

NOTICE OF VIOLATION

Raymond J. Finch, D.O., P.C.
Lansing, MI

License No. 21-15910-01
Docket No. 030-10013

During an NRC inspection conducted on December 17-22, 1992, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, the violations are listed below:

1. 10 CFR 35.70(a) requires that a licensee survey with a radiation detection survey instrument at the end of each day of use all areas where radiopharmaceuticals are routinely prepared for use or administered.

Contrary to the above, from September 13, 1991 to October 25, 1991, March 31, 1992 to May 2, 1992, and August 3, 1992 to September 11, 1992, the licensee did not survey with a radiation detection instrument at the end of the day the scanning room where radiopharmaceuticals were routinely prepared for use or administered.

This is a Severity Level IV violation (Supplement VI).

2. 10 CFR 35.70(b) requires that a licensee survey with a radiation detection survey instrument at least once each week all areas where radiopharmaceuticals or radiopharmaceutical waste is stored.

Contrary to the above, since at least January 11, 1989, the licensee did not survey with a radiation detection survey instrument the area in the scanning room where radiopharmaceutical waste is stored.

This is a Severity Level IV violation (Supplement VI).

3. 10 CFR 35.70(e) requires that a licensee survey for removable contamination once each week all areas where radiopharmaceuticals are routinely prepared for use, administered, or stored.

Contrary to the above, during the weeks of August 6, 1991 to September 12, 1991, the licensee did not survey for removable contamination in the scanning room, an area where radiopharmaceuticals were routinely prepared for use, administered, and stored.

This is a Severity Level IV violation (Supplement VI).

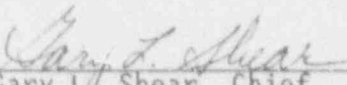
4. 10 CFR 35.220 requires that a licensee authorized to use byproduct material for imaging and localization possess a portable radiation detection survey instrument capable of detecting dose rates over the range of 0.1 millirem per hour to 100 millirem per hour, and a portable radiation measurement survey instrument capable of measuring dose rates over the range 1 millirem per hour to 1000 millirem per hour.

Contrary to the above, as of December 17, 1992, the licensee did not possess a portable radiation measurement survey instrument capable of measuring the above listed dose rates.

This is a Severity Level IV violation (Supplement VI).

Pursuant to the provisions of 10 CFR 2.201, Raymond J. Finch, D.O., P.C. is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, Region III, 799 Roosevelt Road, Glen Ellyn, Illinois, 60137, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order or a demand for information may be issued to show cause why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

Dated DEC 30 1992


Gary L. Shear, Chief
Nuclear Materials Inspection
Section 2