



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION I
2100 RENAISSANCE BOULEVARD, SUITE 100
KING OF PRUSSIA, PA 19406-2713

October 23, 2014

Docket No. 03037850

License No. 20-31340-01

Patrice McEahern
Senior Director, Environmental Health, Safety, & Quality
CB&I Federal Services LLC
150 Royall Street
Canton, MA 02021

SUBJECT: NRC INSPECTION REPORT NO. 03037850/2014001, CB&I FEDERAL SERVICES LLC, ACKNOWLEDGEMENT OF RESPONSE TO NOTICE OF VIOLATION

Dear Ms. McEahern:

This refers to your Radiation Safety Officer's letter dated October 2, 2014, in response to our September 5, 2014, letter transmitting the Notice of Violation (NOV). Thank you for acknowledging the violations and for informing us of the corrective and preventive actions documented in your letter. These actions will be examined during a future inspection of your licensed program.

Please note that your response to the NOV should have been signed by a management representative rather than the Radiation Safety Officer. In the future, please submit a letter signed by a management representative indicating that management has reviewed the response and concurs in the statements and representations contained therein.

In the letter dated October 2, 2014, your Radiation Safety Officer requested that the NRC take the information provided into consideration to determine whether a NOV is required. As noted in our September 5, 2014, letter, the violations were cited in the NOV in accordance with the guidance in Section 2.3.2 of the NRC Enforcement Policy. The Policy (included on the NRC's Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>) provides guidance to the NRC staff on how to assess and disposition violations in a scriptable and consistent manner. Section 2.3.2 of the Policy specifies criteria for dispositioning a Severity Level IV violation as a non-cited violation, which precludes issuance of an NOV that requires a formal written response. For non-power reactor licensees without NRC-approved Corrective Action Programs (such as CB&I Federal Services LLC and most other non-power reactor licensees), one such criteria is that the licensee (not the NRC) must have identified the violation. The violations at CB&I Federal Services, LLC that were documented in NRC Inspection Report No. 03037850/2014001 were all identified by the NRC. Accordingly, the NRC determined that the NOV was appropriate for documenting the non-compliances.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

Your cooperation with us is appreciated.

Sincerely,

Original signed by Marc S. Ferdas

Marc S. Ferdas, Chief
Decommissioning and Technical Support
Division of Nuclear Materials Safety

cc:

Mark O. Somerville, MPH, Ph.D., Radiation Safety Officer
Commonwealth of Massachusetts

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