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U.S. Nuclear Regulatory Commission  
Attn: Document Control Desk  
Washington, D.C. 20555-0001

Regional Administrator  
Region IV  
1600 E. Lamar Blvd.  
Arlington, Texas 76011

Reply to a Notice of Violation

(1) The reason for the violation is that the Radiation Safety Officer (RSO) at the time of the violation, who had filed for reciprocity, believed that 180 days of use meant 180 days of actually using the nuclear gauge and did not realize that storage is actually a "use" category. His misconception was verified by one of your investigators in Region IV in a telephone interview.

(2) When the Business Manager noticed the shipping/sign-in date was longer than the six month/180 day reciprocity agreement, she discussed this with the RSO to correct his understanding that reciprocity can only apply to 180 days out of the year. She has also briefed the three subsequent RSO's.

(3) This notice has been posted in the file we use to fill out NRC Form 241 for reciprocity so that whomever the RSO might be will completely understand the meaning of 180 days per year.

(4) This is the only time in the thirty (30) year history the company has held a Colorado Radioactive Materials license such an event has occurred. The event was discussed with the RSO at the time, in November, 2012, and that can be used as the date when full compliance was achieved.

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IED07  
RGN-IV