

January 27, 2006  
EN-06-004

OFFICE OF ENFORCEMENT  
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Alfred C. Burris, Senior, M.D. (EA-05-110)  
Washington, D.C. 20032

Subject: CONFIRMATORY ORDER (EFFECTIVE IMMEDIATELY)

This is to inform the Commission that a Confirmatory Order confirming commitments reached as part of an alternative dispute resolution (ADR) mediation settlement agreement will be issued today, January 27, 2006, to Alfred C. Burris, Senior, M.D. At issue was the submission by Dr. Burris of false and/or inaccurate information that indicated that he, as the planned Authorized User (AU) and Radiation Safety Officer (RSO) for a new license, was already named as an AU on the existing NRC license for Greater Southeast Community Hospital (GSCH). This statement was inaccurate in that Dr. Burris was not listed as an AU on the NRC license for GSCH at the time of the license application, nor had he ever been listed as an AU on that license. In addition, his preceptor statement, prepared by a radiologist and attached to his license application, inaccurately described required supervised work experience in handling nuclear materials. Dr. Burris had previously submitted the same information to Digirad Imaging Solutions, Inc. (EA-05-136 and EN 06-003)) to be listed as an AU on their NRC license. Dr. Burris agreed that he had submitted the inaccurate information, but denied that his actions were deliberate. While NRC agreed the violation was not deliberate, NRC maintained that it was in careless disregard of NRC's regulation. As part of the agreement reached, a Notice of Violation at Severity Level III, with no civil penalty will be issued. Also, Dr. Burris has taken or will take various corrective actions agreed to in the ADR.

The schedule of notification and issuance:

Telephone Notification of Licensee	January 27, 2006
Mailing of Notice	January 27, 2006

The District of Columbia will be notified.

Contacts: S. Merchant, OE, 301-415-2747      C. Nolan, OE, 301-415-3360

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

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