



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

January 11, 2024

John McVey, Radiation Safety Officer
Precision NDT, LLC
7840 Hwy 16
Beggs, OK 74421

SUBJECT: REVISED NRC INSPECTION REPORT 030-39294/2023-001 AND NOTICE OF VIOLATION

Dear John McVey:

This letter refers to the announced initial inspection started on April 24, 2023, at your facility in Beggs, Oklahoma with continued in-office review through September 28, 2023. The inspection was conducted to examine activities conducted under your license as they relate to public health and safety and to confirm compliance with the U.S. Nuclear Regulatory Commission (NRC) rules and regulations and with the conditions of your license. Within these areas, the inspection consisted of an examination of selected procedures and representative records, observation of licensed activities, independent radiation measurements, and interviews with personnel. A final exit meeting was held via videoconference with you on September 28, 2023.

Based on the results of this inspection, the NRC has determined that two Severity Level IV violations of NRC requirements occurred. The violations were evaluated in accordance with the NRC Enforcement Policy which can be found on the NRC's Web site at <https://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violations involved the failures to: (1) maintain records of doses received by all individuals for whom monitoring was required; and (2) meet certain requirements in 10 CFR Part 37 which are described in Enclosure 2 of this letter. The violations are being cited in the enclosed Notices of Violation (Notice) in Enclosures 1 and 2 because they were identified by the NRC during the inspection.

The U.S. Nuclear Regulatory Commission has rescinded a violation that was issued in this letter on October 18, 2023 (ADAMS Accession Number [ML23293A260](#)). The NRC's rescission was a result of an internal agency review of our previous enforcement action. Subsequently, the violation involving the change of ownership has been rescinded. The details associated with the rescission was provided to you in an NRC letter dated January 9, 2024 (ADAMS Accession Number [ML23362A137](#)).

The NRC has concluded that information regarding: (1) the reason for the violation(s); (2) the corrective actions that have been taken and the results achieved; and (3) the date when full compliance will be (was) achieved is already adequately addressed on the docket in your non-public email dated November 21, 2023.

Enclosure 2 contains Sensitive Unclassified Non-Safeguards Information (SUNSI). When separated from Enclosure 2, this letter and Enclosure 1 are decontrolled.

J. McVey

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Therefore, you are not required to respond to this letter unless the description herein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice and Procedure," a copy of this cover letter and Enclosure 1 will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's ADAMS, accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. However, Enclosure 2 to this letter (Notice) contains Security-Related Information withheld under 10 CFR 2.390(d)(1) and its disclosure to unauthorized individuals could present a security vulnerability. Therefore, the material in this enclosure will not be made available electronically for public inspection.

Should you have any questions regarding this letter or the enclosed Notices, please contact James L. Thompson of my staff at (817) 200-1538 or by email at James.Thompson@nrc.gov.

Sincerely,



Signed by Roldan-Otero, Lizette
on 01/11/24

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

Docket No. 030-39294
License No. 30-35659-01

Enclosures:

1. Notice of Violation (Notice) [publicly available]
2. Security-Related Notice of Violation (Notice) [non-publicly available]

cc w/Enclosures.:
Keisha Cornelius, Environmental Programs Manager
Radiation Management Section
P.O. Box 1677
Oklahoma City, OK 73101-1677

J. McVey

REVISED NRC INSPECTION REPORT 030-39294/2023-001 AND NOTICE OF VIOLATION – DATED JANUARY 11, 2024

DISTRIBUTION:

JMonninger, RA
JLara, DRA
TBloomer, D/DRSS
NO'Keefe, DRSS
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RErickson, DRSS
JCook, DRSS

Cvr Ltr and Enclosure 1 (PUBLIC): ADAMS ACCESSION NUMBER: **ML24017A163**
SUNSI Review: JLT ADAMS: Non-Publicly Available **Non-Sensitive**
 Yes No **Publicly Available** Sensitive

Keyword:
NRC-002

Entire Ltr & Enclosures (NON-PUBLIC): ADAMS ACCESSION NUMBER: **ML24010A128**
SUNSI Review: JLT ADAMS: **Non-Publicly Available** Non-Sensitive
 Yes No Publicly Available **Sensitive**

Keyword:
MD 3.4,A.3

OFFICE	HP:MIB	SHP:MIB	TL:ACES	RC	C:MIB	
NAME	MKawasmi	JThompson	JGroom	DCylkowski	LRoldanOtero	
SIGNATURE	/RA/	/RA/	/RA/	/RA/	/RA/	
DATE	01/09/2024	01/09/2024	01/11/2024	01/11/24	01/11/24	

OFFICIAL RECORD COPY

NOTICE OF VIOLATION

Precision NDT, LLC
Beggs, OK

Docket No. 030-39294
License No. 30-35659-01

During an NRC inspection that was conducted from April 24, 2023, through September 28, 2023, one violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 20.2106(a) requires, in part, that each licensee shall maintain records of doses received by all individuals for whom monitoring was required.

10 CFR 20.2106(c) requires, in part, that the licensee shall maintain the records specified in paragraph (a) of this section on NRC Form 5, in accordance with the instructions for NRC Form 5, or in clear and legible records containing all the information required by NRC Form 5.

Contrary to the above, the licensee failed to maintain records of doses received by all individuals whom monitoring was required and failed to maintain these records on an NRC Form 5, in accordance with the instructions for NRC Form 5, or in clear and legible records containing all the information required by NRC Form 5. Specifically, between May 2022 – July 2022, the licensee did not maintain records of doses received by two individuals whom monitoring was required and failed to maintain records for the calendar year of 2022 on an NRC Form 5 or equivalent for all individuals who worked in NRC jurisdiction.

This is a Severity Level IV violation. (Enforcement Policy Section 6.3.d.3)

The NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence, and the date when full compliance will be (was) achieved, is already adequately addressed on the docket in your email dated November 21, 2023. However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation, NRC Inspection Report 030-39294/2023-001," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001 with a copy to the Regional Administrator, Region IV within 30 days of the date of the letter transmitting this Notice of Violation (Notice).

If you choose to respond, your response will be made available electronically for public inspection in the NRC Public Document Room or in the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. Therefore, to the extent possible, the response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

If you contest this enforcement action, you should also provide a copy of your response, with the basis for your denial, to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001.

Enclosure 1

In accordance with 10 CFR 19.11, you may be required to post this Notice within 2 working days of receipt.

Dated this 11th day of January 2024