



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION II
245 PEACHTREE CENTER AVENUE NE, SUITE 1200
ATLANTA, GEORGIA 30303-1257

September 20, 2011

Mr Joseph G. Henry
President
Nuclear Fuels Services, Inc
P.O. Box 337, MS 123
Erwin, TN 37650

**SUBJECT: NUCLEAR FUEL SERVICES: VIOLATION OF OPERATOR PROCEDURES
AND FITNESS-FOR-DUTY REQUIREMENTS BY AN OPERATOR AND
MANAGEMENT, OFFICE OF INVESTIGATIONS CASE NUMBER 2-2011-05**

Dear: Mr. Henry:

Enclosed for your information is the synopsis of the Nuclear Regulatory Commission (NRC) Office of Investigations' (OI) completed report regarding management willfully violating procedures and fitness-for-duty (FFD) requirements.

OI determined that there was insufficient evidence to substantiate the allegation that NFS personnel (an operator, supervision, and management) deliberately violated operations procedures and/or violated FFD requirements. We plan no further action with regard to this matter.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be 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). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

Should you have any questions concerning this letter, please contact us.

Sincerely,

/RA/

Steven J. Vias, Chief
Fuel Facility Inspection Branch 1
Division of Fuel Facility Inspection

Docket No. 70-143
License No. SNM-124

Enclosure:
Investigative Synopsis, OI Case No. 2-2011-005

September 20, 2011

Mr. Joseph G. Henry
President
Nuclear Fuels Services, Inc
P.O. Box 337, MS 123
Erwin, TN 37650

SUBJECT: NUCLEAR FUEL SERVICES: VIOLATION OF OPERATOR PROCEDURES AND
FITNESS-FOR-DUTY REQUIREMENTS BY AN OPERATOR AND MANAGEMENT,
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OFFICE	RII: DFFI	RII: EICS				
SIGNATURE	/RA by SJV for/	via email				
NAME	JPelchat	ODeMiranda				
DATE	9/20/2011	9/20/2011	9/ /2011	9/ /2011	9/ /2011	9/ /2011
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REPORTS\NFS\2011\NFS OI SYNOPSIS RELEASE TO LIC.DOCX

Letter to Mr. Joseph Henry from Steven J. Vias dated September 20, 2011

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AND FITNESS-FOR-DUTY REQUIREMENTS BY AN OPERATOR AND
MANAGEMENT, OFFICE OF INVESTIGATIONS CASE NUMBER 2-2011-05

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S. Vias, RII

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SYNOPSIS

This investigation was initiated by the U. S. Nuclear Regulatory Commission (NRC), Office of Investigations (OI), Region II (RII), On October 22, 2010, to determine whether a former Uranium Oxide Operator, BLEU Preparation Facility (BPF), Nuclear Fuel Services (NFS), and management willfully violated operations procedures and fitness-for-duty (FFD) requirements.

Based on the documentation and testimony developed during this investigation, OI did not substantiate that NFS person (an operator, supervision, and Management) deliberately violated operations procedures and/or violated FFD requirements.

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FIELD OFFICE DIRECTOR, OFFICE OF INVESTIGATIONS, REGION II~~

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