



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

June 22, 2021

David Rhoe, Owner, CEO, RSO  
CRMI  
Paseo de la Fuente  
San Juan, PR 00926-6459

**SUBJECT: CRMI - NRC INSPECTION NO. 030-34704/2021-001 AND NOTICE OF VIOLATION**

Dear Mr. Rhoe:

This letter refers to the limited-scope inspection conducted remotely from June 4-16, 2021. This inspection examined your activities related to the preparation of a termination application on behalf of L. P. C. & D, Inc. (NRC license 52-25125-01). Within this area, the inspection consisted of a review of select records and interviews with you and other involved individuals. The inspection findings were discussed with you telephonically on June 16, 2021, at the conclusion of the NRC's remote review.

Based on the results of this inspection, the NRC has determined that a Severity Level IV violation of NRC requirements occurred. The violation was 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 violation is cited in the enclosed Notice of Violation (Notice) because the violation was identified by the NRC. The violation involved the failure to provide complete and accurate information to the NRC, specifically with regards to the termination request prepared on behalf of L. P. C. & D, Inc.

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 and Procedure," a copy of this letter and your response 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 or proprietary information so that it can be made available to the Public without redaction.

D. Rhoe

2

If you have any questions regarding this matter, please contact Mr. Jason vonEhr of my staff at (610) 337-5256 or via electronic mail at [Jason.vonEhr@nrc.gov](mailto:Jason.vonEhr@nrc.gov).

Thank you for your cooperation.

Sincerely,

Chris Cahill, Chief  
Commercial, Industrial, R&D  
and Academic Branch  
Division of Radiological Safety and Security  
Region I

Docket No. 030-34704  
License No. 52-25430-01

Enclosure:  
Notice of Violation

cc w/ enclosure  
Commonwealth of Puerto Rico

CRMI - NRC INSPECTION NO. 030-34704/2021-001 AND NOTICE OF VIOLATION DATED JUNE 22, 2021

DISTRIBUTION:  
R1Enforcement

DOCUMENT NAME: [https://usnc-my.sharepoint.com/personal/jev1\\_nrc\\_gov/Documents/Desktop/Inspections POC and Inherited/Inspections/2021-02 RI 2020Q2 Inspections/12 - Limited for L. P. C & D, Inc. and CRMI/R52-25430-01.2021-001.docx](https://usnc-my.sharepoint.com/personal/jev1_nrc_gov/Documents/Desktop/Inspections POC and Inherited/Inspections/2021-02 RI 2020Q2 Inspections/12 - Limited for L. P. C & D, Inc. and CRMI/R52-25430-01.2021-001.docx)

<input checked="" type="checkbox"/> SUNSI Review JEV1		<input checked="" type="checkbox"/> Non-Sensitive <input type="checkbox"/> Sensitive		<input checked="" type="checkbox"/> Publicly Available <input type="checkbox"/> Non-Publicly Available	
OFFICE	RI:DRSS	RI:DRSS			
NAME	Jason vonEhr	Chris Cahill			
DATE	06/16/2021	6/22/21			

OFFICIAL RECORD COPY

## **NOTICE OF VIOLATION**

CRMI  
San Juan, PR

Docket No. 030-34704  
License No. 52-25430-01

During a limited-scope inspection conducted remotely from June 4-16, 2021, a violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 30.9(a) requires, in part, that information provided to the Commission by a licensee be shall be complete and accurate in all material respects.

Contrary to the above, on April 28, 2021, CRMI, as a consultant of another licensee, provided information to the Commission that was not complete and accurate in all material respects. Specifically, CRMI prepared and provided a license termination request to the NRC dated April 28, 2021, that included a receipt acknowledgement letter from a portable nuclear gauge manufacturer that was modified from its original version to reflect a serial number of a portable nuclear gauge that was not received by the manufacturer. This is material to the NRC because the NRC expects licensees to take great care in preparing and submitting official correspondences to amend, renew, or terminate their NRC license.

This is a Severity Level IV violation (NRC Enforcement Policy Section 6.9.d.)

Pursuant to the provisions of 10 CFR 2.201, CRMI is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001. Under the authority of Section 182 of the Act, 42 U.S.C. 2232, any response which contests an enforcement action shall be submitted under oath or affirmation.

Your response will be placed in the NRC Public Document Room (PDR) and on the NRC Web site. To the extent possible, it should, therefore, not include any personal privacy or proprietary information so that it can be made publically available without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Enclosure

In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days of receipt.

Dated This 22 day of June 2021