



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

February 5, 2024

EA-23-145

Ed Manuel, President
Quality Inspection & Testing, Inc.
5328 Highway 190
Eunice, LA 70535

SUBJECT: QUALITY INSPECTION & TESTING, INC. - NRC INSPECTION
REPORT 030-39114/2023-001

Dear Ed Manuel:

This letter refers to the unannounced, routine inspection, conducted from June 27, 2023, through January 24, 2024, of licensed activities performed at temporary job sites located in U.S. Nuclear Regulatory Commission (NRC) jurisdiction. The inspection examined activities conducted under your license as they relate to safety and compliance with the NRC rules and regulations, and with the conditions of your license. Within these areas, the inspection consisted of an examination of selected procedures, representative records, and interviews with personnel. The enclosed report presents the results of this inspection. A final exit meeting was conducted with you and your Radiation Safety Officer (RSO) on January 24, 2024.

Based on the results of this inspection, two apparent violations were identified and are being considered for escalated enforcement action in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's website at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The apparent violations involved the failure to: (1) amend your license prior to changing the office address listed on the license, and (2) amend your license to change the RSO after the previous RSO left your employment. The circumstances surrounding these apparent violations, the significance of the issues, and the need for lasting and effective corrective action were discussed with you and your RSO on January 24, 2024.

Before the NRC makes its enforcement decision, we are providing you an opportunity to: (1) respond in writing to the apparent violations addressed in the inspection report within 30 days of the date of this letter; or (2) request a predecisional enforcement conference (PEC). If a PEC is held, it will be open for public observation and the NRC may issue a press release to announce the time and date of the conference. If you decide to participate in a PEC, please contact Dr. Lizette Roldan-Otero at 817-200-1455 or Lizette.Roldan-Otero@nrc.gov within 10 days of the date of this letter. A PEC should be held within 30 days of the date of this letter.

If you choose to provide a written response, it should be clearly marked as a “Response to Apparent Violations in NRC Inspection Report 030-39114/2023-001; EA-2023-145” and should include for each apparent violation: (1) the reason for the apparent violation or, if contested, the basis for disputing the apparent violation; (2) the corrective steps that have been taken and the results achieved; (3) the corrective steps that will be taken; and (4) the date when full compliance will be achieved. Your response may reference or include previously docketed correspondence if the correspondence adequately addresses the required response.

Your written response, should you choose to provide one, should be emailed to R4Enforcement@nrc.gov within 30 days of the date of this letter, and hard copies may be sent to: U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001, and to the Director of Division of Radiological Safety & Security, Region IV, 1600 East Lamar Boulevard, Arlington, TX 76011. If an adequate response is not received within the time specified or an extension of time has not been granted by the NRC, the NRC will proceed with its enforcement decision or schedule a PEC.

If you choose to request a PEC, the conference will afford you the opportunity to provide your perspective on these matters and any other information that you believe the NRC should take into consideration before making an enforcement decision. The decision to hold a PEC does not mean that the NRC has determined that a violation has occurred or that enforcement action will be taken. This conference would be conducted to obtain information to assist the NRC in making an enforcement decision. The topics discussed during the conference may include information to determine whether a violation occurred, information to determine the significance of a violation, information related to the identification of a violation, and information related to any corrective actions taken or planned.

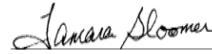
In presenting your corrective actions, you should be aware that the promptness and comprehensiveness of your actions will be considered in assessing any civil penalty for the apparent violations. The guidance in NRC Information Notice 96-28, “Suggested Guidance Relating to Development and Implementation of Corrective Action,” may be helpful in preparing your response (Agencywide Documents Access and Management System (ADAMS) Accession No. ML061240509).

In addition, please be advised that the number and characterization of the apparent violations described in the enclosed inspection report may change as a result of further NRC review. You will be advised by separate correspondence of the results of our deliberations on this matter.

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, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room or in the NRC’s ADAMS, accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. 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 you have any questions concerning this matter, please contact Dr. Lizette Roldán-Otero of my staff at 817-200-1455.

Sincerely,



Signed by Bloomer, Tamara
on 02/05/24

Tamara E. Bloomer, Director
Division of Radiological Safety & Security

Docket No. 030-39114
License No. 17-35492-01

Enclosure:
Inspection Report 030-39114/2023-001

cc w/Enclosure:

Jerry Lang, Administrator
Emergency & Radiological Services Division
602 N. 5th Street Baton Rouge, LA 70802
Jerry.Lang@la.gov

QUALITY INSPECTION & TESTING, INC. - NRC INSPECTION REPORT 030-39114/2023-001
 – DATED FEBRUARY 5, 2024

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ADAMS ACCESSION NUMBER: ML24017A138

SUNSI Review: ADAMS: Non-Publicly Available Non-Sensitive Keyword:
 By: MHK Yes No Publicly Available Sensitive NRC-002

OFFICE	HP:MIB	SES/ACES	C:MIB	TL:ACES	RC
NAME	LWardrobe	JKramer	LRoldan-Otero	JGroom	DCylkowski
SIGNATURE	/RA/ E	/RA/ E	/RA/ E	/RA/ E	/RA/ E
DATE	01/18/24	01/17/24	01/19/24	01/18/24	01/18/24
OFFICE	OE	NMSS	OGC	D: DRSS	
NAME	LSreenivas	MBurgess	MSimon	TBloomer	
SIGNATURE	/RA/ E	/RA/ E	/NLO/ E	/RA/	
DATE	01/25/24	01/29/24	01/31/24	2/5/2024	

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**U.S. NUCLEAR REGULATORY COMMISSION
REGION IV**

Docket No.: 030-39114

License No.: 17-35492-01

Inspection Report No.: 030-39114/2023-001

EA No.: EA-2023-145

Licensee: Quality Inspection & Testing, Inc.

Location Inspected: 5328 Highway 190
Eunice, LA 70535

Inspection Dates: June 27, 2023, through January 24, 2024.

Exit Meeting Date: January 24, 2024

Inspectors: Leonardo Wardrobe
Health Physicist
Materials Inspection Branch

Approved by: Lizette Roldán-Otero, PhD
Chief, Materials Inspection Branch
Division of Radiological Safety & Security

Attachment: Supplemental Inspection Information

Enclosure

EXECUTIVE SUMMARY

Quality Inspection & Testing, Inc. NRC Inspection Report 030-39114/2023-001

On June 27, 2023, the U.S. Nuclear Regulatory Commission (NRC) commenced a routine, unannounced inspection of Quality Inspection & Testing, Inc., a company that was authorized to perform industrial radiography using byproduct material in NRC jurisdiction. The inspector continued the inspection through January 24, 2024, and examined activities conducted, in NRC jurisdiction, under the license through review of procedures and records, and via interviews with licensee personnel.

Program Overview

Quality Inspection & Testing, Inc. was authorized under NRC Materials License 17-35492-01 for performing industrial radiographic operations using byproduct material in licensee's facilities located at temporary job sites in NRC jurisdiction. The licensee's main office is located out of Eunice, LA.

Inspection Findings

As a result of this inspection, two apparent violations associated with conditions listed on the license were identified concerning the failure to amend the NRC license: (1) prior to moving office location, and (2) after the Radiation Safety Officer (RSO) named on the license was no longer associated with the company.

Corrective Actions

The licensee committed to having the prospective RSO re-take the radiographer exam, complete the RSO training course and amend their license to change their office location and RSO on their license.

REPORT DETAILS

1 **Program Overview (Inspection Procedure (IP) 87121, 87137)**

1.1. Program Scope

Quality Inspection & Testing, Inc. was authorized under NRC Materials License 17-35492-01 to possess and use byproduct material in industrial radiography exposure devices at temporary job sites where the NRC maintains jurisdiction, and in areas of exclusive federal jurisdiction within Agreement States. The licensee's main office is located out of Eunice, LA.

1.2 Inspection Scope

On June 27, 2023, the NRC began a routine, unannounced inspection of Quality Inspection & Testing, Inc. with continued review through January 24, 2024. The inspection scope examined licensed activities and compliance with the NRC's regulations and the conditions of the license. The inspection consisted of interviews with licensee personnel and examination of procedures and representative records.

2 **Background**

Quality Inspection & Testing is a non-destructive testing company based out of Eunice, LA. On June 27, 2023, the NRC performed an unannounced routine inspection at the licensee's facility at 5328 Highway 190, Eunice, LA. During the inspection, the inspector identified that the licensee had moved the office location and failed to amend the license prior to the office move. The inspector also identified that the Radiation Safety Officer (RSO) listed on the license (Amendment 3) was no longer employed by the licensee as of April 2023. The licensee had failed to amend the license to change the RSO as of June 27, 2023. The inspector also noted that the prospective RSO was not qualified to perform the duties of the RSO (failed to be a currently qualified industrial radiographer and failed to have RSO training) as of June 27, 2023.

3 **Observations and Findings (IP 87121)**

3.1 Observations

During the start of the inspection, the inspector arrived at the location listed on the license (Amendment 3). The inspector determined that the licensee was no longer located at that location. The inspector looked up the licensee using a search engine and called the licensee to determine the new location of the licensee. During the beginning of the inspection, the licensee informed the inspectors that the RSO named on the license was no longer employed by the licensee. During the course of the inspection, it was determined that there were two apparent violations.

3.2 Findings

Apparent Violation 1: License Condition 2 of NRC Materials License 17-35492-01.

License Condition 2 of NRC Materials License 17-35492-01, Amendment 3, states, in part, that the licensee office location is 2904A West Old Spanish Trail, New Iberia, LA 70560.

Contrary to the above, from March to November 30, 2023, the licensee failed to maintain the office location at 2904A West Old Spanish Trail, New Iberia, LA 70560. Specifically, the licensee moved the office location to 5328 Highway 190, Eunice, LA 70535 in March 2023 and failed to amend the license prior to moving the office location.

The failure to amend the license prior to moving was identified as an apparent violation of License Condition 2 of NRC Materials License 17-35492-01. (030-39114/2023-001-01)

Apparent Violation 2: License Condition 12 of NRC Materials License 17-35492-01.

License Condition 12 of NRC Materials License 17-35492-01, Amendment 3, identified a named individual as the RSO.

Contrary to the above, from April to November 30, 2023, the licensee failed to have that named individual as the RSO. Specifically, the RSO listed on the license terminated their employment in April 2023, and the licensee failed to amend the license to replace the RSO.

The failure to replace the RSO listed on the license with a qualified RSO was identified as an apparent violation of License Condition 12 of NRC Materials License 17-35492-01. (030-39114/2023-001-02)

4 **Corrective Actions**

As immediate corrective actions, the licensee committed to having its proposed RSO complete the RSO training and re-take the radiographer exam. In addition, the licensee committed to submit an amendment request to change its office location address and name a new RSO.

For the long-term corrective actions, the proposed RSO completed RSO training on July 10, 2023. On July 31, 2023, the proposed RSO completed the examination from the State of Louisiana and received a new radiography card with an expiration date of July 31, 2028. The licensee submitted an amendment request to change the office location and update the RSO in a letter dated August 15, 2023. The NRC issued an amended license on November 30, 2023, with the new address and new named RSO.

5 **Exit Meeting Summary**

On January 24, 2024, a telephonic exit meeting was conducted with the President and the RSO of Quality Inspection and Testing, Inc. The licensee acknowledged the apparent violations and did not dispute the details presented during the exit meeting.

Supplemental Inspection Information

PARTIAL LIST OF PERSONS CONTACTED

Taylor Johnson, RSO
Ed Manuel, President

INSPECTION PROCEDURES USED

IP 87121 – Industrial Radiography Programs
IP 87137 – Materials Security Program

ITEMS OPENED, CLOSED, AND DISCUSSED

Opened

030-39114/2023-001-01	AV	Failure to amend the license to change the office location in accordance with License Condition 2.
030-39114/2023-001-02	AV	Failure to amend the license to change the RSO in accordance with License Condition 12.

Closed

None

Discussed

None

LIST OF ACRONYMS USED

10 CFR	Title 10 of the <i>Code of Federal Regulations</i>
ADAMS	Agencywide Documents Access and Management System
AV	Apparent Violation
IP	Inspection Procedure
LC	License Condition
NRC	U.S. Nuclear Regulatory Commission
PEC	Predecisional Enforcement Conference
RSO	Radiation Safety Officer