



**UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-8064**

January 30, 2002

CAL No. 4-02-001

Paul M. LoRocco
President/CEO
TruGlo, Inc.
13745 Neutron Road
Dallas, Texas 75244

SUBJECT: CONFIRMATORY ACTION LETTER

Dear Mr. LoRocco:

Pursuant to a telephone conversation between Lorraine Hellinghausen of your organization and Dwight Chamberlain of this office on January 25, 2002, it is our understanding that you have taken or will take the following actions:

Immediately cease distribution of TruGlo Model TG20 Tritium Fiber Optic Sight Pins, and any and all completed bow sight sets which incorporate the TruGlo Model TG20 Tritium Fiber Optic Sight Pins into their design, until these products have an approved sealed source and device registry issued by the NRC and have been authorized for distribution under an NRC Exempt Distribution License.

Pursuant to Section 182 of the Atomic Energy Act, 42 U.S.C. 2232, you are required to:

- 1) Notify me immediately if your understanding differs from that set forth above;
- 2) Notify me if for any reason you cannot complete the actions within the specified schedule and advise me in writing of your modified schedule in advance of the change; and
- 3) Notify me in writing when you have completed the actions addressed in this Confirmatory Action Letter.

Issuance of this Confirmatory Action Letter does not preclude issuance of an order formalizing the above commitments or requiring other actions, nor does it preclude the NRC from taking enforcement action for violations of NRC requirements that may have prompted the issuance of this letter. In addition, failure to take the actions addressed in this Confirmatory Action Letter may result in enforcement action.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter and your response will be made available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). To the extent possible, your response should not include any

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personal privacy, proprietary, or safeguards information so that it can be made available to the public without redaction. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/ADAMS.html> (the Public Electronic Reading Room). If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request withholding of such material, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim of withholding (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.790(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Sincerely,

/TPGwynn for/

Ellis W. Merschoff
Regional Administrator

cc:

Lorraine Hellinghausen
Director of Sales and Marketing
TruGlo, Inc.
13745 Neutron Road
Dallas, Texas 75244

Texas Radiation Control Program Director

bcc:

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