

APR 13 1993

University of Cincinnati  
ATTN: Donald Harrison, M.D.  
Senior Vice President and Provost  
for Health Affairs  
141 Health Professions Building  
Cincinnati, Ohio 45267-0063

License No. 34-06903-05  
Docket No. 030-02764

Dear Dr. Harrison:

This refers to the special safety inspection conducted by Messrs. Wayne Slawinski and Thomas Young of this office on March 8-10, 1993, of activities authorized by NRC Byproduct Material License No. 34-06903-05. The inspection was prompted by concerns provided to the Region III office, regarding certain radiation safety activities associated with your research uses of radioactive material. The inspection findings were discussed with Mr. Kupferberg and others of the University of Cincinnati staff at the conclusion of the site inspection and in a telephone conversation between Victoria Morris and Wayne Slawinski on March 26, 1993.

The enclosed copy of our inspection report identifies areas examined during the inspection. Within these areas, the inspection consisted of a selective examination of procedures and representative records, observations, independent measurements, and interviews with personnel.

During this inspection, certain of your activities were found to be in violation of NRC requirements, as specified in the enclosed Notice. A written response is required. The NRC may exercise discretion and refrain from issuing a Notice of Violation for violations classified at Severity Level V in accordance with the criteria set forth in Appendix C, Section VII.B. of the NRC Enforcement Policy, 10 CFR Part 2. However, a Severity Level V violation is specified in the enclosed Notice to ensure that any actions you take to correct this violation will be broadly applied to all radiation workers. In addition, a violation was identified which is not being cited pertaining to the educational qualifications of your recently appointed Assistant Radiation Safety Officer. This violation is not being cited because it was identified by your staff and brought to the NRC's attention in your letter dated February 16, 1993; you have submitted an amendment request to correct the problem; and the other remaining criteria specified in Section VII.B. of the NRC Enforcement Policy, 10 CFR Part 2, Appendix C. have been satisfied.

In accordance with 10 CFR 2.790 of the Commission's regulations, a copy of this letter, the enclosures, and your response to this letter will be placed in the NRC Public Document Room.

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The response directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, PL 96-511.

We will gladly discuss any questions you have concerning this inspection.

Sincerely,

Roy J. Caniano, Chief  
Nuclear Material Safety Branch

Enclosures:

1. Notice of Violation
2. Inspection Report  
No. 030-02764/93001(DRSS)

bcc w/enclosures:

PUBLIC

Donald Funk, Region III

RIII *Y*  
WJA  
Slawinski/bt  
04/8/93

4/8  
RIII  
Young  
4/8/93

YES  
RIII  
Holt  
4/8/93

YES  
RIII  
Caniano  
4/12/93

~~RIII~~  
~~Funk~~