



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION IV

611 RYAN PLAZA DRIVE, SUITE 400  
ARLINGTON, TEXAS 76011-8064

July 11, 1997

CAL 4-97-002

Mr. Carl Yamamoto, President  
Walashek Enterprises, Inc.  
dba Walashek Industries and  
Honolulu Industrial Testing  
607 Ala Moana Blvd., Pier 1  
Honolulu, Hawaii 96813

SUBJECT: NRC INSPECTION REPORT 030-20386/97-01 AND  
CONFIRMATORY ACTION LETTER

Dear Yamamoto:

On May 29, 1997, the NRC conducted an inspection at your facility in Honolulu, Hawaii. The inspection included a review of activities authorized by Byproduct Materials License 53-23225-01. During the course of the inspection, the inspector noted that licensed activities had been suspended following the resignation of your radiation safety officer (RSO) in April 1997. A telephonic exit briefing was later conducted with you on July 2, 1997. Within the scope of this inspection no violations or deviations were identified.

While no violations were identified during the inspection, one concern was noted. In a letter dated April 18, 1997, you informed the NRC that the RSO for Walashek Enterprises, Inc., had resigned and that an effort was underway to recruit a qualified replacement. Your letter also contained a commitment to secure the sources in locked storage and to not perform any radiography until the NRC has approved a new RSO. We understand that as of July 9, 1997, no replacement RSO had been hired. The NRC is concerned with the length of time Walashek Enterprises, Inc., has been in possession of radiographic sources without an RSO. Therefore, this letter is to formally confirm the commitments made in your letter dated April 18, 1997.

Pursuant to a telephone conversation between yourself and D. Blair Spitzberg, Ph.D., Chief, Nuclear Materials and Inspection/Decommissioning Branch, on July 9, 1997, it is our understanding that you will take the following actions (which will be completed by the dates specified):

1. Walashek Enterprises, Inc., will maintain licensed material in secure storage and will not conduct any radiography operations until the Commission has approved the

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qualifications of a new RSO and issued a license amendment to name this individual to the license.

2. Walashek Enterprises, Inc., will submit the necessary documentation and applicable fees to appoint a new RSO by August 11, 1997, or if a qualified RSO has not been recruited by this date, will request amendment to its license to authorize possession only.

Pursuant to Section 182 of the Atomic Energy Act, 42 U.S.C. 2232, you are required to:

1. Notify me immediately if your understanding differs from that set forth above;
2. Notify me if for any reason you cannot complete the actions within the specified schedule and advise me in writing of your modified schedule in advance of the change; and
3. Notify me in writing when you have completed the actions addressed in this Confirmatory Action Letter.

Issuance of this Confirmatory Action Letter does not preclude issuance of an order formalizing the above commitments or requiring other actions on the part of the licensee; nor does it preclude the NRC from taking enforcement action for violations of NRC requirements that may have prompted the issuance of this letter. In addition, failure to take the actions addressed in this Confirmatory Action Letter may result in enforcement action.

The responses directed by this letter are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, Pub. L. No. 96-511.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response will be placed in the NRC Public Document Room (PDR). To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.790(b) to support a request for withholding confidential commercial or financial information). If

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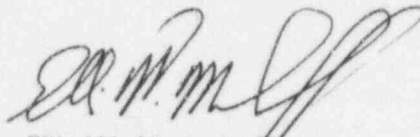
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safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Should you have any questions concerning this letter, please contact Dr. D. Blair Spitzberg of my staff at (817) 860-8191.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ellis W. Merschoff", with a stylized flourish at the end.

Ellis W. Merschoff  
Regional Administrator

Docket: 030-20386  
License: 53-23225-01

cc:  
NRC Public Document Room  
Hawaii Radiation Control Program Director

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bcc: DMB IE 36

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J. L. Lieberman, D/OE (2) (7 H5)  
L. J. Chandler, Asst. GC/OGC (15 B18)  
S. J. Collins, D/NRR (12 G18)  
D. A. Cool, NMSS (T-8F5)  
RIV Coordinator, OEDO (17 G21)  
E. W. Merschoff, RA  
J. E. Dyer, DRA  
L. L. Howell, DD/DNMS  
T. P. Gwynn, D/DRP  
A. T. Howell, D/DRS  
G. F. Sanborn, EO  
W. L. Brown, RC  
J. Carson, ORA  
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B. Henderson, PAO  
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\*Previously concurred

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07/ /97	07/ /97	07/ /97	07/ /97	07/ /97

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