

SAFETY INSPECTION REPORT AND COMPLIANCE INSPECTION

1. LICENSEE/LOCATION INSPECTED: Ballas Outpatient Surgery Center, L.P. d/b/a Ballas Outpatient Surgery Center 450 N. New Ballas Road Suite 103 St. Louis, MO 63141 REPORT NUMBER(S)		2. NRC/REGIONAL OFFICE U.S. Nuclear Regulatory Commission Region III 2443 Warrenville Road Suite 210 Lisle, Illinois 60532-4351	
3. DOCKET NUMBER(S) 030-34890	4. LICENSEE NUMBER(S) 24-32139-01	5. DATE(S) OF INSPECTION February 9, 2009	

LICENSEE:

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Nuclear Regulatory Commission (NRC) rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspector. The inspection findings are as follows:

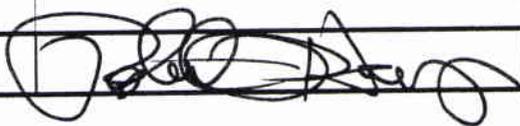
- 1. Based on the inspection findings, no violations were identified.
- 2. Previous violation(s) closed.
- 3. The violation(s), specifically described to you by the inspector as non-cited violations, are not being cited because they were self-identified, non-repetitive, and corrective action was or is being taken, and the remaining criteria in the NRC Enforcement Policy, NUREG-1600, to exercise discretion, were satisfied.

_____ Non-Cited Violation(s) was/were discussed involving the following requirement(s) and Corrective Action(s):

- 4. During this inspection certain of your activities, as described below and/or attached, were in violation of NRC requirements and are being cited. This form is a NOTICE OF VIOLATION, which may be subject to posting in accordance with 10 CFR 19.11.
(Violations and Corrective Actions)

Licensee's Statement of Corrective Actions for Item 4, above.

I hereby state that, within 30 days, the actions described by me to the inspector will be taken to correct the violations identified. This statement of corrective actions is made in accordance with the requirements of 10 CFR 2.201 (corrective steps already taken, corrective steps which will be taken, date when full compliance will be achieved). I understand that no further written response to NRC will be required, unless specifically requested.

Title	Printed Name	Signature	Date
LICENSEE'S REPRESENTATIVE			
NRC INSPECTOR	Robert P. Hays		2/9/09 728

**SAFETY INSPECTION REPORT
AND COMPLIANCE INSPECTION**

1. LICENSEE Ballas Outpatient Surgery Center, L. P.		2. NRC/REGIONAL OFFICE Region III 2443 Warrenville Road, Suite 210 Lisle, IL 60532	
REPORT NUMBER(S) 2009-001			
3. DOCKET NUMBER(S) 03034890	4. LICENSE NUMBER(S) 24-32139-01	5. DATE(S) OF INSPECTION February 9, 2009	
6. INSPECTION PROCEDURES USED 87130 (10/24/02)	7. INSPECTION FOCUS AREAS 03.01-03.07		

SUPPLEMENTAL INSPECTION INFORMATION

1. PROGRAM CODE(S) 02121	2. PRIORITY 5	3. LICENSEE CONTACT David Keys, RSO	4. TELEPHONE NUMBER 314/983-4979
------------------------------------	-------------------------	---	--

Main Office Inspection Next Inspection Date: **February 2014**

Field Office

Temporary Job Site Inspection **Bob Morgan, Tabitha Taylor, RTs**

PROGRAM SCOPE

The licensee was an outpatient surgery clinic with authorization to use any byproduct material as needed permitted by 10 CFR 35.200, at the location specified on the license. Licensed material is only used for tumor detection in sentinel nodes. The location was staffed with two technologists who order and prepare licensed material. Licensed material is administered to each patient by the authorized user or other physician under the supervision of the authorized user. An average of 2-3 procedures are conducted each week using 1 mCi or less of Tc-99m as unit doses received from a local nuclear pharmacy. Waste is either held for decay in storage or returned to the nuclear pharmacy for disposal. The inspector performed independent and confirmatory radiation measurements which indicated results consistent with licensee survey records and postings.

Performance Observations

Interviews with licensee personnel indicated adequate knowledge of radiation safety concepts and procedures. The licensee's technologists demonstrated/discussed: (1) unit dose prep and safe use; (2) package check-in and return procedures; (3) wipe test counting; (4) dose calibrator tests; (5) security of license materials; (6) radiation safety program reviews; (7) surveys; (8) check source inventory; (9) dosimetry; (10) any minor contamination events (none); (11) radiation safety procedures for tissue specimens containing licensed material; and (12) corrective actions taken for two SL IV violations, identified during the previous inspection, pertaining to the licensee's failure to keep food out of areas where radioactive material is used and stored and a failure to properly wear dosimetry. No food was observed in the hot lab areas and dosimetry was observed to be properly worn by staff and the violations should now be considered closed.