



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**

REGION III  
2443 WARRENVILLE RD. SUITE 210  
LISLE, ILLINOIS 60532-4352

April 30, 2018

EA-18-015

Mr. Bruce Karie  
Corporate Radiation Safety Officer  
Acuren Inspection, Inc.  
ADBA WIT Pipeline  
4566 Abrahamson Road  
Duluth, MN 55811

SUBJECT: NOTICE OF VIOLATION; NRC ROUTINE INSPECTION REPORT  
NO. 03038913/2017005 (DNMS) – ACUREN INSPECTION, INC., ADBA WIT  
PIPELINE

Dear Mr. Karie:

This letter refers to the U.S. Nuclear Regulatory Commission (NRC) inspection conducted on December 15, 2017, and January 17, 2018, at your facilities in Rochester, Hemlock, and Midland, Michigan, with continued in-office review through February 20, 2018. The purpose of this inspection was to review activities performed under your NRC license to ensure that activities were being performed in accordance with NRC requirements. During the inspection, an apparent security-related violation of NRC requirements was identified. The circumstances surrounding the apparent violation, the significance of the issue, and the need for lasting and effective corrective actions were discussed with you and Mr. Don Flett during a telephone exit meeting on February 27, 2018. Details regarding the apparent violation were provided in NRC Inspection Report No. 03038913/2017005 (DNMS) (Non-Public), dated March 12, 2018.

In the letter transmitting the inspection report, we provided you with the opportunity to address the apparent violation identified in the report by either attending a predecisional enforcement conference or by providing a written response before we made our final enforcement decision. In a letter dated March 27, 2018, you provided a response to the apparent violation.

Based on the information developed during the inspection and the information that you provided in your response to the inspection report, dated March 27, 2018, the NRC has determined that a violation of NRC requirements occurred. The violation is cited in the enclosed Notice of Violation (Notice) (Enclosure 1) (Non-Public) and the circumstances surrounding it are described in detail in the subject inspection report. The violation is of concern to the NRC for the reasons stated in the Final Determination of Significance (Enclosure 2) (Non-Public). Therefore, this violation has been categorized in accordance with the NRC Enforcement Policy

Enclosures 1 and 2 contain Sensitive  
Unclassified Non-Safeguards Information.  
When separated from Enclosures 1 and 2,  
this transmittal document is decontrolled.

B. Karie

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at Severity Level III. In accordance with the NRC Enforcement Policy, a base civil penalty in the amount of \$7,250 is considered for a Severity Level III violation.

Because your facility has not been the subject of escalated enforcement actions within the last two inspections, the NRC considered whether credit was warranted for *Corrective Action* in accordance with the civil penalty assessment process in Section 2.3.4 of the Enforcement Policy. In NRC Inspection Report No. 03038913/2017005 (DNMS), the NRC described its understanding of the corrective actions taken to correct the violation. In your response, dated March 27, 2018, you described the corrective actions taken to correct the violation. These corrective actions are also documented in Enclosure 2. Based on these corrective actions, the NRC has determined that *Corrective Action* credit is warranted.

Therefore, to encourage prompt and comprehensive correction of violations, and in recognition of the absence of previous escalated enforcement actions, I have been authorized, after consultation with the Director, Office of Enforcement, not to propose a civil penalty in this case. However, significant violations in the future could result in a civil penalty. In addition, issuance of this Severity Level III violation constitutes escalated enforcement action that may subject you to increased inspection effort.

The NRC has concluded that information regarding: (1) the reason for the violation; (2) the corrective actions that have been taken and the results achieved; and (3) the date when full compliance was achieved, is already adequately addressed on the docket in Inspection Report No. 03038913/2017005 (DNMS), and your letter, dated March 27, 2018. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice. Additionally, if you choose to respond, please mark your entire response "Security-Related Information – Withhold Under 10 CFR 2.390." In accordance with Title 10 of the *Code of Federal Regulations* (CFR) 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for any response to this letter. However, to the extent possible, your response, if any, should not include any personal privacy, proprietary, or safeguards information.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," 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 Web site at <http://www.nrc.gov/reading-rm/adams.html>. However, because of the Security-Related Information contained in Enclosures 1 and 2, and in accordance with 10 CFR 2.390, copies of Enclosures 1 and 2 will not be available for public inspection.

B. Karie

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Additionally, Enclosures 1 and 2 must be protected from unauthorized disclosure. Security-Related Information is discussed in Regulatory Information Summary RIS-2005-031, "Control of Security-Related Sensitive Unclassified Non-Safeguards Information" (ML053480073), which is available on the NRC Web site or in ADAMS.

Sincerely,

***/RA by Darrell J. Roberts acting for/***

K. Steven West  
Regional Administrator

Docket No. 030-38913  
License No. 22-27593-01

Enclosures:

1. Notice of Violation
2. Final Determination of Significance

cc w/enclosures: State of Michigan

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

Letter to B. Karie from K. Steven West dated April 30, 2018

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NO. 03038913/2017005 (DNMS) – ACUREN INSPECTION, INC. ADBA WIT  
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DATE	04/18/18	04/19/18	04/23/18	04/26/18	04/30/18	04/30/18

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1 OE Concurrence per email from Leelavathi Sreenivas dated April 26, 2018.