

APPENDIX  
NOTICE OF VIOLATION

W. A. Boade, M.D. Ltd.  
Sioux Falls, South Dakota

Docket: 30-30273/90-01  
License: 40-26908-01

During an XRC inspection conducted on June 20, 1990, violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1990) (Enforcement Policy), the violations are listed below:

1. 10 CFR 35.80(d) requires, in part, that dose calibrators be checked as described in 10 CFR 35.50 before medical use at each address of use. 10 CFR 35.50(b)(1) requires, in part, that a licensee check each dose calibrator for constancy with a dedicated check source.

Contrary to the above, since 1987, dose calibrators used in the licensee's Mankato, Minnesota, mobile nuclear medicine service program had not been checked for constancy at each address of use, but had instead been checked for constancy once daily at the base facility.

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

2. License Condition 10.A authorizes, in part, use of licensed material at 310 Belle Avenue, Mankato, Minnesota.

Contrary to the above, since 1982, licensed material has been used at 304 Belle Avenue, Mankato, Minnesota, a location not authorized by the license.

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

Pursuant to the provisions of 10 CFR 2.201, W. A. Boade, M.D. Ltd., is hereby required to submit to this office, within 30 days of the date of the letter transmitting this Notice, a written statement or explanation in reply, including for each violation: (1) the reason for the violation if admitted, (2) the corrective steps which have been taken and the results achieved, (3) the corrective steps which will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Where good cause is shown, consideration will be given to extending the response time.

Dated at Arlington, Texas,  
this 14th day of September 1990

9009240008 900914  
REG4 LIC30  
40-26908-01 PDC