



McConnell Dowell
[American Samoa] Ltd

Tafuna Industrial Park
Pago Pago
PO Box 4664
P +168 4 699 2239
F +186 4 699 2552

25 May 2023

Ms Heather J Gepford
Materials Licensing & Decommissioning Branch
Division of Nuclear Materials Safety
US Nuclear Regulatory Commission
Arlington, Texas 76011-4611
USA
CC
Mohanned Kawasmi
Health Physicist
U.S. Nuclear Regulatory Commission
Region IV
Division of Radiological Safety and Security
Materials Inspection Branch
Office: 817-200-1138
Email: Mohanned.Kawasmi@nrc.gov

RE: McCONNELL DOWELL (AMERICAN SAMOA) LTD - response non conformance raised in letter

Ref 030-38318/2022-001.

Dear Ms Gepford

Further to non conformance raised in letter Ref 030-38318/2022-001.

- (1) the reason for the violation, or, if contested, the basis for disputing the violation or severity level;
- MCD RSO Toetau Pouifi Tufuga had failed to hand over with RSO duties during his departure employment during COVID period when borders were closed in 2020- 2021.
 - Our Representative had tendered his notice resignation during 2019 August period, he will be leaving towards end of the year. However the borders remained closed in American Samoa. RSO at the time left island late December 2019. Typically, we have a hand over period in person however I was in NZL unable to enter American Samoa until March 08 2020. COVID Travel restriction did not allow the Head Office to audit the place regularly. During this period, we realized we need to be reassessed, and normal process is a trainer from NZL would carry out the RSO training on island.
- (2) the corrective steps that have been taken and the results achieved;
- Timani Samau carried out the online RSO test and completed this in March 2023.
- (3) the corrective steps that will be taken; and
1. Handover process detailing the change should be initiated with upgrade of RSO with HR recruitment process
 2. RSO audit checked every 6 months person has valid training and 2nd person is in charge and current.
 3. Regular annual HSE audit inspect the NRC requirements regularly during the annual audit.
- (4) the date when full compliance was or will be achieved.
- Completed

Yours sincerely,

MCCONNELL DOWELL (AMERICAN SAMOA) LIMITED

A handwritten signature in black ink, appearing to read 'Timani Samau', enclosed within a large, hand-drawn oval.

Timani Samau

Branch Manager

McConnell Dowell (American Samoa) Ltd

Tafuna Industrial Park, Pago Pago 96799, American Samoa

T +1 (684) 699 2239 | M +1 (684) 272 4832 | Timani.Samau@mcdgroup.com

ATTACHED:

NRC INSPECTION REPORT 030-38318/2022-001.