



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

June 11, 2008

Docket No. 03003309

License No. 45-02207-01

Curt Baker  
Vice President, Cancer Care Services  
Centra  
3300 Rivermont Avenue  
Lynchburg, VA 24503-2053

SUBJECT: INSPECTION 03003309/2008001, CENTRA, LYNCHBURG GENERAL HOSPITAL, LYNCHBURG, VIRGINIA AND NOTICE OF VIOLATION

Dear Mr. Baker:

On April 3 through June 5, 2008, Sandy Gabriel of this office conducted an in-office inspection of activities authorized by the above listed NRC license. The inspection was limited to a review of the initial use at Lynchburg General Hospital (LGH) of (a) a new radioactive waste storage area, and (b) inpatient rooms for patients undergoing treatments with radioactive materials. The findings of the inspection were discussed with Brian Hames and Dana Duffield of your organization by telephone on June 11, 2008.

Based on the results of this inspection, it appears that your activities were not conducted in full compliance with NRC requirements. A Notice of Violation is enclosed that categorizes the violation by severity level. The NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence is already adequately addressed on the docket in the inspection record and in the letter from Brian Hames and Dana Duffield dated April 29, 2008. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice.

Current NRC regulations are included on the NRC's website at [www.nrc.gov](http://www.nrc.gov); select **Nuclear Materials; Medical, Academic, and Industrial Uses of Nuclear Material**; then **Regulations, Guidance, and Communications Page**. The current Enforcement Policy is included on the NRC's website at [www.nrc.gov](http://www.nrc.gov); select **About NRC; Organization and Functions; Office of Enforcement; About Enforcement**; then **Enforcement Policy**. You may also obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-866-512-1800. The GPO is open from 7:00 a.m. to 8:00 p.m. EST, Monday through Friday (except Federal holidays).

C. Baker  
Centra

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Please contact Sandy Gabriel at (610) 337-5182 if you have any questions regarding this matter.

Sincerely,

***Original signed by Pamela J. Henderson***

Pamela J. Henderson, Chief  
Medical Branch  
Division of Nuclear Materials Safety

Enclosure:  
Notice of Violation

cc:  
Brian Hames, M.S., Radiation Safety Officer  
Commonwealth of Virginia

C. Baker  
Centra

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Please contact Sandy Gabriel at (610) 337-5182 if you have any questions regarding this matter.

Sincerely,

***Original signed by Pamela J. Henderson***

Pamela J. Henderson, Chief  
Medical Branch  
Division of Nuclear Materials Safety

Enclosure:  
Notice of Violation

cc:  
Brian Hames, M.S., Radiation Safety Officer  
Commonwealth of Virginia

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**SUNSI Review Complete: SGabriel**

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## NOTICE OF VIOLATION

Centra  
Lynchburg, VA

Docket No. 03003309  
License No. 45-02207-01

During an in-office NRC inspection conducted on April 3 through June 5, 2008, one violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 35.13(e) requires a licensee to apply for and receive a license amendment before it adds to or changes the areas of use identified in the application or on the license, except for areas of use where byproduct material is used only in accordance with either 10 CFR 35.100 or 10 CFR 35.200.

Contrary to the above, the licensee failed to apply for and receive a license amendment before adding to the areas of use identified in the application or on the license, and these areas were not restricted to byproduct material used only in accordance with either 10 CFR 35.100 or 10 CFR 35.200. Specifically, on November 27, 2007, the licensee administered byproduct material used in accordance with 10 CFR 35.300 in an inpatient room at LGH before applying for and receiving a license amendment. In addition, on November 29, 2007, the licensee stored byproduct material used in accordance with 10 CFR 35.300 in the new waste storage area at LGH before applying for and receiving a license amendment.

This is a Severity Level IV violation (Supplement VI).

The NRC has concluded that information regarding the reason for the violation, the corrective actions taken and planned to correct the violation and prevent recurrence and the date when full compliance will be achieved is already adequately addressed on the docket. However, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 if the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation," and send it to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (Notice).

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001. Under the authority of Section 182 of the Act, 42 U.S.C. 2232, any response which contests an enforcement action shall be submitted under oath or affirmation.

Your response will be placed in the NRC Public Document Room (PDR) and on the NRC Web site. To the extent possible, it should, therefore, not include any personal privacy, proprietary, or safeguards information so that it can be made publically available without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR, and provide the legal basis to support your request for withholding the information from the public.

Notice of Violation  
Centra

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In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days.

Dated This 11 day of June 2008