

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

Atomic Safety and Licensing Board  
Before Administrative Judges:

'98 JAN 12 P4:02

Thomas S. Moore, Chairman  
Dr. Jerry R. Kline  
Lester S. Rubenstein

OFFICE OF SECRETARY  
RULEMAKING AND  
ADJUDICATIONS STAFF

In the Matter of  
  
21ST CENTURY TECHNOLOGIES,  
INC.  
  
(Fort Worth, Texas)

Docket No. 030-30266-CivP

ASLBP No. 97-729-01-CivP

January 12, 1998

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MEMORANDUM AND ORDER

The NRC Staff and 21st Century Technologies, Inc. ("Technologies"), the holder of a materials license, have filed a joint motion for the approval of the settlement agreement reached in this civil penalty proceeding. The proceeding stems from the Staff's issuance of an order imposing a civil penalty on Technologies in the amount of \$2,500 for its failure to conduct licensed activities involving the manufacture of various tritium luminous gunsights in full compliance with NRC requirements. Under the proposed settlement, Technologies agrees to pay a civil penalty in the amount of \$2,000 pursuant to a prescribed installment payment schedule. The agreement also reiterates the parties rights in the event of a breach of the settlement agreement.

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The Commission looks with favor upon settlements and, pursuant to 10 C.F.R. § 2.203, the Licensing Board, in approving a proposed settlement of an enforcement action, must give due consideration to the public interest.

*Sequoyah Fuels Corp.* (Gore, Oklahoma Site Decontamination and Decommissioning Funding), CLI-97-13, \_\_ NRC \_\_ (slip op. at 7-8) (Oct. 8, 1997). Here, the parties settlement agreement is in full accord with the public interest and there is no reason not to approve the settlement in its entirety. Accordingly, the Board approves the proffered settlement agreement, incorporates it into this Order, and terminates this civil penalty enforcement proceeding.

It is so ORDERED.

THE ATOMIC SAFETY AND  
LICENSING BOARD

*Thomas S Moore*

Thomas S. Moore, Chairman  
ADMINISTRATIVE JUDGE

*Jerry R Kline*

Dr. Jerry R. Kline  
ADMINISTRATIVE JUDGE

*Lester S Rubenstein by TSM*

Lester S. Rubenstein  
ADMINISTRATIVE JUDGE

Rockville, Maryland

January 12, 1998

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

21ST CENTURY TECHNOLOGIES, INC.

(Order Imposing Civil Monetary  
Penalty)

Docket No.(s) 30-30266-CIVP

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB M&O RE SETTLEMENT--LBP-98-1 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate  
Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Thomas S. Moore, Chairman  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Jerry R. Kline  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Lester S. Rubenstein  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Catherine L. Marco, Esq.  
Ann P. Hodgdon, Esq.  
Office of the General Counsel  
Mail Stop - 0-15 B18  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

James R. Tourtellotte, Esq.  
1200 N. Nash Street, Suite 1141  
Arlington, VA 22209

Dated at Rockville, Md. this  
13 day of January 1998

*Adria T. Byrdson*  
Office of the Secretary of the Commission