

**PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL  
VERIFICATION THAT LICENSEE HAS BEEN NOTIFIED**

April 8, 2014  
EN-13-039A

OFFICE OF ENFORCEMENT  
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Centro de Medicina Nuclear  
Santurce, PR

(EA-13-059)

Subject: IMPOSITION OF CIVIL PENALTY - \$7000

On November 5, 2013, a Notice of Violation and Proposed Civil Penalty (Notice) in the amount of \$7,000 was issued to Centro de Medicina Nuclear (CDM). The action was based on a violation that warranted escalated enforcement for failure to comply with an August 7, 2012, NRC Order (issued after CDM failed to pay the NRC licensing fee) requiring arranging for proper transfer or disposal of its licensed nuclear material and, by October 26, 2012, initiating site decommissioning. To emphasize the importance of compliance with NRC requirements, a civil penalty of \$7000 was proposed. In the Notice, the NRC also informed CDM that if it did not restore compliance within 60 days (i.e. by January 4, 2014) by responding to the Order and taking the required actions, CDM could face a daily fine of \$100 per day in addition to the \$7000 proposed penalty and if it transferred or disposed of its licensed material within those 60 days, the NRC would forgo imposition of any civil penalty.

As of this date, CDM remains in possession of the licensed material and has not paid the civil penalty. Therefore, the NRC staff has determined that the proposed penalties for the violation designated in the Notice should be imposed, in the amount of \$7000. In addition, the staff considered whether additional daily civil penalties, as indicated in the Notice, were warranted for CDM's failure to comply with the August 7, 2012, NRC Order and determined that CDM has initiated steps toward site decommissioning; specifically obtaining a disposal cost estimate. Further, through site visits and communications, the staff has obtained information regarding the status of CDM's licensed materials and the status of actions taken to dispose of or transfer the materials. Consequently, the staff concludes that there is no longer a need for ongoing penalties at this time.

Accordingly, an Order Imposing Civil Monetary Penalty in the amount of \$7000 will be issued on or about April 8, 2014. Under the terms of the Order, the licensee may, within 30 days of the date of the Order, pay the civil penalty or request a hearing.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice  
Telephone Notification of Licensee

April 8, 2014  
April 8, 2014

The Commonwealth of Puerto Rico will be notified.

CONTACTS: Leelavathi Sreenivas, OE/EB  
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DISTRIBUTION: EN-13-039A, April 8, 2014

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