

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Pace Analytical Services 225 Industrial Park Road Beaver, WV 25813 REPORT NUMBER(S) 2019-001	2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region I, 2100 Renaissance Blvd, Suite 100 King of Prussia, Pennsylvania 19406-2713
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3. DOCKET NUMBER(S) 99990001	4. LICENSE NUMBER(S) 99990001	5. DATE(S) OF INSPECTION Feb. 25, 2019 – Apr. 29, 2019
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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:

- Based on the inspection findings, no violations were identified.
- Previous violation(s) closed.
- 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.

1 Non-cited violation(s) were discussed involving the following requirement(s) and corrective action(s):

(Continued on next page)

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

Statement of Corrective Actions

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	Lisa Eads	<i>Lisa Eads</i>	4/29/19
NRC INSPECTOR	Michael Reichard	<i>Michael Reichard</i>	4/29/19
BRANCH CHIEF	Arthur Burritt	<i>Arthur Burritt</i>	5/9/19

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REPORT NUMBER(S) 2019-001

2. NRC/REGIONAL OFFICE

**U.S. Nuclear Regulatory Commission
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10 CFR 31.5(c)(8)(i) requires, in part, that the licensee shall transfer or dispose of the device containing byproduct material only by export as provided by paragraph (c)(7) of this section, by transfer to another general licensee as authorized in paragraph (c)(9) of this section, or to a person authorized to receive the device by a specific license issued under parts 30 and 32 of this chapter, or part 30 of this chapter that authorizes waste collection, or equivalent regulations of an Agreement State, or as otherwise approved under paragraph (c)(8)(iii) of this section.

Contrary to the above, the licensee disposed of byproduct material in a manner other than one of the options listed in 10 CFR 31.5(c)(8)(i). Specifically, the licensee inadvertently disposed of six sources, each containing 15 mCi of Ni-63, in ordinary trash.

As an immediate corrective action, the licensee attempted to work with the landfill to regain possession of the devices, but the landfill determined that it was too late to retrieve the sources. As comprehensive corrective actions, the licensee placed all spare Ni-63 sources in a locked container, restricting access to only the Safety Officer and other appropriately qualified individuals.

Per NRC Enforcement Policy Section 6.3, this would normally be characterized as a Severity Level IV violation. However, the NRC is not citing the violation, because it meets the definition of a non-cited violation. Specifically, the violation is licensee identified, licensee corrected, not willful, and not repetitive.