



BWR | Right in the Center

July 17th, 2012

Attn: Document Control Desk
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Reply to a Notice of Violation Docket No. 030-14038
License No. 24-18683-01

This letter is in response to a Notice of Violation letter, dated June 21st, 2012; regarding the Severity Level IV violation the inspector identified during a recent U.S. Nuclear Regulatory Commission (NRC) inspection conducted on February 13, 2012 at the offices of H.W. Lochner in Kansas City, MO. The Notice of Violation stated, "...on November 12, 2010 the licensee failed to obtain the NRC's consent in writing prior to a transfer of control of the license. Specifically, on November 12, 2010, the licensee underwent a merger with H.W. Lochner, Incorporated without first obtaining the NRC's written consent of the transfer." We understand that written consent is required by our license prior to transferring control of said license. As a follow up, via separate correspondence, to the NRC inspection Bucher, Willis & Ratliff Corporation (BWR) has requested termination of License No. 24-18683-01. In addition, an amendment to H.W. Lochner, Incorporated's license has been submitted to the NRC which incorporates the radioactive materials previously controlled by BWR into the H.W. Lochner, Incorporated materials license. Furthermore, H.W. Lochner's Board of Directors has been made aware that written consent of the NRC is necessary before a transfer of control of the license can take place.

Specifically Title 10 of the Code of Federal Regulations (10 CFR) Part 30.34 (b) Part 30.34 (b) states:

No license issued or granted pursuant to the regulations in this Part and Parts 31 through 36, and 39 nor any right under a license shall be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Atomic Energy Act (the Act) and shall give its consent in writing.

If you have any questions or comments, please do not hesitate to contact us.

Sincerely,

Bucher, Willis & Ratliff Corporation

Chris Flageolle, PE
Radiation Safety Officer

cc: Regional Administrator, Region III, 2443 Warrenville Road, Suite 210, Lisle IL, 60532-43525;
H.W. Lochner, Incorporated Board of Directors

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