



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
1600 E. LAMAR BLVD.  
ARLINGTON, TX 76011-4511

March 10, 2016

Mr. Curtis Thompson  
Radiation Safety Officer  
DJ&A, P.C.  
3203 Russell Street  
Missoula, Montana 59801

SUBJECT: RESPONSE TO NOTICE OF VIOLATION AND NRC INSPECTION REPORT  
030-35714/2015-001

Dear Mr. Thompson

On February 1, 2016, the U.S. Nuclear Regulatory Commission (NRC) cited DJ&A, P.C. for a failure to obtain prior written consent of the Commission before transferring the right to possess and use byproduct material under specific license 25-23491-02 as required by Title 10 *Code of Federal Regulations* (CFR) 30.34(b). Inspection Report 030-35714/2015-001 with enclosed Notice of Violation (ML16028A492), required you to respond in writing within 30 days. You responded by letter on February 16, 2016 (ML16057A190).

After reviewing the information you provided in your response to the Notice of Violation, we have concluded that your completed and proposed actions appear to adequately address the regulatory noncompliance described in the Notice of Violation. We will review your implementation of these corrective actions during a future inspection to determine whether full compliance has been restored and whether compliance will be maintained.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA/

Ray L. Kellar, P.E., Chief  
Nuclear Materials Safety Branch A  
Division of Nuclear Materials Safety

Docket No. 030-35714  
License No. 25-23491-02

cc: Montana Radiation Control Program Director

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Ray L. Kellar, P.E., Chief  
Nuclear Materials Safety Branch A  
Division of Nuclear Materials Safety

Docket No. 030-35714  
License No. 25-23491-02

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**DISTRIBUTION:**

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ADAMS ACCESSION NUMBER: ML16067A156

<input checked="" type="checkbox"/> SUNSI Review By: <b>JCD</b>		ADAMS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Publicly Available <input type="checkbox"/> Non-Publicly Available	<input checked="" type="checkbox"/> Non-Sensitive <input type="checkbox"/> Sensitive	Keyword:
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NAME	JCDykert	RLKellar			
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DATE	03/09/16	03/10/16			

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