

June 12, 2017
EN 17-018

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Tilden Mining, L.C.
Ishpeming, MI
Docket No.: 030-34221

EA-16-282

Subject: Issuance of Confirmatory Order

This is to inform the Commission that a publicly available confirmatory order will be issued on or about June 15, 2017, to Tilden Mining Company L.C. (licensee). The licensee is authorized to possess and use fixed gauges and silica analyzers. The order confirms commitments reached as part of an alternative dispute resolution (ADR) settlement agreement to address apparent security violations that were identified during an inspection by the U.S. Nuclear Regulatory Commission (NRC).

In a letter to the licensee, dated March 9, 2017, the NRC outlined the apparent violations and offered the licensee the opportunity to (1) provide a response in writing, (2) attend a predecisional enforcement conference, or (3) request an ADR mediation session with the NRC. In response to the NRC letter, the licensee requested ADR. An ADR mediation session was held on May 8, 2017. A preliminary settlement agreement was reached that also recognized a number of actions already completed by the licensee. The order includes the following list of agreed upon future licensee actions: (1) establish a Radioactive Materials Oversight Committee (RMOC); (2) using an independent consultant to complete effectiveness reviews that address the corrective actions taken to supplement the required annual program reviews; (3) include in a work-tracking system the tasks addressing annual coordination with the local law enforcement, alarm testing, and corrective actions identified by the RMOC; and (4) provide annual employee training on the applicable access control and alarm response requirements and implementing procedures. Additionally, in consideration of the commitments from the licensee, the NRC agrees to forgo seeking a notice of violation or civil penalty in the matter, and will not consider the order as a previous escalated enforcement action when assessing future licensee violations.

Commensurate with the ADR process, the licensee was specifically informed of and agrees to this enforcement action. The licensee also signed a waiver to its hearing rights related to this action. The schedule of issuance and notification is on or about the following dates:

Mailing of Notice	June 15, 2017
Telephone Notification of Licensee	June 15, 2017

The State of Michigan will be notified.

CONTACTS: Susanne Woods, OE, (301) 287-9446 Juan Peralta, OE, (301) 287-99510

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL
VERIFICATION THAT LICENSEE HAS BEEN NOTIFIED**

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