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Docket No. 030-16055
License No. 34-19089-01
CAL No. RIII-94-002

Advanced Medical Systems, Inc.
ATTN: Ms. Sherry Stein
Director of Regulatory
Affairs
121 N. Eagle Street
Geneva, OH 44041

Dear Ms. Stein:

SUBJECT: CONFIRMATORY ACTION LETTER

This refers to the conversation between you and Messrs. Gary Shear, Jack Grobe, John Madera and Wayne Slawinski of my staff on March 4, 1994, regarding your notification to us of the employment termination of Mr. Loeser, your Radiation Safety Officer (RSO). We understand that the termination was effective at close of business on March 3, 1994.

Based on that conversation, we understand that Advanced Medical Systems, Inc. will:

1. Suspend all NRC-licensed activities involving radioactive materials, including teletherapy service operations, waste processing/packaging and shipment of radioactive materials until you obtain an RSO who can oversee daily licensed activities. The proposed RSO's qualifications will be reviewed and approved by the NRC and your NRC license amended accordingly, before licensed activities resume.
2. Contact this office prior to commencement of activities involving radioactive materials at your facility, undertaken by a licensed contractor, while you are without an approved RSO.
3. Verify all radioactive material at your London Road facility is secured in storage and that radwaste is also properly contained and secured.
4. Continue performance of required periodic ISP procedural checks to ensure continued operation of certain key monitoring and control systems. Specifically:
 - ISP-2: Performance of monthly and semi-monthly restricted area and unrestricted area radiation surveys.
 - ISP-5: Performance of daily checks to verify proper hot cell pressure differentials and operability of the stack monitoring and alarm systems.

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ISP-7 Performance of monthly analysis of stack monitoring system
and 8: filters.

We realize that your emergency generator is out of service; consequently, generator operability and related battery/charger system checks required pursuant to ISP-6 and ISP-13 are not applicable at this time. However, we understand that should a loss of power at the facility occur, the actions described in your December 16, 1993 letter will be taken.

We further understand that Mr. Stephen Haddock is experienced in the performance of the tests and checks described in Item 4 above, and will conduct these tests until such time that a new RSO is approved by the NRC.

Pursuant to Section 182 of the Atomic Energy Act, 42 U.S.C. 2232, and 10 CFR 2.204, you are required to:

1. Notify me immediately if your understanding differs from that set forth above; and
2. Notify me if for any reason you cannot complete the actions within the specified schedule and advise me in writing of your modified schedule in advance of the change.

Issuance of the Confirmatory Action Letter does not preclude issuance of an order formalizing the above commitments or requiring other actions on the part of Advanced Medical Systems, Inc., nor does it preclude NRC from taking enforcement action for violations of NRC requirements that may have prompted the issuance of this letter. In addition, failure to take the actions addressed in this Confirmatory Action Letter may result in enforcement action.

The responses directed by this letter 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.

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

Sincerely,

Original Signed by Gary L. Shear

W. L. Axelson, Director
Division of Radiation Safety
and Safeguards

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Advanced Medical
Systems, Inc.

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