



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
1600 EAST LAMAR BOULEVARD
ARLINGTON, TEXAS 76011-4511

September 19, 2019

Robert L. Bridges, M.D
Radiation Safety Officer
Rehabilitation Medicine Associates, PC
3801 University Lake Drive, Suite 102
Anchorage, Alaska 99508

SUBJECT: NRC INSPECTION 030-38049/2019-001 AND NOTICE OF VIOLATION

Dear Dr. Bridges:

This letter refers to the unannounced inspection conducted on August 29, 2019, at your facility in Anchorage, Alaska. The inspection was an examination of activities conducted under your license to confirm compliance with the U.S. Nuclear Regulatory Commission's (NRC's) rules, regulations, and with the conditions of your license. Within these areas, the inspection consisted of a selected examination of procedures and representative records, observations of activities, independent radiation surveys, and interviews with personnel. The preliminary inspection findings were discussed with your staff, including Mr. John Christian and Ms. Gloria Hernandez, at the conclusion of the onsite portion of the inspection on August 29, 2019. A final telephonic exit briefing was conducted with you on September 6, 2019.

Based on the results of this inspection, the NRC has determined a Severity Level IV violation of NRC requirements occurred. This violation was evaluated in accordance with the NRC Enforcement Policy, which can be found at the NRC's Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violation involved the failure to calibrate a radiation survey meter at least annually that was used to satisfy radiation survey requirements in Title 10 of the *Code of Federal Regulations* (10 CFR) Parts 20 and 35. The violation is cited and described in the enclosed Notice of Violation (Notice) because although it was identified by you through a third-party consultant, you failed to take timely actions to restore compliance. In addition, prior to the noncompliance the third-party consultant also provided notification to you of the upcoming need for the radiation survey meter to be calibrated, and you failed to take appropriate action at that time to prevent the noncompliance from occurring in the first place.

The NRC has concluded that information regarding: (1) the reason for the violation, (2) the corrective actions that have been taken and the results achieved, and (3) the date when full compliance was achieved is already adequately addressed on the docket in a letter dated September 8, 2019 (NRC's Agencywide Documents Access and Management System (ADAMS) Accession ML19260D699). Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice.

In accordance with 10 CFR 2.390 of the NRC's "Agency Rules of Practice and Procedure," a copy of this letter, its enclosure, and your response, should you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's ADAMS, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Should you have any questions regarding this letter or the enclosed Notice, please contact Jason vonEhr at 817-200-1186, or the undersigned at 817-200-1455.

Sincerely,

/RA/

Patricia A. Silva, Chief
Materials Licensing and Inspection Branch
Division of Nuclear Materials Safety

Docket: 030-38049
License: 50-29349-01

Enclosure:
Notice of Violation

cc:
Irene Casares
State of Alaska Radiation Control

NRC INSPECTION REPORT 030-38049/2019-001 - DATED September 19, 2019

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ADAMS ACCESSION NUMBER: **ML19263D715**☒ SUNSI Review:

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Keyword:

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NOTICE OF VIOLATION

Rehabilitation Medicine Associates, PC
Anchorage, Alaska

Docket No. 030-38049
License No. 50-29349-01

During an NRC inspection conducted on August 29, 2019, a violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 35.61(a) requires, in part, a licensee to calibrate the survey instruments used to show compliance with 10 CFR Part 35 and 10 CFR Part 20 before use, annually, and following a repair that affects the calibration.

Contrary to the above, from January 1 to August 21, 2019, the licensee failed to calibrate the survey instruments used to show compliance with 10 CFR Part 35 and 10 CFR Part 20 before use, annually, and following a repair that affects the calibration. Specifically, the licensee conducted surveys required under 10 CFR Parts 20 and 35 between January 1 and August 21, 2019, using a survey instrument last calibrated on December 7, 2017. Although the licensee self-identified the noncompliance through a review by a third-party consultant on May 23, 2019, the licensee failed to take timely action, calibrating the survey instrument three months later on August 21, 2019.

This is a Severity Level IV violation (NRC Enforcement Policy Section 6.3.d)

The NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence, and the date when full compliance was achieved, is already adequately addressed on the docket in a letter dated September 8, 2019 (NRC's Agencywide Documents Access and Management System (ADAMS) Accession ML19260D699).

However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001 with a copy to the Regional Administrator, Region IV, 1600 East Lamar Blvd., Arlington, Texas 76011-4511 within 30 days of the date of the letter transmitting this Notice of Violation (Notice).

If you choose to respond, your response will be made available electronically for public inspection in the NRC Public Document Room or in the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. Therefore, to the extent possible, the response should not include any personal privacy or proprietary information so that it can be made available to the Public without redaction.

In accordance with 10 CFR 19.11, you may be required to post this Notice within 2 working days of receipt.

Dated this 19th day of September 2019

Enclosure