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

April 19, 2023

Troy Hull
Earth Engineers, Inc
99-1421 Koaha Place, Suite 4
Aiea, HI 96701

SUBJECT: AMENDMENT NO. 1 TO RADIOACTIVE MATERIALS LICENSE FOR EARTH ENGINEERS, INC., NRC LICENSE NO. 53-35555-01

Please find enclosed Amendment No. 1 to NRC License No. 53-35555-01 increasing the number of gauges as requested in the letter dated February 16, 2023. An environmental assessment for this licensing action is not required since this action is categorically excluded under 10 CFR 51.22(c)(14)(viii). You should review this license carefully and be sure that you understand all conditions. You can contact me at 817-200-1124 if you have any questions about this license.

NRC expects licensees to conduct their programs with meticulous attention to detail and a high standard of compliance. Because of the serious consequences to employees and the public that can result from failure to comply with NRC requirements, you must conduct your radiation safety program according to the conditions of your NRC license, representations made in your license application, and NRC regulations. In particular, note that you must:

1. Operate by NRC regulations 10 CFR Part 19, “Notices, Instructions and Reports to Workers: Inspection and Investigations,” 10 CFR Part 20, “Standards for Protection Against Radiation,” and other applicable regulations.

2. Notify NRC in writing of any change in mailing address.

3. By 10 CFR 30.36(d) and/or license condition, notify NRC, promptly, in writing, and request termination of the license:

The enclosure transmitted herewith contains Official Use Only – Security-Related Information. When separated from this enclosure, this document is decontrolled.

a. When you decide to terminate all activities involving materials authorized under the license whether at the entire site or any separate building or outdoor area;

b. If you decide not to acquire or possess and use authorized material; or

c. When no principal activities under the license have been conducted for a period of 24 months.

4. Request and obtain a license amendment before you:

a. Change Radiation Safety Officers;

b. Order byproduct material in excess of the amount, radionuclide or form authorized on the license;

c. Add or change the areas or address(es) of use identified in the license application or on the license; or

d. Change the name or ownership of your organization.

5. Submit a complete renewal application or termination request at least 30 days before the expiration date on your license. You will receive a reminder notice approximately 90 days before the expiration date. Possession of radioactive material after your license expires is a violation of NRC regulations.

In addition, please note that NRC Form 313 requires the applicant, by signature, to verify that the applicant understands that all statements contained in the application are true and correct to the best of the applicant's knowledge. The signatory for the application should be the licensee or certifying official rather than a consultant. Since the NRC also accepts a letter requesting amendment of an NRC license, the signatory for such a request should also be the licensee or certifying official rather than a consultant.

NRC will periodically inspect your radiation safety program. Failure to conduct your program according to NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC may result in enforcement action against you. This could include issuance of a notice of violation; imposition of a civil penalty; or an order suspending, modifying, or revoking your license as specified in the NRC Enforcement Policy. The NRC Enforcement Policy is available at: www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html.

NRC's Regulatory Issue Summary (RIS) 2005-31, Revision 1, provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through the NRC's Agencywide Documents Access and Management System (ADAMS). The RIS may be located on the NRC Web site at: www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005/. Pursuant to NRC's RIS 2005-31, Revision 1, the enclosed materials license will not be made publicly available.

Thank you for your cooperation.

Sincerely,

Samantha J. Everett

Digitally signed by Samantha J. Everett
Date: 2023.04.19 12:35:57 -05'00'

Samantha Everett, Health Physicist
Materials Licensing Branch

Docket: 3039182
License: 53-35555-01
Control: 634803

Enclosure: As stated