

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: ERP Environmental Fund, Inc. (ERP) P.O. Box 305 Madison, WV 25130-0305 REPORT NUMBER(S) 2021001		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region I, 2100 Renaissance Blvd, Suite 100 King of Prussia, Pennsylvania 19406-2713	
3. DOCKET NUMBER(S) 030-20185	4. LICENSE NUMBER(S) 47-23023-01	5. DATE(S) OF INSPECTION March 4, 2021, & April 9, 2021	

LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

- ☐ 1. Based on the inspection findings, no violations were identified.
- ☐ 2. Previous violation(s) closed.
- ☐ 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, to exercise discretion, were satisfied.

Non-cited violation(s) were discussed involving the following requirement(s) and corrective action(s):

- ☒ 4. During this inspection, certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited in accordance with the NRC Enforcement Policy. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11. (Violations and Corrective Actions)

Amendment 23, Condition 12, License 47-23023-01, lists Dennis K. Wellman as the Radiation Safety Officer.

Contrary to this condition, from March 18, 2020, - March 4, 2021, Dennis K. Wellman was not acting as the Radiation Safety Officer for NRC license number 47-23023-01. Specifically, ERP Environmental Fund, Inc. submitted a letter to NRC requesting NRC to amend NRC License No. 47-23023-01 to remove Dennis K. Wellman as the Radiation Safety Officer without naming a replacement.

Corrective Actions: As of January 13, 2021, all licensed materials had been removed by a licensed contractor and transferred to licensed entities for disposal. By letter dated March 5, 2021, ERP requested license termination. On April 8, 2021, ERP's NRC license was terminated.

Statement of Corrective Actions

I hereby state that, within 30 days, the actions described by me to the Inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE			
NRC INSPECTOR			
BRANCH CHIEF			

*NRC FORM 591M PART 1 (07-2012) (RI Rev. 09/12/2013) G:\WBL Documents\WBL Inspection Records\R47-23023-01.2021001.591M-Pt1.doc

SUNSI Review Completed By: / RA / Randolph C. Ragland, Jr.

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Non-Sensitive