

MAY 12 1993

Docket No. 030-10074

License No. 29-02023-05

Evergreen Radiology Associates, P.A.
ATTN: Sam Brown, M.D.
220 Hamburg Turnpike, Suite 1
Wayne, New Jersey 07470

Dear Dr. Brown:

SUBJECT: Routine Inspection No. 030-10074/93-001

On April 8 and 12, 1993, Dr. Sattar Lodhi of this office conducted a routine safety inspection at the above address of activities authorized by the above listed NRC license. 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 a selective examination of representative records. The findings of the inspection were discussed with you and members of your staff at the conclusion of the inspection.

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 as Appendix A and categorizes each violation by severity level in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (Enforcement Policy). You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

The item in the Notice of Violation enclosed with this letter was identified during a previous inspection of your licensed activities and documented in a Notice of Violation enclosed with our letter dated June 24, 1992. From this inspection, it appears that your corrective actions were not effective since this item has recurred. Recurrent and uncorrected violations are given additional weight in the consideration and selection of appropriate enforcement action. Therefore, in your response to this letter, you should give particular attention to those actions taken or planned to ensure that identified items of noncompliance will be completely corrected and will not recur.

A second issue related to the requirements of 10 CFR 35.32 (Quality Management Program) is under review by the NRC and is therefore left unresolved at this time.

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Please use the enclosed self-addressed green envelope when you respond to this letter to assist us in the timely processing of your response. In accordance with Section 2.790 of the NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and your reply will be placed in the Public Document Room. The responses 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.

Your cooperation with us is appreciated.

Sincerely,

Original Signed By:
James P. Dwyer

James P. Dwyer, Acting Chief
Medical Inspection Section
Division of Radiation Safety
and Safeguards


Enclosure: Appendix A, Notice of Violation

cc:
Public Document Room (PDR)
Nuclear Safety Information Center (NSIC)
Armand F. Leone, M.D., Radiation Safety Officer
State of New Jersey

bcc:

Region I Docket Room (w/concurrences)

D. J. Holody, RI



DRSS:RI
Lodhi/bj

05/14/93



DRSS:RI
Dwyer

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