

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Consolidated Engineering Laboratories 2001 Crow Canyon Road, Suite 100 San Ramon, CA Location Inspected: 296A Alamaha Street C-2 Kahului, Hawaii (Island of Maui) REPORT NO.: 2018-001		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region IV, 1600 East Lamar Blvd Arlington, Texas 76011-4511
3. DOCKET NUMBER 030-38512	4. LICENSE NUMBER 04-29436-01	5. DATE(S) OF INSPECTION February 5, 2018

LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy to exercise discretion, were satisfied.
- Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):

- 4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.

49 CFR 172.704(c)(2) requires, in part, that a hazmat employee must receive the training required by 49 CFR Part 172, Subpart H, at least once every three years.

Contrary to the above, as of February 5, 2018, the licensee failed to provide hazmat employees the training required by 49 CFR Part 172, Subpart H, at least once every three years. Specifically, the licensee was providing 'Annual Refresher' training online through the APNGA to its portable gauge users, and this course did not include a DOT hazardous materials transportation component in accordance with 49 CFR 172.704. The employees had a DOT component to their initial certification, but this had not been adequately renewed in the intervening years.

This is a Severity Level IV violation (NRC Enforcement Policy Section 6.3.d.4)

To correct this violation, the licensee immediately directed its employees to take the APNGA U.S. DOT Hazmat online training, and prohibited employees from further activity with the portable gauges until completion.

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE	Nathan E. DeWitt	<i>Nathan E. DeWitt</i>	3/13/18
NRC INSPECTOR	J. vonEhr	<i>J. vonEhr</i>	3/7/18
BRANCH CHIEF	Michael C. Hay	<i>Michael C. Hay</i>	3/7/18

Non-Public
 Sensitive - Security-Related
 Public
 Non-Sensitive

VonEhr, Jason

From: Nathan DeWitt <ndewitt@ce-labs.com>
Sent: Wednesday, March 14, 2018 9:26 PM
To: VonEhr, Jason
Subject: [External_Sender] RE: NRC Inspection Report of Maui office - Consolidated Engineering
Attachments: NRC Inspection - Consolidated Engineering Labs Maui Office Feb 2018.pdf

Categories: Licensee Correspondence

Jason,

Attached herein is the signed copy of our Safety Inspection and Compliance report for our Maui office. Thank you for your assistance in providing a thorough inspection, and the opportunity for us to better understand the regulations.

Let me know if we can be of further assistance regarding this matter.

With appreciation,

Nathan E. DeWitt
Laboratory Manager – Hawaii Division
CONSOLIDATED ENGINEERING LABORATORIES
An ETS Company

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Aiea, HI 96701
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Maui Location
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From: VonEhr, Jason [mailto:Jason.VonEhr@nrc.gov]
Sent: Wednesday, March 7, 2018 11:12 AM
To: Nathan DeWitt <ndewitt@ce-labs.com>
Cc: Barbara Cappa <bcappa@ce-labs.com>
Subject: NRC Inspection Report of Maui office - Consolidated Engineering

All,

Please find attached the one-page NRC inspection report documenting the single Severity Level IV finding from my inspection of the Maui office and the follow-up in-office review.

Please review the attached document, the cited violation, and the corrective actions as I understood them. If you have any concerns with either, or believe that there is something that requires modification, please reach out to me and we'll discuss the issue.

If following your reviews, you find the information and language satisfactory and accurate, please sign the attached document and scan it back to me. You may keep the original for your records.

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Jason vonEhr
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