



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

July 13, 2022

Mr. John Hulsey, Radiation Safety Officer  
Amerapex Corporation  
2950 N. Loop West, Suite 1100  
Houston, TX 77092-8836

SUBJECT: NRC INSPECTION REPORT 150-00042/2022-002 AND NOTICE OF VIOLATION

Dear Mr. Hulsey:

This letter refers to the unannounced reciprocity inspection conducted on May 4, 2022, at a temporary jobsite at 165 Lost Cabin Road, Lysite, Wyoming. The purpose of the inspection was to examine activities conducted under a General License pursuant to Title 10 *Code of Federal Regulations* (CFR) Part 150.20 for your activities performed in Lysite, Wyoming, an area of exclusive Federal jurisdiction, as they relate to public health and safety and to confirm compliance with the U.S. Nuclear Regulatory Commission's (NRC's) rules and regulations and with the conditions of your license. Within these areas, the inspection consisted of a selected examination of procedures and representative records and interviews with personnel. The preliminary inspection findings were discussed with Mr. Chris Baker during the onsite portion of the inspection on May 4, 2022. A final exit meeting was held telephonically with you on June 29, 2022.

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 which can be found on the NRC's Web site at <https://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violation involved a failure to meet requirements in 10 CFR Part 37 and is characterized in the non-public enclosure to this letter. The violation is being cited in the enclosed Notice of Violation (Notice) because it was identified by the NRC during the inspection.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. The guidance in NRC Information Notice 96-28, "Suggested Guidance Relating to Development and Implementation of Corrective Action," may be helpful in preparing your response. You can find the Information Notice on the NRC website at: <https://www.nrc.gov/reading-rm/doc-collections/gen-comm/info-notices/1996/in96028.html>. Information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence, and the date when full compliance will be (was)

**The enclosure contains Sensitive Unclassified Non-Safeguards Information (SUNSI). When separated from the enclosure, this letter is decontrolled.**

J. Hulsey

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achieved should be addressed. 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 cover 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 website at <http://www.nrc.gov/reading-rm/adams.html>.

However, the non-public enclosure to this letter (Notice) contains Security-Related Information withheld under 10 CFR 2.390(d)(1) and its disclosure to unauthorized individuals could present a security vulnerability. Therefore, the material in this enclosure will not be made available electronically for public inspection. Additionally, if Security-Related Information is necessary to provide an acceptable response to the enclosure, please mark your entire response Security-Related Information in accordance with 10 CFR 2.390(d)(1) and follow the instructions for withholding in 10 CFR 2.390(b)(1).

Should you have any questions regarding this letter or the enclosed Notice, please contact Mr. James Thompson of my staff at 817-200-1538 or by email at [James.Thompson@nrc.gov](mailto:James.Thompson@nrc.gov).

Sincerely,



Signed by Roldan-Otero, Lizette  
on 07/13/22

Lizette Roldán-Otero, PhD, Chief  
Materials Inspection Branch  
Division of Radiological Safety and Security

Docket No. 150-00042  
License No. General License pursuant  
to 10 CFR 150.20

Non-Public Enclosure:  
Notice of Violation

cc w/enc.:  
Lisa Bruedigan, Radiation Unit Manager  
Texas Department of State Health Services  
P.O. Box 149347  
Austin, Texas 78714-9347

Brandi O'Brien  
Program Manager  
Wyoming Department of Environmental Quality  
Land Quality Division  
200 West 17th St., Suite 10  
Cheyenne, WY 82002

J. Hulsey

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DATED JULY 13, 2022

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**Cvr Ltr (Public):** ADAMS ACCESSION NUMBER: **ML22195A220**

☒SUNSI Review: JLT      ADAMS:      ☐ Non-Publicly Available      ☒ **Non-Sensitive**      Keyword:  
☒ **Yes**   ☐ No      ☒ **Publicly Available**      ☐ Sensitive

**Cvr Ltr & Enclosure (Non-Public):** ADAMS ACCESSION NUMBER:

☒SUNSI Review: JLT      ADAMS:      ☒ **Non-Publicly Available**      ☐ Non-Sensitive      Keyword: **A3**  
☒ **Yes**   ☐ No      ☐ Publicly Available      ☒ **Sensitive**

OFFICE	MIB	MIB	C:MIB			
NAME	JThompson	KBischoff	LRoldanOtero			
SIGNATURE	JLT	KCB	LRO			
DATE	7/6/2022	7/7/2022	7/13/2022			

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