

NOTICE OF VIOLATION

Yale-New Haven Hospital
New Haven, Connecticut

Docket No. 030-01244
License No. 06-00819-03

During an NRC inspection conducted on August 12 and 13, 1996, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," (Enforcement Policy), NUREG 1600, the violations are listed below:

- A. 10 CFR 20.1802 requires that the licensee shall control and maintain constant surveillance of licensed material that is in a controlled or unrestricted area and that is not in storage.

Contrary to the above, the licensee did not control and maintain constant surveillance of licensed material that was in a controlled or unrestricted area and that was not in storage. Specifically, sometime between March 6, and July 26, 1996 the licensee lost five iodine-125 seeds of 0.5 millicurie each.

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

- B. 10 CFR 35.406 (b) requires, in part, that the licensee shall make a record of brachytherapy source use, which must include the names of the individuals permitted to handle the sources.

Contrary to the above the licensee did not make a record which included the names of the individuals permitted to handle the brachytherapy sources. Specifically, the name of the dosimetrist who signed out, and removed from storage, iodine-125 sources on July 26, 1996, was not included on the licensee's record of individuals permitted to handle the sources.

This is a Severity Level IV violation (Supplement VI)

Pursuant to the provisions of 10 CFR 2.201, Yale-New Haven Hospital is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, 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. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to 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.

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Because your response will be placed in the NRC Public Document Room (PDR), to the extent possible, it should not include any personal privacy, proprietary, or safeguards information so that it can be placed in the PDR without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.