



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**  
REGION I  
2100 RENAISSANCE BLVD.  
KING OF PRUSSIA, PA 19406-2713

February 14, 2019

John T. Jensen, Chief  
Radiation Safety Division  
Office of Homeland Security and  
Emergency Coordination  
United States Department of Agriculture  
5601 Sunnyside Avenue, MS 551 O  
Beltsville, MD 20705

SUBJECT: U. S. DEPARTMENT OF AGRICULTURE: NRC INSPECTION REPORT  
03006923/2018001 AND NOTICE OF VIOLATION

Dear Mr. Jensen:

This letter refers to the inspection conducted on October 23 & 24, 2018, at your Beltsville, MD office, on December 11, 2018, at the USDA Wyndmoor, PA location of the Agricultural Research Service, and continuing in-office through February 5, 2019. This inspection examined activities conducted under your license as they relate to public health and safety, and was performed to confirm compliance with the Commission's rules and regulations and with the conditions of your license. Within these areas, the inspection consisted of selected examination of procedures and representative records, observations of activities, and interviews with personnel.

Based on the results of this inspection, the NRC has determined that two Severity Level IV violations of NRC requirements occurred. These violations were evaluated in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's Web site at <https://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violations are cited in the enclosed Notice of Violation (Notice) because the violations were identified by the NRC.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. 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.

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 located at NRC Headquarters in Rockville, MD, and from the NRC's document system, the Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. However, the material enclosed herewith contains Security-Related Information as described above. Therefore, the material in the enclosures will

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not be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS).

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC document system (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

If you have any questions regarding this matter, please contact Todd Jackson of my staff at 610-337-5308 or via electronic mail at [Todd.Jackson@nrc.gov](mailto:Todd.Jackson@nrc.gov).

Thank you for your cooperation.

Sincerely,

*/RA/*

Monica L. Ford, Chief  
Commercial, Industrial, R&D  
and Academic Branch  
Division of Nuclear Materials Safety  
Region I

Docket No. 03006923  
License No. 19-00915-06

Enclosures:

1. Notice of Violation (Non-Public)
2. Determination of Severity Level and  
Description of Corrective Actions (Non-Public)

cc w/Encl: State of Maryland  
Commonwealth of Pennsylvania

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U. S. DEPARTMENT OF AGRICULTURE: NRC INSPECTION REPORT 03006923/2018001  
AND NOTICE OF VIOLATION DATED February 14, 2019

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00915-06.2018001.NOVPublic.docx]  
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