



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

April 30, 2020

David Dillman, Principal
Radiation Safety Officer
Horrocks Engineers, Inc.
2162 W Grove Pkwy, Ste 400
Pleasant Grove, UT 84062

SUBJECT: LICENSE AMENDMENT

Please find enclosed Amendment No. 05 to NRC License No. 43-35140-01 removing a location of storage and use and adding a new location of storage and use under License Condition No. 10. In your letter, dated March 19, 2020, you informed the U.S. Nuclear Regulatory Commission (NRC) of your request to release for unrestricted use the location listed in the License Condition 10.B in Amendment No. 04 of your license. The supporting documentation indicated that there was no leakage of radioactive material from the sealed sources stored at this location. Based on this information, the staff concluded that all licensable material has been removed from this facility. Your facility located at the address listed in License Condition 10.B. of Amendment 04 of your license, is suitable for unrestricted use in accordance with 10 CFR 20.1402, "Radiological Criteria for Unrestricted Use."

In your letter, dated March 19, 2020, you also informed the NRC of your request to add a location of storage and use. The supporting documentation included a facility diagram, survey of the location and a public dose assessment. The staff concluded that the location listed in your letter is an acceptable location of storage and use.

An environmental assessment for this licensing action is not required since this action is categorically excluded under 10 CFR 51.22(c)(14)(viii). You should review this license carefully and be sure that you understand all conditions. You can contact me at 817-200-1546 if you have any questions about this license.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement is not a regulation, it sets forth the agency's expectations for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

NRC expects licensees to conduct their programs with meticulous attention to detail and a high standard of compliance. Because of the serious consequences to employees and the public that can result from failure to comply with NRC requirements, you must conduct your radiation safety program according to the conditions of your NRC license, representations made in your license application, and NRC regulations. In particular, note that you must:

1. Operate by NRC regulations 10 CFR Part 19, "Notices, Instructions and Reports to Workers: Inspection and Investigations," 10 CFR Part 20, "Standards for Protection Against Radiation," and other applicable regulations.
2. Notify NRC in writing of any change in mailing address.
3. By 10 CFR 30.36(d) and/or license condition, notify NRC, promptly, in writing, and request termination of the license:
 - a. When you decide to terminate all activities involving materials authorized under the license whether at the entire site or any separate building or outdoor area;
 - b. If you decide not to acquire or possess and use authorized material; or
 - c. When no principal activities under the license have been conducted for a period of 24 months.
4. Request and obtain a license amendment before you:
 - a. Change Radiation Safety Officers;
 - b. Order byproduct material in excess of the amount, radionuclide or form authorized on the license;
 - c. Add or change the areas or address(es) of use identified in the license application or on the license; or
 - d. Change the name or ownership of your organization.
5. Submit a complete renewal application or termination request at least 30 days before the expiration date on your license. You will receive a reminder notice approximately 90 days before the expiration date. Possession of radioactive material after your license expires is a violation of NRC regulations.

In addition, please note that NRC Form 313 requires the applicant, by signature, to verify that the applicant understands that all statements contained in the application are true and correct to the best of the applicant's knowledge. The signatory for the application should be the licensee or certifying official rather than a consultant. Since the NRC also accepts a letter requesting amendment of an NRC license, the signatory for such a request should also be the licensee or certifying official rather than a consultant.

NRC will periodically inspect your radiation safety program. Failure to conduct your program according to NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC may result in enforcement action against you. This could include issuance of a notice of violation; imposition of a civil penalty; or an order suspending, modifying, or revoking your license as specified in the NRC Enforcement Policy. The NRC Enforcement Policy is available on the following internet address:
www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its

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enclosure will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at www.nrc.gov/reading-rm/adams.html.

Thank you for your cooperation.

Sincerely,

/RA/

Casey Alldredge, Health Physicist
Materials Licensing and Decommissioning Branch

Docket: 030-38731
License: 43-35140-01
Control: 618396

Enclosure: As stated