

Hanson, Latischa

From: gordonpaving@gmail.com on behalf of Brian Hansen <brian@gordonpaving.com>
Sent: Tuesday, April 15, 2014 3:37 PM
To: Hanson, Latischa
Subject: Re: Portable Gauge Follow-up

Latischa

The gauge is still in my possession. The gauge is 1.) locked on the handle. 2.) the gauge is locked inside its insulated hard carrying container. 3.) The gauge is locked inside the carrying container, and now is locked in a heavy duty steal container with 2 padlocks that are impossible to cut. 4.) the large metal container is locked and stored in my home behind a locked door. I will not transfer the gauge until i am directed by your entity as to where it is to be transferred.

I will again contact Mr. Stoddard and see if he still plans on applying for a license and obtaining this gauge.

regards

Brian Hansen

On Tue, Apr 15, 2014 at 1:47 PM, Hanson, Latischa <Latischa.Hanson@nrc.gov> wrote:

Brian,

As per our telephonic discussion today at 1:35pm, I am sending this email as you requested, regarding updated information we are requesting:

1. On April 4, 2014, you informed us that you had a buyer for the gauge, Mr. Greg Stoddard. In discussing the new buyer, it was discovered that Mr. Stoddard did not have a materials license to take possession of the gauge & that regulations prohibited you from transferring the gauge to an unlicensed entity.

[10 CFR 30.3, states in part, *that no person shall manufacture, produce, transfer receive acquire, own, possess, or use byproduct material except as authorized in a specific or general license issued in accordance with the regulations*], and

[10 CFR 30.34(b)(1) states that *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 Act and shall give its consent in writing].

You informed me that you would have Mr. Stoddard contact our licensing branch to obtain the application information. I informed you that as of today, we have not received a call from Mr. Stoddard, to which you said you would contact him. I have included the email for Jack Whitten, Licensing Branch Chief. He may also be reached at (817) 200-1197.

2. You stated you have possession of the gauge. We would like to request that you provide a written description of the gauge storage & security, in accordance with regulatory security requirements, to the agency:

[10 CFR 30.34(i)] states that each portable gauge licensee shall use a minimum of two independent physical controls that form tangible barriers to secure portable gauges from unauthorized removal, whenever portable gauges are not under the control and constant surveillance of the licensee].

Thank you for your prompt assistance with this.

If you have any questions, please feel free to contact us. The contact information for the inspections branch is Michael Vasquez, Inspections Branch Chief. Also, here are the web links for the 10 CFR regulations & NUREG publication for portable gauges:

<http://www.nrc.gov/reading-rm/doc-collections/cfr/part030/>

<http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v1/r1/>

Thank you,

Latischa



Latischa Hanson, M.Sc., Health Physicist

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