

Bradley D. Bastow, D.O.
Cardiology II, PC
950 Blue Star Hwy, Suites 1 and 2
South Haven, MI 49090
September 19, 2014

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, DC 20555-0001

Subject: Additional Information Requested at the 9/19/2014 Pre-Decisional Enforcement Conference; Cardiology II, P.C., NRC License 21-32316-01, Docket No. 030357-10

On September 19, 2014, Dr. Bradley D. Bastow, D.O. and his attorney, representing the subject licensee, attended a Pre-decisional Enforcement Conference at the NRC Region III office in Lisle, IL. The Pre-Decisional Enforcement Conference was held to discuss the Violations and Apparent Violations identified in "NRC Inspection Report No. 030357-10/2014001(DNMS) and Notice of Violation – Bradley D. Bastow, D.O."

During its presentation, the licensee denied the 3rd Apparent Violation involving the failure to meet with and "shadow" another Radiation Safety Officer (RSO). The licensee's denial was based upon Dr. Bastow's understanding that the individual he shadowed was the RSO for that NRC Licensed facility. The NRC questioned Dr. Bastow belief based on the information contained in the shadowed individual's facility license. The licensee therefore committed to conduct an investigation to determine if the shadowed individual was in fact the RSO of the facility and to report its findings back to NRC Region III by Friday, September 26, 2014. This letter fulfills that commitment.

The licensee reviewed the NRC records in the ADAMS document system and found a License Amendment issued February 28, 2014, for the facility where Dr. Bastow conducted the shadowing. This amendment stated, among other things, that the RSO for the facility was "Dawn Edwards." The licensee was also able to determine that Ms. Edwards is employed by Medical Physics Consultants, Inc. of Ann Arbor Michigan, who confirmed to the licensee that Ms. Edwards is the RSO at the facility as identified in the licensed amendment. Although Dr. Bastow believed that he had shadowed the RSO, these findings establish that he did not; and therefore, he no longer denies the apparent violation as stated in the Inspection Report.

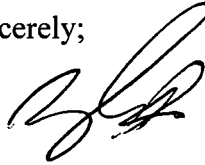
A second question arose regarding whether, as part of the corrective actions to the Violations and Apparent Violations identified in the Inspection Report mentioned above, Dr. Bastow was committing to no longer serve as the RSO for Cardiology II, P.C. That is in fact the case.

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Specifically, Dr. Bastow commits that he will be replaced as the licensee's RSO, and that the new RSO will be identified in the amendment request restoring the license to active status.¹

If you have any further questions please contact my attorney, Mr. Philip E. Troy at (H) 724 940-3440 or (c) 412 417-7811.

Sincerely;

A handwritten signature in black ink, appearing to be 'B. Bastow', written in a cursive style.

Bradley, D. Bastow, D.O.
Cardiovascular Specialist
Cardiology II, P.C.

CC: Ms. Patricia Lougheed
US Nuclear Regulatory Commission, Region III
2443 Warrenville Road, Suite 210
Lisle, IL 60532-4352
Via email

¹ The licensee submitted an amendment request on September 26, 2014 placing the License in "Standby Status" while corrective actions are implemented as part of a voluntary stand down. As such an amendment request returning the license to Active Status is required before the licensee can commence nuclear testing activities.

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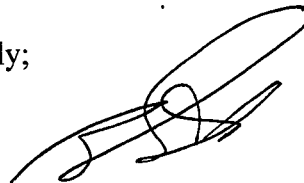
Subject: Cardiology II, P.C., NRC License 21-32316-01, Docket No. 030357-10

On September 19, 2014, Dr. Bradley D. Bastow, D.O. and his attorney, representing the subject licensee, attended a Pre-decisional Enforcement Conference at the NRC Region III office in Lisle, IL. Because the licensee concluded prior to the Enforcement Conference that an additional focus was required to address the specifics of the identified Violations and Apparent Violations, the licensee informed the NRC that a voluntary stand down had been implemented during which no nuclear stress testing of patients would be performed at Cardiology II, P.C. until the Inspection Report issues were corrected. In response, the NRC Region III representatives ask if Dr. Bastow would voluntarily submit a request that the license be amended to "standby status" in order to provide the NRC the opportunity to verify the necessary corrective actions were fully implemented prior to the restart of nuclear testing. Dr. Bastow agreed.

Consistent with the above agreement, Dr. Bastow hereby requests that the subject Cardiology II, P.C. NRC License be amended to a "Standby Status." While the license is in Standby Status, no licensed activities involving nuclear stress testing will be conducted at the Cardiology II, P.C. office. Licensed activities will be limited to those necessary to maintain and calibrate equipment, including those necessary in order to receive Tc-99 doses for that purpose. Nuclear sources will be kept in their designated storage location and will be inventoried and leak tested consistent with the current license requirements.

If you have any further questions please contact my attorney, Mr. Philip E. Troy at (H) 724 940-3440 or (c) 412 417-7811.

Sincerely;

A handwritten signature in black ink, appearing to read 'Bradley D. Bastow', with a stylized flourish at the end.

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Cardiovascular Specialist

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