



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

February 18, 1997

IA 97-012

Mr. James Mulkey
[HOME ADDRESS DELETED
UNDER 10 CFR 2.790]

SUBJECT: ORDER PROHIBITING INVOLVEMENT IN NRC-LICENSED ACTIVITIES
(EFFECTIVE IMMEDIATELY)

Dear Mr. Mulkey:

The enclosed Order, effective immediately, is being issued to you as a result of the findings of an NRC inspection conducted on December 2-3, 1993, and an investigation by the NRC Office of Investigations (OI), initiated in 1993 which found that you engaged in deliberate misconduct with respect to NRC-licensed activities while you were Vice President and Radiation Safety Officer of Power Inspection, Inc. (PI).

The Order prohibits you for five years from any involvement in NRC-licensed activities, and afterwards, requires that you notify the NRC the first time that you engage in NRC-licensed activities. Further, the Order requires you to provide a written answer within 20 days.

Pursuant to Section 223 of the Atomic Energy Act of 1954, as amended, any person who willfully violates, attempts to violate, or conspires to violate, any provision of this Order shall be subject to criminal prosecution as set forth in that section. Violation of this order may also subject the person to a civil monetary penalty.

In addition, the NRC is issuing a \$40,000 civil penalty to PI (see Enclosure 2) on this date based, in part, on your actions.

Questions concerning this Order should be addressed to Mr. James Lieberman, Director, Office of Enforcement, who can be reached at (301) 415-2741.

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Mr. James Mulkey

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In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosures, and your response will be placed in the NRC Public Document Room.

Sincerely,



Edward L. Jordan
Deputy Executive Director for
Regulatory Effectiveness, Program Oversight,
Investigations and Enforcement

Enclosures:

1. Order Prohibiting Involvement in NRC-Licensed Activities
(Effective Immediately)
2. Notice of Violation and Proposed Imposition of Civil Penalties

cc w/encls:

Commonwealth of Pennsylvania
State of Florida