



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**

REGION III
2443 WARRENVILLE RD. SUITE 210
LISLE, IL 60532-4352
August 17, 2018

EA-18-054

Mr. John W. Anderson
General Manager
Quad City Testing Laboratory, Inc.
21112 Scott Park Road
Davenport, IA 52807-9330

SUBJECT: NOTICE OF VIOLATION; NRC RECIPROCITY INSPECTION REPORT NO.
15000012/2018001(DNMS) – QUAD CITY TESTING LABORATORY, INC.

Dear Mr. Anderson:

This letter refers to the U.S. Nuclear Regulatory Commission (NRC) inspection conducted on April 9, 2018, at your temporary job site at the Edward Hines Jr. Veterans Administration Hospital in Hines, Illinois, with continued in-office review through June 12, 2018. The purpose of the inspection was to review activities performed under your NRC general license, granted under Title 10 of the *Code of Federal Regulations* (CFR) 150.20, to ensure that activities were being performed in accordance with NRC requirements. During the inspection, an apparent violation of NRC requirements was identified. The significance of the circumstances surrounding the apparent violation and the need for lasting and effective corrective actions were discussed with Mr. Stephen L Fay, of your staff, during the exit meeting on June 12, 2018. Details of the apparent violation were provided in NRC Inspection Report No. 15000012/2018001(DNMS) (Non-Public), dated July 2, 2018.

In the letter transmitting the inspection report, we provided you with the opportunity to address the apparent violation identified in the report by either attending a predecisional enforcement conference or by providing a written response before we made our final enforcement decision. In a letter dated July 25, 2018, you provided a response to the apparent violation.

Based on the information developed during the inspection and the information that you provided in your response to the inspection report dated July 25, 2018, the NRC has determined that a violation of NRC requirements occurred. The violation is cited in the enclosed Notice of Violation (Notice) (Enclosure 1) (Non-Public) and the circumstances surrounding it are described in detail in the subject inspection report. The violation is of concern to the NRC for the reasons stated in the Final Determination of Significance (Enclosure 2) (Non-Public). Therefore, this violation has been categorized in accordance with the NRC Enforcement Policy

Enclosure 1 and 2 contain Sensitive
Unclassified Non-Safeguards Information.
When separated from Enclosures 1 and 2,
this transmittal document is decontrolled.

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at Severity Level III. In accordance with the NRC Enforcement Policy, a base civil penalty in the amount of \$14,500 is considered for a Severity Level III violation.

Because your facility has not been the subject of escalated enforcement actions within the last two years, the NRC considered whether credit was warranted for *Corrective Action* in accordance with the civil penalty assessment process in Section 2.3.4 of the Enforcement Policy. In NRC Inspection Report No. 15000012/2018001(DNMS), the NRC described its understanding of the corrective actions to correct the violation. In your response, dated July 25, 2018, you described the corrective actions taken to correct the violation. These corrective actions are also documented in Enclosure 2. Based on these corrective actions, the NRC has determined that *Corrective Action* credit is warranted.

Therefore, to encourage prompt and comprehensive correction of violations, and in recognition of the absence of previous escalated enforcement action, I have been authorized, after consultation with the Director, Office of Enforcement, not to propose a civil penalty in this case. However, significant violations in the future could result in a civil penalty. In addition, issuance of this Severity Level III violation constitutes escalated enforcement action that may subject you to increased inspection effort. The NRC also includes significant enforcement actions on its Web site at (<http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions/>).

The NRC has concluded that information regarding: (1) the reason for the violation; (2) the corrective actions that have been taken and the results achieved; and (3) the date when full compliance was achieved is already adequately addressed on the docket in NRC Inspection Report No. 15000012/2018001(DNMS), and your July 25, 2018, letter. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice. Additionally, if you choose to respond, please mark your entire response "Security-Related Information – Withhold Under 10 CFR 2.390." In accordance with 10 CFR 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for any response to this letter. However, to the extent possible, your response, if any, should not include any personal privacy, proprietary, or safeguards information.

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

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Security-Related Information contained in Enclosures 1 and 2, and in accordance with 10 CFR 2.390, copies of Enclosures 1 and 2 will not be available for public inspection.

Sincerely,

/RA by Darrell J. Roberts acting for/

K. Steven West
Regional Administrator

Docket No. 150-00012
License No. IL-01089-01

Enclosure:

1. Notice of Violation (Non-Public)
2. Final Determination of
Significance (Non-Public)

Copy (w/encls): Mr. Stephen Fay, Mgr/RSO

Copy (w/o encls): State of IL

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Letter to J. Anderson from K. Steven West dated August 17, 2018

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DATE	8/10/18	8/10/18	8/10/18	8/16/18	8/16/18	8/17/18

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¹ OE Concurrence per email from L. Sreenivas dated August 16, 2018.