

APR 1 1994

Docket No. 030-29462
License No. 45-23645-01NA

U. S. Department of the Navy
Chief of Naval Operations
Navy Radiation Safety Committee (N-45)
ATTN: RADM J. Walker, USN
Chairman
Washington, D.C. 20350-2000

Gentlemen:

SUBJECT: NOTICE OF VIOLATION
(NRC INSPECTION REPORT NO. 45-23645-01NA/94-03)

This refers to the inspection conducted by Mr. James L. Montgomery of the NRC's Region V office on March 3, 1994. The inspection included a review of activities authorized for the Navy Hospital Camp Pendleton under Naval Radioactive Materials Permit (NRMP) No. 04-68094-11NP. At the conclusion of the inspection, the findings were discussed with CAPT. J. Staiger, MC, USN, Commanding Officer and members of his staff. The findings were also discussed in a March 25, 1994 telephone conversation between Mr. Jerry Ennis, NRC Region II, and CAPT J. Malinoski of your staff.

The inspection was an examination of activities conducted under your license with respect to radiation safety and compliance with NRC regulations and the conditions of your license. It included selective examinations of procedures and representative records, interviews with personnel, and direct observations by the inspector.

Based on the results of this inspection, certain of your activities appeared to be in violation of NRC requirements, as specified in the enclosed Notice of Violation (Notice). In addition, the inspector identified activities that violated NRC requirements that will not be subject to enforcement action because the licensee's efforts in correcting the violation meet the criteria specified in Section VII.B of the Enforcement Policy. The non-cited violations concerned: failure to maintain on file documentations of tests showing that the Type A package (Molybdenum 99-Technetium 99m generator) used by the facility complied with applicable U.S. Department of Transportation requirements, and records relating to molybdenum 99 concentration in generator elutions were not maintained in the units required by 10 CFR 35.204(c). These items were also discussed with CAPT. Christopher at the conclusion of the inspection.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. In your response, you should document the specific actions taken and any additional

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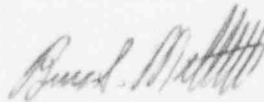
actions you plan to prevent recurrence. After reviewing your response to this Notice, including your proposed corrective actions and the results of future inspections, the NRC will determine whether further NRC enforcement action is necessary to ensure compliance with NRC regulatory requirements.

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter, its enclosure, and any reply will be placed in the NRC Public Document Room.

The responses directed by this letter and the enclosed Notice 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.

Should you have any questions concerning this letter, please contact us.

Sincerely,



Bruce S. Mallett, Deputy Director
Division of Radiation Safety
and Safeguards

Enclosure:
Notice of Violation

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