

NOTICE OF VIOLATION

Joel I. Hamburger, M.D.
Southfield, Michigan

General Licensee
Registration No. 1305

As a result of the inspection conducted on August 3, 1990, and in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C, (1989) (Enforcement Policy) the following violation was identified:

10 CFR 31.11(d) requires that a general licensee not receive, acquire, possess, or use byproduct material except as prepackaged units which are labeled in accordance with the provisions of a specific license issued under the provisions of 32.71 of this chapter.

Contrary to the above, since approximately 1986, the general licensee has received, possessed, and used byproduct material (iodine-125 radioimmunoassay kits) which is neither manufactured nor distributed in accordance with the provisions of a specific license issued under the provisions of 32.71 of this chapter.

This is a Severity Level IV violation (Supplement VI).

Pursuant to the provisions of 10 CFR 2.201, you are required to submit to this office within thirty days of this Notice a written statement or explanation in reply, including for each violation: (1) the corrective steps that have been taken and the results achieved; (2) the corrective steps that will be taken to avoid further violations; and (3) the date when full compliance will be achieved. Consideration may be given to extending your response time for good cause shown.

August 20, 1990
Dated

Roy J. Caniano
Roy J. Caniano, Chief
Nuclear Materials Safety
Section 2