



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

April 13, 2011

Docket No. 03001272  
EA-11-066

License No. 06-08020-02

Kimberly A. Lumia  
President and CEO  
Sharon Hospital  
50 Hospital Hill Road  
Sharon, CT 06069

**SUBJECT: NRC INSPECTION REPORT NO. 03001272/2011001, SHARON HOSPITAL,  
SHARON, CONNECTICUT SITE AND NOTICE OF VIOLATION**

Dear Ms. Lumia:

On February 15, 2011, Tara Weidner of this office conducted a safety inspection at Sharon Hospital in Sharon, Connecticut. The inspection was an examination of your licensed activities as they relate to radiation safety and to compliance with the Commission's regulations and the license conditions. The inspection consisted of observations by the inspector, interviews with personnel, and an examination of records. Additional information provided in your correspondence dated, February 22 and March 17, 2011 was also examined as part of the inspection. The results of the inspection were discussed with Cathy Riley, Radiology Director, at the conclusion of the inspection on March 24, 2011.

Based on the results of this inspection, and in accordance with the NRC Enforcement Policy, the NRC has identified one violation of NRC requirements. The violation involved Sharon Hospital not applying for and receiving a license amendment before it changed an area of use identified on their license, as required by 10 CFR 35.13(e). Specifically, on October 8, 2010, Sharon Hospital added a waste storage location, for iodine-131 patient waste, without first applying for an amendment to the license. A Notice of Violation (Notice) is enclosed that categorizes this violation as a Severity Level IV. This violation is being cited in the Notice, because the violation was identified by the NRC.

The NRC has concluded that information regarding the reason for the violation and the corrective actions taken and planned to correct the violation and prevent recurrence is already adequately addressed on the docket, in this letter, and in your license amendment request dated March 17, 2011. The corrective actions involved Sharon Hospital submitting a license amendment request to the NRC, documenting a new waste storage location. 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.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room and from the NRC document system (ADAMS), accessible from the NRC website at

Notice of Violation  
Sharon Hospital

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<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.

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; Organizations & Functions; Office of Enforcement; Enforcement documents**; 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 6:30 p.m. EST, Monday through Friday (except Federal holidays).

Please contact Tara Weidner at (610) 337-5272 if you have any questions regarding this matter.

Sincerely,

***Original signed by Marc Ferdas***

Marc S. Ferdas, Chief  
Medical Branch  
Division of Nuclear Materials Safety

Enclosure:  
Notice of Violation

cc:  
Peter J. Mas, Radiation Safety Officer  
State of Connecticut

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Sharon Hospital

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Marc S. Ferdas, Chief  
Medical Branch  
Division of Nuclear Materials Safety

Enclosure:  
Notice of Violation

cc:  
Peter J. Mas, Radiation Safety Officer  
State of Connecticut

Distribution:  
D. J. Holody, RI

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**SUNSI Review Complete:** TWeidner

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OFFICE	DNMS/RI	N	DNMS/RI	N	ORA/RI	N	DNMS/RI	N
NAME	TWeidner TW		MFerdas MSF		DHolody MMM For		MFerdas MSF	
DATE	4/11/2011*		4/12/11*		4/12/11*		4/13/11	

\*see prior concurrence

OFFICIAL RECORD COPY

## **NOTICE OF VIOLATION**

Sharon Hospital  
Sharon, CT

Docket No. 03001272  
License No. 06-08020-02  
EA-11-066

During an NRC inspection conducted on February 15, 2011, as well as, additional information provided by Sharon Hospital in correspondence dated, February 22 and March 17, 2011, for which a telephonic exit was held on March 24, 2011, one violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 35.13(e) states, in part, that a licensee shall apply for and must receive a license amendment before it adds to or changes the areas of use identified in the application or on the license.

Contrary to the above, on October 8, 2010, Sharon Hospital did not apply for and receive a license amendment before it added to or changed the areas of use identified in their license. Specifically, Sharon Hospital added a waste storage location, for iodine-131 patient waste, without applying for and receiving an amendment to their license.

This is a Severity Level IV violation (Section 6.3).

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.

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

Dated This 13th day of April 2011