



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION IV
1600 EAST LAMAR BLVD.
ARLINGTON, TX 76011-4511

December 22, 2022

Nathan Dykstra, Radiation Safety Officer
DMS Health Technologies
109 South Petro Avenue
Sioux Falls, South Dakota 57107

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-36404/2022-001; AND NOTICE OF VIOLATION

Dear Nathan Dykstra:

On November 17, 2022, the U.S. Nuclear Regulatory Commission (NRC) cited DMS Health Technologies for two violations of NRC requirements. The violations involved the failures to monitor packages received at the licensee's facility and obtain a letter signed by the management of each client for which mobile medical services were rendered. NRC Inspection Report 030-36404/2022-001 with enclosed Notice of Violation (Notice) required you to respond in writing to the NRC within 30 days (Agencywide Documents Access and Management System (ADAMS) [ML22321A074](#)). In a letter dated November 28, 2022, you provided your response to the Notice ([ML22355A103](#)).

After reviewing the information provided in your response to the Notice, we have concluded that your proposed actions appear to adequately address the regulatory non-compliance. 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 Roldán-Otero".

Signed by Roldan-Otero, Lizette
on 12/22/22

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

Docket No. 030-36404
License No. 40-32477-01

RESPONSE TO NRC INSPECTION REPORT 030-36404/2022-001; AND NOTICE OF VIOLATION – DECEMBER 22, 2022

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ADAMS ACCESSION NUMBER, **ML22356A143**

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