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MAR 30 1994

Docket No. 030-11119
License No. 48-04193-03
CAL No. RIII-94-004

Milwaukee County Medical Complex
ATTN: William R. Hendee, Ph.D.
Senior Associate Dean -
Vice President
Medical College of Wisconsin
8701 Watertown Plank Rd.
Milwaukee, WI 53226

Dear Dr. Hendee:

SUBJECT: CONFIRMATORY ACTION LETTER

This refers to the telephone discussion of March 29, 1994, between you and Ms. B. J. Holt and Messrs. John Madera, Bill Reichhold, and Sam Mulay of my staff regarding the routine safety inspection conducted at your facility on March 21-24, 1994. The inspectors determined that in early 1993, an unauthorized member of your staff replaced timers on two teletherapy units. Consequently, we require assurance that the work performed will not compromise the safety of the teletherapy units.

Based on our telephone discussion, it is our understanding that you will discontinue use of your teletherapy unit for human use until you have:

1. Provided reasonable assurance of the safety of the teletherapy unit by having the device inspected and the work associated with the timer replacement evaluated by person(s) authorized by the NRC or an Agreement State to perform servicing operations on teletherapy units.
2. Provided the Region III office with a copy of the results of the inspection and evaluation.

We understand further that you will:

3. Provide reasonable assurance of the safety of your teletherapy unit for non-human use by having that device inspected and the work associated with the timer replacement evaluated by person(s) authorized by the NRC or an Agreement State to perform servicing operations on teletherapy units. This device will be inspected within two weeks of the date of this Confirmatory Action Letter.
4. Provide the Region III office with a copy of the results of the inspection and evaluation.

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- 5. Prohibit any in-house servicing operations on either of your teletherapy units until such operations have been evaluated and approved by the NRC via license authorization.

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,
- 2. Notify me if for any reason you cannot complete the actions described above within the stated time period, and advise me of your proposed alternative action,
- 3. Notify me immediately if, due to an emergency condition, it is necessary to treat a patient on your teletherapy unit, and
- 4. Notify me in writing when you have completed the actions addressed in this Confirmatory Action Letter.

Issuance of this Confirmatory Action Letter does not preclude issuance of an order formalizing the above commitments or requiring other actions on the part of the licensee. Nor does it preclude the 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, Pub. L. No. 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 John A. Grobe

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

- bcc: H. Thompson, DEDS
- J. Lieberman, OE
- J. Goldberg, OGC
- R. Bernero, NMSS
- J. Glenn, NMSS
- S. Green, NMSS
- J. Martin, RIII

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yes
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yes
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Madera
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yes
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Caniano
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not available
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Berson

yes
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DePayette
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yes
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Axelson
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