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

May 22, 2007

Docket No. 030-35802 License No. 31-30666-01
EA-05-136

Paul J. Early, DABSNM, DABR
Vice President, Corporate Radiation Safety Officer
Digirad Imaging Solutions, Inc.
P.O. Box 340
4814 Whiteside Parkway
Bemus Point, NY 14712

SUBJECT: STATUS OF ACTIONS TAKEN IN RESPONSE TO NRC CONFIRMATORY ORDER DATED JANUARY 27, 2006

Dear Mr. Early:

The purpose of this letter is to acknowledge receipt of your letter dated January 26, 2007, in which you documented completion of some of the actions that you were required to perform in accordance with the Confirmatory Order issued to Digirad Imaging Solutions, Inc. by the U.S. Nuclear Regulatory Commission (NRC) on January 27, 2006. Specifically, the Confirmatory Order required, in part, that you prepare and submit a commentary to the (a) Journal of Nuclear Medicine, (b) Journal of Nuclear Medicine Technology, and (c) Journal of Applied Clinical Medical Physics, discussing the circumstances surrounding your violation involving the submission of inaccurate information to the NRC. In your letter dated January 26, 2007, you stated that an article entitled, "Validation of Authorized Users" was submitted to all three publications, and was published by the Journal of Applied Clinical Medical Physics. The NRC confirmed your submittals and verified publication in Volume 9, Issue 3 of the Journal of Applied Clinical Medical Physics.

The Confirmatory Order also required other actions be taken, namely, auditing, on a yearly basis, for a two year period, the training and experience credentials of the first 10 Authorized User (AU) applicants and 25% of any additional AU applicants. The audit is to include locating and calling preceptors and Continuing Medical Education providers to verify information provided by the AU applicants. The Order also required Digirad to notify the NRC as soon as practical after identification of any discrepancies identified as a result of the audit, and if no false information is uncovered during the two-year audit period, Digirad may discontinue the auditing process. The results of the audit are to be documented and submitted to the NRC at the end of a two-year period.

A copy of this letter and your response dated January 26, 2007, will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at http://www.nrc.gov/reading-rm/adams.html. A copy of these letters will also be placed in the docket file for your license.

If you have any questions or comments, please contact Ms. Pamela Henderson, Chief, Medical Branch, 610-337-6952.

Your cooperation is appreciated.

Sincerely,

Original signed by Samuel J. Collins

Samuel J. Collins
Regional Administrator

cc:
Michael J. Keenan, President, Digirad Imaging Solutions, Inc.
Vera P. Pardee, Esquire, Digirad Imaging Solutions, Inc.

If you have any questions or comments, please contact Ms. Pamela Henderson, Chief, Medical Branch, 610-337-6952.

Your cooperation is appreciated.

Sincerely,

/RA/

Samuel J. Collins
Regional Administrator

cc:
Michael J. Keenan, President, Digirad Imaging Solutions, Inc.
Vera P. Pardee, Esquire, Digirad Imaging Solutions, Inc.

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