

February 15, 2001  
EN 01-003

OFFICE OF ENFORCEMENT  
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Biomedical Scanning Services, Inc. (EA-00-288)  
St. Louis, MO  
Docket No. 030-14458

Subject: PROPOSED IMPOSITION OF CIVIL PENALTY - \$8,800

This is to inform the Commission that a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$8,800 will be issued on or about February 21, 2001, to Biomedical Scanning Services, Inc. This action is based on a Severity Level II problem involving: (1) the failure to have an authorized individual always present during the delivery of radioactive material to Biomedical's mobile van; (2) ordering radioactive material to be delivered directly to a client's address of use; and (3) providing inaccurate or incomplete information to NRC inspectors when questioned about the delivery and receipt of radioactive materials. Because the violations were willful, the staff considered whether credit was warranted for identification and corrective action. Credit was not warranted for identification because the violations were identified by an NRC inspector and as part of an Investigation by the Office of Investigations. Credit was not warranted for corrective actions since ordering delivery directly to the client's address was not discontinued until February 10, 2000, as a result of actions implemented by the supplier. However, the licensee was aware of the violation since at least June 7, 1999.

It should be noted that the licensee has not been specifically informed of the enforcement action. The schedule of issuance and notification is:

Mailing of Notice	February 21, 2001
Telephone Notification of Licensee	February 21, 2001

The State of Missouri will be notified.

The licensee has thirty days from the date of the Notice in which to respond. Following NRC evaluation of the response, the civil penalty may be remitted, mitigated, or imposed by Order.

Contacts: John Lubinski, OE, 301-415-2740; R. W. Borchardt, OE, 301-415-2741

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PRELIMINARY INFORMATION - NOT FOR PUBLIC DISCLOSURE UNTIL  
VERIFICATION THAT LICENSEE HAS RECEIVED ACTION