



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

January 17, 2006

Docket No. 03002941
EA No. 05-237

License No. 37-00148-06

Bart T. Murtaugh
Vice President, Ancillary and Support Services
TJUH, Inc.
Thomas Jefferson University Hospital
Suite 2210 Gibbon Building
111 South 11th Street
Philadelphia, PA 19107-5096

SUBJECT: TJUH, INC. (THOMAS JEFFERSON UNIVERSITY HOSPITAL) - NRC SPECIAL
INSPECTION REPORT NO. 03002941/2005001

Dear Mr. Murtaugh:

This refers to the NRC inspection conducted on August 16, 2005, to review the circumstances surrounding a personnel contamination event which occurred on August 11, 2005, and was identified and reported to the NRC on the following day. Followup information provided through November 29, 2005 was also examined as part of this inspection. The enclosed report presents the results of this inspection which were discussed with you and John Keklak of your organization at the conclusion of the inspection on December 29, 2005.

Based on the results of this inspection, two apparent violations were identified and are being considered for escalated enforcement action in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's Web site at www.nrc.gov; select **What We Do, Enforcement**, then **Enforcement Policy**.

The first apparent violation involves the failure to control the occupational dose to the skin of a thumb of one of your nuclear medicine technologists to an annual dose limit of 50 rem shallow-dose equivalent. The second apparent violation involves the failure to conduct adequate surveys, which resulted in (1) the failure to promptly identify the skin contamination, and (2) the failure to assess the dose to the skin. Please refer to Sections IV and VI of the enclosed inspection report for additional information regarding these apparent violations. The reasons for the apparent violations and your corrective actions were addressed during the inspection and are documented in your written reports sent to the NRC on September 8, 2005, October 10, 2005 and November 29, 2005, as well as in the enclosed inspection report. As a result, it may not be necessary to conduct a predecisional enforcement conference in order to enable the NRC to make an enforcement decision.

Before the NRC makes its enforcement decision, we are providing you an opportunity to either: (1) respond to the apparent violations addressed in this inspection report within 30 days of the date of this letter, or (2) request a predecisional enforcement conference. If a conference is held, it will be open for public observation. The NRC will also issue a press release to announce the conference. Please contact Ms. Pamela Henderson at 610-337-6952 within seven days of the date of this letter to notify the NRC of your intended response. If you believe that the inspection report accurately reflects the apparent violations and your corrective actions, you may decline the opportunity to provide a written response or attend a predecisional enforcement conference.

If you choose to provide a written response, it should be clearly marked as a "Response to An Apparent Violation(s) in Inspection Report No. 03002941/2005001; EA-05-237" and should include for each apparent violation: (1) the reason for the apparent violation, or, if contested, the basis for disputing the apparent 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. In presenting your corrective actions, you should be aware that the promptness and comprehensiveness of your actions will be considered in assessing any civil penalty for the apparent violations. The guidance in the enclosed excerpt from NRC Information Notice 96-28, "SUGGESTED GUIDANCE RELATING TO DEVELOPMENT AND IMPLEMENTATION OF CORRECTIVE ACTION," may be helpful. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate response is not received within the time specified or an extension of time has not been granted by the NRC, the NRC will proceed with its enforcement decision or schedule a predecisional enforcement conference.

In addition, please be advised that the number and characterization of apparent violations described in the enclosed inspection report may change as a result of further NRC review. You will be advised by separate correspondence of the results of our deliberations on this matter.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response (if you choose to provide one) will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the Public without redaction.

Thank you for your cooperation.

Sincerely,

Original signed by Francis Costello

George Pangburn, Director
Division of Nuclear Materials Safety

B. Murtaugh

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Enclosures:

1. Inspection Report No. 03002941/2005001 (**not Public in ADAMS**)
2. Excerpt from NRC Information Notice 96-28

cc w/enclosures:

John Keklak, Radiation Safety Officer
Commonwealth of Pennsylvania

B. Murtaugh

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