

DG

March 28, 1994
EN 94-032

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: Henry Ford Hospital (EA 94-046)
License No. 21-04109-08
Docket No. 030-00274

Subject: CONFIRMATORY ORDER RESCINDING
CONFIRMATORY ORDER DATED JULY 17, 1984

As a result of a teletherapy misadministration which occurred in early 1984, the NRC issued a Confirmatory Order dated July 17, 1984, which ordered the Henry Ford Hospital (Licensee) to implement a Teletherapy Treatment Quality Assurance Program.

Due to NRC requirements enacted January 27, 1992, relating to the Quality Management Program (QMP), the Licensee, in accordance with 10 CFR 35.32(f)(2), submitted its written QMP to the NRC on January 23, 1992.

In an April 8, 1993 letter, the Licensee requested the NRC to rescind the 1984 Order because: (1) all subsequent NRC inspections have found the Licensee to be in compliance with the 1984 Order; (2) no therapeutic misadministrations have occurred at the Henry Ford Hospital since the 1984 Order was issued; and (3) regulatory changes in 10 CFR Part 35 pertaining to the Quality Management Program encompass all aspects of the 1984 Order.

After careful review of this matter, the NRC has concluded that the Licensee's QMP, as set forth in its letter dated January 23, 1992, meets the requirements of 10 CFR 35.32, that the Licensee's QMP encompasses the requirements of the Teletherapy Treatment Quality Assurance Program required by the 1984 Order, and that the actions required by the 1984 Order are suspended by current regulatory requirements. Accordingly, the 1984 Order should be rescinded. Under the terms of this Order, a person, other than the Licensee, may within 20 days of the date of the Order, request a hearing.

Contact: N. Mamish, OE, 504-2740 J. Lieberman, OE, 504-2741

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9404140211 940328
PDR I&E
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