



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION IV
1600 EAST LAMAR BOULEVARD
ARLINGTON, TEXAS 76011-4511

August 23, 2022

Mr. Tony Harris, President
A & A Harris Enterprises dba
dba Campbell/Harris Security Equipment Company
875-A Island Drive #356
Alameda, CA 94502-6768

SUBJECT: NRC INSPECTION REPORT 030-38916/2022-001; AND NOTICE OF VIOLATION

Dear Tony Harris:

This letter refers to the announced routine inspection conducted May 10, 2022, at your facility in Alameda, California. The inspection was an examination of activities conducted under your license as they relate to public health and safety, to confirm compliance with the U.S. Nuclear Regulatory Commission's (NRC's) rules, regulations, and with the conditions of your license. Within these areas, the inspection consisted of a selected examination of procedures and representative records, observation of licensed activities, independent radiation measurements, and interviews with personnel. The inspector discussed the preliminary inspection findings with Anthony Harris, at the conclusion of the onsite portion of the inspection. A final exit briefing was conducted with you telephonically on August 15, 2022.

Based on the results of this inspection, the NRC has determined that two Severity Level IV violations of NRC requirements occurred. The violations were evaluated in accordance with the NRC Enforcement Policy which can be found at the NRC's Web site at <https://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violations are cited in the enclosed Notice of Violation (Notice) because they were identified by the NRC during the inspection. The violations involved failures to: (1) file annual reports of all transfers as required by Title 10 of the *Code of Federal Regulations* (10 CFR) 32.32; (2) perform a test for leakage and/or contamination of a device prior to distribution.

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) achieved should be addressed. The NRC's review of your response to the Notice will also determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

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. If personal privacy or proprietary information is necessary to provide an acceptable response, 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 information, 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 2.390(b) to support a request for withholding confidential commercial or financial information).

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

Should you have any questions regarding this letter or the enclosed Notice, please contact Allyce Bolger, at (817) 200-1197, or the undersigned at (817) 200-1455.

Sincerely,



Signed by Roldan-Otero, Lizette
on 08/23/22

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

License No. 04-35303-01E
Docket No. 030-38916

Enclosure:
Notice of Violation (Notice)

cc w/Enclosure:
Gonzalo Perez, Chief
Radiologic Health Branch
California Dept. of Public Health

SUBJECT: NRC INSPECTION REPORT 030-38916/2022-001; AND NOTICE OF VIOLATION
DATED AUGUST 23, 2022

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NAME	ABBolger	LRoldanOtero				
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NOTICE OF VIOLATION

A & A Harris Enterprises dba
Campbell/Harris Security Equipment Company
Alameda, California

Docket No. 030-38916
License No. 04-35303-01E

During an NRC inspection conducted on May 10, 2022, at the licensee's facility in Alameda, California, two violations of NRC requirements were identified. In accordance with the NRC Enforcement Policy, the violations are listed below:

- A. 10 CFR 32.32(c) requires, in part, that the licensee maintain records of all transfers and file a report with the Director of the Office of Nuclear Materials Safety and Safeguards, covering the preceding calendar year, on or before January 31 of each year.

Contrary to the above, between February 1, 2020 – May 19, 2022, the licensee failed to file reports with the Office of Nuclear Materials Safety and Safeguards. Specifically, as of the date of the inspection, the licensee had not submitted reports for calendar years 2019 – 2021, these reports were then filed on May 19, 2022.

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

- B. License Condition 14 of NRC License No. 04-35303-01E, Amendment No. 0, dated August 31, 2016, requires, in part, that the licensee shall conduct its program in accordance with the statements, representations, and procedures contained in the documents, including any enclosures, listed in License Condition 14. License Condition 14A, Application dated March 31, 2016, provides a copy of the licensee's leak test procedure, "Leak Testing K9 Series Busters".

"Leak Testing K9 Series Busters" procedure states, in part, that the licensee will ship leak-test kits to the test house and when results come back, any unit(s) that exceed 185 becquerel (0.005 microcuries) must be pulled from production and quarantined.

Contrary to the above, between August 16, 2016 – May 10, 2022, the licensee did not conduct its program in accordance with the "Leak Testing K9 Series Busters" procedure. Specifically, the licensee was analyzing the results of the leak-test kits in-house and failed to demonstrate that the leak test methodology utilized could detect the presence of 185 becquerel (0.005 microcuries) of radioactive material on the test sample.

This is a Severity Level IV violation (NRC Enforcement Policy, Section 6.3.d.3).

Pursuant to 10 CFR 2.201, A & A Harris Enterprises dba Campbell/Harris Security Equipment Company is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001, with a copy to the Director, Division of Radiological Safety and Security, U.S. Nuclear Regulatory Commission Region IV, 1600 E. Lamar Blvd., Arlington, Texas 76011, and emailed to Lizette.Roldan-Otero@nrc.gov 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 or severity level; (2) the corrective steps that have been taken and the

Enclosure

results achieved; (3) the corrective steps that will be taken; and (4) the date when full compliance was or 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, the NRC may issue an order or a demand for information requiring you to explain why your license should not be modified, suspended, or revoked, or why the NRC should not take other action as may be proper. Consideration may be given to extending the response time for good cause shown.

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

Your response will be made available electronically for public inspection in the NRC Public Document Room or in the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. Therefore, to the extent possible, the response should not include any personal privacy or proprietary information so that it can be made available to the public 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 2.390(b) to support a request for withholding confidential commercial or financial information).

In accordance with 10 CFR 19.11, you may be required to post this Notice within 2 working days of receipt.

Dated this 23rd day of August 2022