



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION IV  
1600 EAST LAMAR BOULEVARD  
ARLINGTON, TEXAS 76011-4511

August 5, 2021

Mr. Chad Bare, Radiation Safety Officer  
Eagle Rock Engineering & Land Surveying, PC  
1331 Fremont Avenue  
Idaho Falls, ID 83402

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-38268/2021-001 AND NOTICE  
OF VIOLATION

Dear Mr. Bare:

On July 6, 2021, the U.S. Nuclear Regulatory Commission (NRC) cited Eagle Rock Engineering & Land Surveying, PC for three violations involving failures to: (1) transport a portable nuclear gauge in an approved transportation container; (2) test sealed sources for leakage and/or contamination before use or transfer; and (3) lock a portable nuclear gauge or its container when in storage. NRC Inspection Report 030-38268/2021-001 with enclosed Notice of Violation (Notice) required you to reply in writing in 30 days (NRC Agencywide Documents Access and Management System (ADAMS) Accession No. [ML21187A249](#)). By letter dated July 27, 2021, you provided your reply to the Notice (ADAMS Accession No. [ML21214A080](#)).

After reviewing the information provided in your reply to the Notice, we have concluded that your corrective actions appear to adequately address the regulatory non-compliances described in the Notice. We will review your implementation of these corrective actions during a future inspection to determine whether full compliance has been restored and whether compliance will be maintained.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedures," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's ADAMS, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

A handwritten signature in cursive script that reads "Lizette Roldan-Otero".

Signed by Roldan-Otero, Lizette  
on 08/05/21

Lizette Roldan-Otero, Ph.D., Chief  
Materials Inspection Branch  
Division of Nuclear Materials Safety

License No. 11-29386-01  
Docket No. 030-38268

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-38268/2021-001 AND NOTICE OF VIOLATION DATED AUGUST 5, 2021

**DISTRIBUTION:**

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**ML21217A223**

X SUNSI Review: ADAMS:  Non-Publicly Available X Non-Sensitive Keyword:  
By: ABB X Yes  No X Publicly Available  Sensitive

OFFICE	RIV:DNMS	RIV:DNMS				
NAME	ABBolger	LRoldan-Otero				
SIGNATURE	/RA/	/RA/				
DATE	8/2/2021	8/4/2021				

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