



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 E. LAMAR BLVD
ARLINGTON TX 76011-4511

June 28, 2016

Mr. Stephen Ayers
Radiation Safety Officer
CMG Engineering, Inc.
P. O. Box 5159
Kalispell, MT 59903

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-36909/2016-001 AND
NOTICE OF VIOLATION

Dear Mr. Ayers:

On May 23, 2016, the U.S. Nuclear Regulatory Commission (NRC) cited CMG Engineering, Inc., for four violations involving the failure to: (1) periodically (at least annually) review the radiation protection program content and implementation; (2) ensure that each portable nuclear gauge have a lock or outer locked container designed to prevent unauthorized or accidental removal of the sealed source from its shielded position; (3) ensure that the packaging used to transport Class 7 (radioactive) materials is examined to be in unimpaired physical condition before each shipment; and (4) ensure that authorized users have successfully completed one of the training courses described in NUREG-1556, Vol. 1., Rev. 1, dated November 2001. Inspection Report 030-36909/2016-001 with enclosed Notice of Violation (ML16139A342), required you to respond in writing within 30 days. You responded by letter received on June 16, 2016 (ML16174A287).

After reviewing the information you provided in your response to the Notice of Violation, we have concluded that your completed and proposed actions appear to adequately address the regulatory noncompliance described in the Notice of Violation. We will review your implementation of these corrective actions during a future inspection to determine whether full compliance has been restored and whether compliance will be maintained.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from 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>.

Sincerely,

/RA/

Ray L. Kellar, P.E., Chief
Nuclear Materials Safety Branch A
Division of Nuclear Materials Safety

Docket: 030-36909
License: 25-27807-01

cc: State of Montana Radiation Control Program Director

SUBJECT: RESPONSE TO NRC INSPECTION REPORT 030-36909/2016-001 AND
NOTICE OF VIOLATION

Dear Mr. Ayers:

On May 23, 2016, the U.S. Nuclear Regulatory Commission (NRC) cited CMG Engineering, Inc., for four violations involving the failure to: (1) periodically (at least annually) review the radiation protection program content and implementation; (2) ensure that each portable nuclear gauge have a lock or outer locked container designed to prevent unauthorized or accidental removal of the sealed source from its shielded position; (3) ensure that the packaging used to transport Class 7 (radioactive) materials is examined to be in unimpaired physical condition before each shipment; and (4) ensure that authorized users have successfully completed one of the training courses described in NUREG-1556, Vol. 1., Rev. 1, dated November 2001. Inspection Report 030-36909/2016-001 with enclosed Notice of Violation (ML16139A342), required you to respond in writing within 30 days. You responded by letter received on June 16, 2016 (ML16174A287).

After reviewing the information you provided in your response to the Notice of Violation, we have concluded that your completed and proposed actions appear to adequately address the regulatory noncompliance described in the Notice of Violation. We will review your implementation of these corrective actions during a future inspection to determine whether full compliance has been restored and whether compliance will be maintained.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter will be made available electronically for public inspection in the NRC Public Document Room or from 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>.

Sincerely,

/RA/

Ray L. Kellar, P.E., Chief
Nuclear Materials Safety Branch A
Division of Nuclear Materials Safety

Docket: 030-36909
License: 25-27807-01

cc: State of Montana Radiation Control Program Director

DISTRIBUTION:

M. Shaffer, D:DNMS
L. Howell, DD:DNMS

R4DNMS_MS-A
R4DNMS_MS-B

ADAMS ACCESSION NUMBER: ML16180A239

X SUNSI Review By: JFK		ADAMS X Yes <input type="checkbox"/> No	X Publicly Available <input type="checkbox"/> Non-Publicly Available		X Non-Sensitive <input type="checkbox"/> Sensitive	Keyword: N/A	
OFFICE	RIV:DNMS	C:NMSB-A					
NAME	JFKatanic	RLKellar					
SIGNATURE	/RA/	/RA/					
DATE	06/28/16	0628/16					

OFFICIAL RECORD COPY