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USNRC

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Dr. Aharon Ben-Haim

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF THE
ATTORNEY GENERAL
ADJUTANT GENERAL

In the Matter of

Aharon Ben-Haim, Sc.D.

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IA 97-068

Dr. Aharon Ben-Haim's Proposed Findings

Dr. Aharon Ben-Haim
Defendant Pro-Se

September 8, 1998

19498

Dr. Ben-Haim would like to thank the Atomic Safety and Licensing Board and the NRC Staff for giving him the opportunity to be heard and for clarifying for him the mistakes he made as a consultant for NMA.

FINDINGS

1. Although Dr. Ben-Haim thought it was the licensee's duty to notify the Radiation Safety Officer and authorized user Dr. Moskowitz that the license was granted, Dr. Ben-Haim should have verified that Dr. Moskowitz was indeed informed and willing to take on the functions of Radiation Safety Officer and authorized user at NMA.

2. Dr. Ben-Haim should have instructed Smoligova not to order any Radiopharmaceuticals without the explicit authorization from Dr. Moskowitz, when he handed her the information contained in Exhibit S-8(a).

3. Dr. Ben-Haim should have pointed out to Mrs. Geylikman that she had to obtain explicit directions from the authorized user, Dr. Moskowitz, before administering any radioactive dosage to a patient.

Dr. Ben-Haim accepts responsibility for his wrongdoing. He assures the Commission he will conduct license activities safely in the future.

Dr. Ben-Haim would like to express his apology to Dr. Elamir for having caused NMA to be in violation of NRC regulations.

Dr. Ben-Haim would also like to thank the Staff for their professional handling of his case.

Please consider the findings as a showing of cause to relax the order against Dr. Ben-Haim.

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF THE SECRETARY
ADJUDICATIONS
U.S. NUCLEAR REGULATORY COMMISSION

In the Matter of

Aharon Ben-Haim, Sc.D.

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IA 97-068

CERTIFICATE OF SERVICE

I hereby certify that copies of "Dr. Aharon Ben-Haim's Proposed Findings" in the above captioned proceedings have been served on the following by deposit in the United States mail, first class, on this 8th day of September, 1998.

Charles Bechhoefer, Chairman
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