

ENCLOSURE

NOTICE OF VIOLATION

Howard Duke, D.P.M.

License No. 45-23024-01

The following violation was identified during an inspection conducted on May 23, 1985. The Severity Level was assigned in accordance with the NRC Enforcement Policy (10 CFR Part 2, Appendix C).

10 CFR 30.34(c) requires a person licensed by the NRC pursuant to the regulations of 10 CFR 30 through 10 CFR 35, to confine his possession and use of licensed material to the locations and purposes authorized in the license. Condition 10 of NRC License No. 45-23024-01, issued September 25, 1984, specifies that licensed material may only be used at 1805 Monument St., Suite 514, Richmond, Virginia; 104 West Franklin Street, Richmond, Virginia; and at the Lakewood Manor Nursing Home; 1900 Lauderdale Road, Richmond, Virginia.

Contrary to the above, between December 1984 and May 1985, the licensee possessed and used licensed material on three occasions at the Stuart Circle Hospital, Richmond, Virginia, a location not authorized by the license.

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

Pursuant to 10 CFR 2.201, you are required to submit to this office within 30 days of the date of this Notice, a written statement or explanation in reply, including: (1) admission or denial of the alleged violation; (2) the reasons for the violation if admitted; (3) the corrective steps which have been taken and the results achieved; (4) corrective steps which will be taken to avoid further violations; and (5) the date when full compliance will be achieved.

Security or safeguards information should be submitted as an enclosure to facilitate withholding it from public disclosure as required by 10 CFR 2.790(d) or 10 CFR 73.21.

Date: JUN 05 1985

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