

NOV 22 1985

Docket No. 030-01879

License No. 20-05766-02

Lahey Clinic Foundation  
ATTN: Robert E. Wise, M.D.  
Chief Executive Officer  
Chairman Board of Governors  
41 Burlington Mall Road  
Burlington, MA 01805

Gentlemen:

Subject: Inspection Report No. 030-01879/85-01

This refers to the routine safety inspection conducted by Mr. Michael A. Varela of this office on October 29, 1985, of activities authorized by NRC License No. 20-05766-02 and to the discussions of our findings held by Mr. Varela and Laurence F. Friedman, Ph.D., C.H.P., with Robert Minton and Robert Wenstrup, Ph.D., of your staff at the conclusion of the inspection and to a subsequent telephone discussion between Dr. Wenstrup and Mr. Varela on November 5, 1985.

The inspection was an examination of activities conducted under your license as they relate to radiation safety and to compliance with the Commission's rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, measurements made by the inspector, and observations by the inspector.

Our inspector also verified the steps you have taken to correct the violation brought to your attention in a letter dated June 17, 1982. We have no further questions regarding your action at this time.

Based on the results of this inspection, it appears that certain of your activities were not conducted in full compliance with NRC requirements, as set forth in the Notice of Violation, enclosed herewith as Appendix A. These violations have been categorized by severity level in accordance with the revised NRC Enforcement Policy (10 CFR 2, Appendix C) published in the Federal Register Notice (49 FR 8583) dated March 8, 1984. You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

Another item discussed during the inspection was the apparent use of licensed material in your Radiation Therapy Department by an individual not authorized by your license. We note that you have requested to add this individual to your license and that the documents submitted established his qualifications for these procedures, and therefore this item does not appear in Appendix A, Notice of Violation.

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NOV 22 1985

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In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and your reply will be placed in the Public Document Room.

The responses directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

Your cooperation with us in this matter is appreciated.

Sincerely,

Original Signed By:  
John E. Glenn

John E. Glenn, Ph.D, Chief  
Nuclear Materials Safety Section B,  
Division of Radiation Safety  
and Safeguards

Enclosures:

1. Appendix A, Notice of Violation
2. Regulatory Guide 8.20

cc w/encls:

Public Document Room (PDR)  
Nuclear Safety Information Center (NSIC)  
Commonwealth of Massachusetts (2)

bcc w/encls:

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Friedman  
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