

APPENDIX A

NOTICE OF VIOLATION

Boston Fertility Laboratories, Inc.  
Brookline, Massachusetts 02146

Docket No. 030-30923  
License No. 20-28322-01

During an NRC inspection conducted on January 6 and February 4, 1994, 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, the violation is listed below:

10 CFR 30.34(c) requires, in part, that each licensee confine his possession and use of byproduct materials to the locations and purposes authorized by the license.

Condition 10 of License No. 20-28322-01 requires that licensed material be used only at One Brookline Place, Brookline, Massachusetts.

Contrary to the above, between February 1992 and February 4, 1994, the licensee possessed up to 1 millicurie of Iodine-125 at 6 Huron Drive, Natick, Massachusetts, a location not authorized by the licensee.

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

Pursuant to the provisions of 10 CFR 2.201, Boston Fertility Laboratories, Inc. is hereby required to submit a written statement or explanation 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). 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 or a Demand for Information 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. Where good cause is shown, consideration will be given to extending the response time.

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