

MAY 29 1985

EA 84-100

Nuclear Pharmacy, Incorporated
ATTN: Mr. Robert L. Sanchez
President
P. O. Box 25141
Albuquerque, NM 87125

License Nos.: 12-18044-01MD
14-19990-01MD; 20-21227-01MD
37-18461-01MD; 37-19586-01MD
37-21322-01; 48-17466-01MD

Gentlemen:

This refers to our receipt of Hydro Nuclear Services' (HNS) "Comprehensive Radiation Protection Program Evaluation of Nuclear Pharmacy, Inc.," (NPI) dated February 21, 1985, and your March 7, 1985 response to the conclusions and recommendations made by HNS as required by Sections V.A. and V.B., respectively, of the NPI Order Modifying Licenses, dated October 26, 1984 (Order). We have also received your letter dated April 16, 1985 in which you formally requested that the Order be rescinded in its entirety.

Based on the totality of the circumstances, including but not limited to a careful review of HNS and NPI audits and unusual occurrence reports, we do not believe that rescinding the Order in its entirety at this time is warranted. We are also reserving final approval of the acceptability and adequacy of your response to the HNS evaluation of NPI and NPI's proposed schedule for implementation of recommendations until you have demonstrated a sustained ability and commitment to comply with NRC regulatory requirements.

Although we have determined that rescinding the Order in its entirety is not appropriate at this time, we consider it appropriate to modify the Order to reduce the audit frequencies from every 14 days to every 30 days. Accordingly, pursuant to Section V.E. of the Order, the NRC hereby modifies the required conditions of Section V.D. for all Nuclear Pharmacy, Inc. affected licenses as follows:

Section V.D. is hereby modified to require that at least once every thirty (30) days an audit of all NRC-licensed activities shall be performed at each NRC-licensed NPI facility by an individual or organization independent of NPI or by the NPI auditors listed in your February 4, 1985 letter. The HNS and NPI audits shall be performed on an alternating 30-day schedule at each facility. The audits shall consist of unannounced visits, including during early morning hours and weekends, and shall include actual observation of NPI staff members at work. The audit shall verify that all required surveys, measurements, and tests were performed and that records accurately reflect the results of the surveys, measurements and tests. Written results of the audits shall be submitted to NPI and the Regional Administrator, NRC, Region III within 2 working days following completion of each audit.

All other provisions of the Order remain in effect.

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We shall continue to monitor the corrective actions described in your March 7, 1985 letter and your adherence to the remaining requirements of the Order. Should you have questions regarding this Order modification, please contact this office immediately.

Sincerely,

Original signed by
James G. Keppler

James G. Keppler
Regional Administrator

cc: Dr. C. O. Gallina, Project
Manager, Hydro Nuclear Services
M. McDonald; Sutin, Thayer and
Browne
J. Taylor, IE
T. E. Murley, Region I

cc w/ltr dtd 2/21/85, 3/7/85,
and 4/16/85 w/encls:
DMB/Document Control Desk (RIDS)

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RI *Joyner* IE *Flack* IE *Axelrad* IE *Taylor* ELD *Lieberman* *5/24/85 by telephone*
via telephone on 5/23/85