



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BOULEVARD
ARLINGTON, TEXAS 76011-4511

January 22, 2018

IA-16-026

Kyle Dickerson
[HOME ADDRESS DELETED
UNDER 10 CFR 2.390]

SUBJECT: CLOSURE OF NRC CONFIRMATORY ORDER IA-16-026

Dear Mr. Dickerson:

This letter refers to the confirmatory order issued to you as a result of a successful alternative dispute resolution mediation session held on June 3, 2016. The Order required you to complete certain actions as part of the settlement agreement between you and the U.S. Nuclear Regulatory Commission (NRC). The settlement agreement pertained to an apparent violation of NRC requirements, as discussed in our letter dated March 24, 2016 (Agencywide Documents Access and Management System (ADAMS) ML16085A088).

Confirmatory Order IA-16-026 (ADAMS ML16193A682) was issued July 11, 2016, as a result of your willfully conducting radiographic operations without maintaining direct visual surveillance of the operation and without the proper postings. The order confirmed commitments made as part of the preliminary settlement agreement as stated above, which included the following: 1) within 12 months of the issuance of the Order, provide training to Acuren USA radiographers and radiographer's assistants; 2) within 18 months of the issuance of the Order, meet with and observe (i.e., "shadow") a radiation safety officer as the radiation safety officer performs observations of the performance of radiography crews as described in Section 34.43(e)(1) of Title 10 of the *Code of Federal Regulations* (CFR) Part 34; and 3) within 18 months of the issuance of the Order, submit an article to an industry publication or to a certifying entity (as defined in 10 CFR 34.3) for publication.

In response to these requirements, as documented in correspondences dated August 9, 2017, and September 15, 2017 (ADAMS ML17293A190), you provided copies of records demonstrating that you had completed each of the requirements of the Order within the specified timeframe. Therefore, this letter documents NRC's conclusion that the requirements of the Confirmatory Order have been met, and no further action is required on your part.

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 and Management System, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Should you have any questions regarding this letter, please contact Michael Hay at 817-200-1455 or the undersigned at 817-200-1106.

Sincerely,

/RA/

Mark R. Shaffer, Director
Division of Nuclear Materials Safety

cc:
Marlene Brewer, State of Alaska

CLOSURE OF NRC CONFIRMATORY ORDER IA-16-026 DATED JANUARY 22, 2018

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