

FEB 04 1994

Docket No. 030-07068  
030-22123  
070-00374

License No. 37-01753-02  
37-01753-04  
SNM-343

St. Joseph's University  
ATTN: Vincent McCarthy Ph.D.  
Provost  
City Line Avenue at 54th Street  
Philadelphia, Pennsylvania 19131

Dear Dr. McCarthy:

SUBJECT: NOTICE OF VIOLATION Nos. 030-07068/94-001; 030-22123/94-001;  
070-00374/94-001

This refers to our discussion of February 1, 1994. The discussion concerned activities authorized by the above listed NRC licenses. License Nos. 37-01753-02 and 37-01753-04 do not authorize use of the material specified by them, but are for storage only. From the discussion, we understand that Dr. John P. Waldron, who is listed as Radiation Safety Officer on these licenses, is no longer employed by St. Joseph's University. You are required to have a Radiation Safety Officer for each license and should have submitted a license amendment to the NRC prior to the Dr. Waldron leaving your employ. Also, during the discussion you were notified that License No. 37-01753-02 expired on January 31, 1994.

Based on the findings mentioned above, it appears that your activities were not conducted in full compliance with NRC requirements. A Notice of Violation is enclosed as Appendix A and categorizes each violation by severity level in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (Enforcement Policy). You are required to respond to this letter and in preparing your response, you should follow the instructions in Appendix A.

Along with the required response to the enclosed Notice of Violation, you will need to submit a license amendment to name new RSO's for your License Nos. 37-01753-04 and SNM-343 and an application for a new license for the material authorized under License No. 37-01753-02. If you so desire the 04 license maybe amended to include the material under the 02 license, consequently the 02 license could then be retired and a new application for that license would not be required.

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RETURN ORIGINAL TO  
REGION I

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Please use the enclosed self-addressed green envelope when you submit your copy to the Regional Administrator, Region I, this will assist us in the timely processing of your response. In accordance with Section 2.790 of NRC's "Rules of Practice," Part 2, Title 10, Code of Federal Regulations, a copy of this letter and your reply will be placed in the Public Document Room. The responses directed by this letter and the accompanying Notice 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 addition, based on the telephone conversation on February 1, 1994, it is our understanding that you will take immediate actions to ensure that the material in question is not being used and is appropriately stored and secured. If your understanding is different than ours on this matter, please call me immediately at 610-337-5258.

Your cooperation with us is appreciated.

Sincerely,

Original Signed By:  
Walter J. Pasciak  
Walter J. Pasciak, Chief  
Industrial Applications Section  
Division of Radiation Safety  
and Safeguards

Enclosures: Appendix A, Notice of Violation

cc with enclosure:

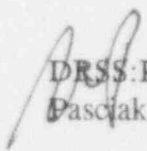
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