TO REVOKE NRC LICENSE #20-35022-01 (LICENSE) BASED ON LICENSEE'S WILLFUL VIOLATIONS INCLUDING FALSIFICATION OF INFORMATION INVOLVING FACTORS THE NRC TYPICALLY CONSIDERS FOR ESCALATED ENFORCEMENT (i.e. SL I, II, or III)**

Dear Mr. Borchardt:

SAIC (the Petitioner) submits the following request for enforcement action as provided by Section 2.206 of Title 10 of the Code of Federal Regulation (10 CFR 2.206). This section is intended to help ensure the protection of public health and safety through the prompt and thorough evaluation of alleged willful violations by CSMI, LLC (the Licensee).

Within the enclosures listed below and under point #17 in CSMI's License, the Licensee has committed willful violations involving falsification of information that are of particular concern because the NRC's regulatory program is based on licensees acting with integrity and communicating with candor.

- |   |               |
|---|---------------|
| A. Application dated December 3, 2012             | (ML12340A385) |
| B. Letter dated January 7, 2013                   | (ML13011A413) |
| C. CSMI, LLC Telephone Log Dated January 22, 2013 | (ML13028A087) |
| D. CSMI, LLC Telephone Log Dated January 23, 2013 | (ML13028A092) |
| E. Letter dated February 19, 2013                 | (ML13064A167) |

In Licensee's Application dated December 3, 2012, (ML12340A385), CSMI makes the following misrepresentations:

1. In the cover letter, the Licensee states they have been performing these types of services for more than 10 years as a subcontractor, when in fact the Petitioner has been performing these services for the U.S. government since 2006 for all SAIC VACIS systems.
2. In Addendum to NRC Form 313 – Application for Material License under point #7, the Licensee states Roberto Bahday – RSO has received SAIC Field Service Representative radiation safety training, however, the Petitioner has never provided this training to said individual.
3. In Addendum to NRC Form 313 – Application for Material License under Operating and Emergency procedures, the Licensee states CSMI Service personnel will adhere to the strict



guidelines provided by the manufacturer, that CSMI maintenance personnel will adhere to procedures set forth by the system manufacturers, and that Manufacturers will be consulted immediately in the case of an emergency. In these cases, the Licensee does not have access to current guidelines and procedures nor any vehicle to consult the Petitioner in case of an emergency.

4. In Addendum to NRC Form 313 – Application for Material License under Maintenance, the Licensee states CSMI will implement and maintain procedures for conducting routine maintenance...according to each manufacturer's written recommendations and instructions. The Petitioner again notifies the NRC that the Licensee does not have access to current procedures for performing such activity.

In Licensee's Letter dated January 7, 2013, (ML13011A413), CSMI makes the following misrepresentations:

1. In point #4, in response to the NRC's request to describe the RSO's SAIC Field Service Representative radiation safety training, including the location, dates, and duration of the training, the Licensee again states the specific training of the RSO as SAIC Field Service Representative radiation safety training and cites San Diego, January 2005, and 40 Hours, however, the Petitioner has never provided this training to said individual.
2. In point #5, in response to the NRC's request to verify that the authorized users have received and/or will receive training regarding each specific device to be serviced and provide a description of the training and dates of training, the Licensee states Initial Field Service Representative technical training was held in January of 2005 at the Petitioner's Facility in 'Rancho San Bernardo', California, for a total of 80 hours, however, the Licensee's assertion is false since no such training was provided to individuals cited. Furthermore, the Licensee states that future training sessions will be held at OEM facilities when in fact no such agreement exists nor is there evidence to support this claim.
3. In point #6, in response to the NRC's request to list any other classification of personnel who will require radiation safety training, the Licensee states Radiation Safety Training is supervised by a RSO qualified representative of the system manufacturer and that all radiation safety training materials are provided by the system manufacturer, however, no such agreement exists nor is there evidence to support this claim.
4. In point #7, in response to the NRC's request regarding leak testing and analysis, the Licensee states Analysis will be the responsibility of the Manufacturer or the Authorized Distributor. Again, as in the previous two points no such agreement exists nor is there evidence to support the Licensee's claim.

In CSMI, LLC, Telephone Logs Dated January 22, 2013, (ML13028A087) and January 23, 2013 (ML13028A092), and Licensee's letter dated February 19, 2013, CSMI makes the following misrepresentations:



1. That the Project Manager, Michael Hartnett, would be named RSO with Mr. Bhaday as back-up and that Mr. Hartnett was scheduled for RSO training in mid-February, but in fact Mr. Bhaday is no longer with CSMI and Christopher Knox has since been appointed RSO.
2. Neither Christopher Knox, Michael Hartnett nor Roberto Bhaday, have received training by the Petitioner as stated or implied in during the application process and within the licensee's application and correspondence.

In conclusion, the Petitioner respectfully requests immediate enforcement action by issuing an order to revoke CSMI's License #20-35022-01 because the Licensee's violations and conduct causing the violations is willful and requires it.

Should you have any questions or discuss further, please do not hesitate to contact the undersigned at (858) 826-9870 or, via e-mail to [george.e.walther-meade@saic.com](mailto:george.e.walther-meade@saic.com)

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "GEM", written over a light blue horizontal line.

George E. Walther-Meade  
Director, Client Services  
Security & Transportation Technology Business Unit

SAIC  
c/o George Walther-Meade  
2985 Scott St, Vista, CA 92081

Mr. William Borchardt  
Executive Director for Operations  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

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1 From Date 8/12/2013 Sender's Name George Walter Meade Company SAIC Address 2485 Scott St. City Vista State CA ZIP 92081

2 Your Internal Billing Reference 3 To Recipient's Name William Burchardt Company U.S. Nuclear Regulatory Commission Address 4930 Boiling Brook Hwy Vista CA 92081

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