



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

August 24, 2022

EA-22-043

Mr. Gurdip Hayre, Principal  
Hayre McElroy & Associates, LLC  
9644 153<sup>rd</sup> Avenue NE, Suite B8  
Redmond, WA 98052

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-38881/2022-001; EXERCISE OF ENFORCEMENT DISCRETION; AND NOTICE OF VIOLATION

Dear Gurdip Hayre:

On May 26, 2022, the U.S. Nuclear Regulatory Commission (NRC) cited Hayre McElroy & Associates, LLC, for a violation involving the possession of a portable nuclear gauge at your facility in Kapolei, Hawaii, that was not authorized on the NRC license. NRC Inspection Report 030-38881/2022-001 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. ML22164A796). In a letter dated June 23, 2022, you provided your reply to the Notice (ADAMS Accession No. ML22188A127). At NRC's request, on August 4, 2022, you provided supplemental information in an email to support your reply to the Notice (ADAMS Accession No. ML22221A050).

After reviewing the information provided in your reply to the Notice, we have concluded that your completed and proposed 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 black ink that reads "Lizette Roldan-Otero".

Signed by Roldan-Otero, Lizette  
on 08/24/22

Lizette Roldan-Otero, Ph.D., Chief  
Materials Inspection Branch  
Division of Radiological Safety and Security

License No. 46-35280-01  
Docket No. 030-38881

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-38881/2022-001; EXERCISE OF ENFORCEMENT DISCRETION; AND NOTICE OF VIOLATION DATED AUGUST 24, 2022

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ADAM ACCESSION: **ML22235A729**

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

OFFICE	RIV:DRSS	RIV:DRSS				
NAME	JFKatanic	LRoldan-Otero				
SIGNATURE	/RA/	LRO				
DATE	8/15/2022	8/24/2022				

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