



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**

REGION IV  
1600 E. LAMAR BLVD.  
ARLINGTON, TX 76011-4511

November 7, 2017

Michael Kohn, President  
Pa'ina Hawaii, LLC  
P.O. Box 6  
Kunia, HI 96759

SUBJECT: NRC INSPECTION REPORT 030-36974/2017-001 AND NOTICE OF VIOLATION

Dear Mr. Kohn:

This letter refers to the inspection conducted on September 24 through September 27, 2017, at your facility in Kunia, Hawaii. The inspection was an examination of activities conducted under your license as they relate to public health and safety, to confirm compliance with the U.S. Nuclear Regulatory Commission's (NRC) rules, regulations, and with the conditions of your license. Within these areas, the inspection consisted of a selected examination of procedures and representative records, observations of activities, and interviews with personnel. The preliminary inspection findings were discussed with your radiation safety officer at the conclusion of the onsite portion of the inspection on September 27, 2017. A final telephonic exit briefing was conducted with your radiation safety officer on October 17, 2017.

Based on the results of this inspection, the NRC has determined that one Severity Level IV violation of NRC requirements occurred. The violation was evaluated in accordance with the NRC Enforcement Policy which can be found at the NRC's Web site at <https://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violation is cited in the enclosed non-public Notice of Violation (Notice) because it was identified by the NRC during the inspection.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. The guidance in NRC Information Notice 96-28, "Suggested Guidance Relating to Development and Implementation of Corrective Action," may be helpful in preparing your response. You can find the Information Notice on the NRC website at: <http://pbadupws.nrc.gov/docs/ML0612/ML061240509.pdf>. Information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence, and the date when full compliance will be (was) achieved should be addressed. If you have additional information that you believe the NRC should consider, you may provide it in your response to the Notice. The NRC review of your response to the Notice will also determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

The enclosure contains Security-Related Information. When separated from the enclosure, this letter is decontrolled.

M. Kohn

2

The Enclosed Notice contains Security-Related Information withheld under 10 CFR 2.390(d)(1); therefore, the material in the enclosure will not be made available for public inspection in the NRC Public Document Room or electronically available in the NRC's Agencywide Document Access and Management System (ADAMS).

Because security-related information is necessary to provide an acceptable response, please mark your entire response Security-Related Information in accordance with 10 CFR 2.390(d)(1) and follow the instructions for withholding in 10 CFR 2.390(b)(1). In accordance with 10 CFR 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for your response.

Should you have any questions regarding this letter or the enclosed Notice, please contact James Thompson at 817-200-1538, or the undersigned at 817-200-1455.

Sincerely,

*/RA/*

Michael C. Hay, Chief  
Materials Licensing and Inspection Branch  
Division of Nuclear Materials Safety

Docket: 030-36974  
License: 53-29296-01

Enclosure:  
Notice of Violation (Notice)

cc: Jeffrey Eckerd, State of Hawaii, Department of Health

~~OFFICIAL USE ONLY – SECURITY-RELATED INFORMATION~~

M. Kohn

3

NRC INSPECTION REPORT 030-36974/2017-001 - DATED NOVEMBER 7TH, 2017

**DISTRIBUTION:**

S. Morris, DRA  
M. Shaffer, D/DNMS  
L. Howell, DD/DNMS  
R4DNMS\_MLIB

ADAMS ACCESSION NUMBER – PUBLIC LETTER: ML17311B148  
ADAMS ACCESSION NUMBER – NON-PUBLIC LETTER W/Enclosure: ML17290B242

<b>Cover Letter (w/o Enclosure)</b> X SUNSI Review by: JLT	ADAMS X Yes <input type="checkbox"/> No	<b>X Publicly Available</b> <input type="checkbox"/> Non-Publicly Available	<b>X Non-Sensitive</b> <input type="checkbox"/> Sensitive	Keyword: N/A
<b>Cover Letter (w/ Enclosure)</b> X SUNSI Review by: JLT	ADAMS X Yes <input type="checkbox"/> No	<input type="checkbox"/> Publicly Available <b>X Non-Publicly Available</b>	<input type="checkbox"/> Non-Sensitive <b>X Sensitive</b>	Keyword: MD A.3
<b>OFFICE</b>	RIV:MLIB	RIV:MLIB	RIV:C:MLIB	
<b>NAME</b>	JvonEhr	JLThompson	MCHay	
<b>SIGNATURE</b>	/RA/	/RA/	/RA/	
<b>DATE</b>	10/20/17	10/20/17	11/07/17	

OFFICIAL RECORD COPY