



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

February 16, 2018

Dennis Ficek, Owner/President
Metals Testing Services, Inc.
PO Box 3606
Williamsport, PA 17701

SUBJECT: CLOSURE OF INVESTIGATION (OI 4-2017-004)

Dear Mr. Ficek:

This refers to an investigation conducted by the U.S. Nuclear Regulatory Commission's (NRC's) Office of Investigations regarding activities at Materials Testing Services, Inc. The Office of Investigations initiated the investigation to determine whether the majority owner of Metals Testing Services, Inc., deliberately transferred licensed byproduct material and control of a NRC licensee to an unauthorized entity without NRC approval.

Based on the evidence developed during the investigation, the concern that the majority owner of Metals Testing Services, Inc., deliberately transferred licensed byproduct material and control of a NRC license to an unauthorized entity without NRC approval was not substantiated. The NRC plans no further action related to the alleged wrongdoing and considers this investigation closed.

You should note that final NRC documents may be made available to the public under the Freedom of Information Act subject to redaction of information pursuant to the Freedom of Information Act. Requests under the Freedom of Information Act should be made in accordance with 10 CFR 9.23, Requests for Records. Information is accessible from the NRC's website at <http://www.nrc.gov/reading-rm/foia/foia-request.html#how>.

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 (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

A handwritten signature in black ink, reading "G. Michael Vasquez", is positioned above the typed name.

G. Michael Vasquez, Team Leader
Allegation Coordination and Enforcement Staff

Docket: 030-38893
License: 37-29406-02