

March 12, 2014

IA-13-038

Mr. Joseph S. Shepherd
[HOME ADDRESS DELETED
UNDER 10 CFR 2.390(a)]

SUBJECT: RELAXATION OF ORDER

Dear Mr. Shepherd:

In an e-mail dated March 11, 2014, you requested that the Nuclear Regulatory Commission (NRC) relax one of the conditions specified in the Order Conditioning Involvement in NRC-Licensed Activities (Order) issued to you on December 20, 2013. Specifically, you requested that the NRC relax Condition 1 of the Order, which requires you to notify the NRC no later than 5 business days prior to conducting licensed activities in NRC jurisdictions, so you could perform work at Pontifical Catholic University of Puerto Rico in Ponce, Puerto Rico. You indicated that the work will be conducted on Friday, March 14, 2014.

The Order specifies that the Director, Office of Enforcement, may relax any of the conditions of the Order upon a showing by you of good cause. You provided notification to the NRC on February 24, 2014 of your planned work at Pontifical Catholic University. This work, the decommissioning of an irradiator, and source removal, was initially scheduled for February 28, 2014 but was subsequently rescheduled to March 14, 2014. My staff has reviewed your request, and verified that the requested work is required to be performed as soon as practicable to promote public health and welfare. Therefore, I hereby grant approval to relax Condition 1 of the Order due to the showing of good cause.

The remaining conditions of the Order remain in effect, including the requirement that you notify customers, including Pontifical Catholic University in this instance, that the NRC has issued an Order to you and the requirement to make available to the customer a copy of the Order. Furthermore, this is a one time relaxation and should not be considered a permanent change to the Order issued to you on December 20, 2013. You must continue to notify the NRC no later than 5 business days prior to conducting any other licensed activities in NRC jurisdictions. If you notify the NRC of expected work dates but those dates change, you must notify the NRC of the new dates at least 5 business days before beginning work.

You are not required to respond to this letter; however, if you choose to provide one, your response should not, to the extent possible, include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction. In accordance with 10 *Code of Federal Regulations* 2.390 of the NRC's "Rules of Practice," a

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copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA/

Roy P. Zimmerman, Director
Office of Enforcement

cc: State of California

J. Shepherd

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copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

/RA/

Roy P. Zimmerman, Director
Office of Enforcement

cc: State of California

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