

NOTICE OF VIOLATION

District of Columbia General Hospital
Washington, D. C. 20007

Docket Nos. 030-01326 and 030-12537
License Nos. 08-04289-06 and 08-04289-08
EA 90-081

During an NRC inspection conducted on June 6, 1988, a violation of NRC requirements was identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, (Enforcement Policy) (1988), the particular violation is set forth below:

10 CFR 30.9(a) requires, in part, that information provided to the Commission by a licensee be complete and accurate in all material respects.

Contrary to the above, information provided to the NRC by the Medical Physicist at D.C. General Hospital was not accurate in all material respects, as evidenced by the following examples:

1. During an NRC inspection on June 6, 1988, the Medical Physicist first informed an NRC inspector he was unaware that the teletherapy unit radiation monitor was not working; later during the inspection he contradicted himself and stated it had been inoperable for one week prior to the inspection; and he subsequently submitted to the NRC a copy of a monthly spot check report for the teletherapy unit that contradicted both of the previous statements to the inspector in that it showed that the radiation monitor and beam condition indicator light had been inoperable since May 5, 1988.
2. In June, 1988, in accordance with a request by an NRC inspector during an inspection of the licensee's facility on June 6, 1988, the Medical Physicist submitted to the NRC a copy of the May 1988 Monthly Spot Check Report (MSCR) of the teletherapy unit that had been altered to reflect the inoperability of certain required safety equipment as of the time the MSCR was completed, when in fact, the original MSCR actually completed on May 5, 1988, did not identify the equipment as being inoperable.
3. During an interview with an investigator from the NRC Office of Investigations on October 12, 1988, the Medical Physicist, in response to a question by the OI Investigator, stated that he did not know who had placed dates next to his name and the name of a consultant to the hospital on the May 1988 monthly spot check report submitted to the NRC, and also stated that he did not place the dates next to these signatures; this statement was inaccurate, as evidenced by his subsequent statement during the December 6, 1989 Enforcement Conference that he had placed the dates next to both names.

This is a Severity Level III violation (Supplement VII).

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Pursuant to the provisions of 10 CFR 2.201, District of Columbia General Hospital is hereby required to submit a written statement or explanation to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation; (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order may be issued to show cause why the license should not be modified, suspended, or revoked or why such other action as may be proper should not be taken. Consideration may be given to extending the response time for good cause shown. Under the authority of Section 182 of the Act 42, U.S.C. 2232, this response shall be submitted under oath or affirmation.

FOR THE NUCLEAR REGULATORY COMMISSION

Original Signed By:
Thomas T. Martin
Thomas T. Martin
Regional Administrator

Dated at King of Prussia, Pennsylvania
this 12 day of October 1990