



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555-0001

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FEB 15 1994

Docket No. 030-29567  
License No. 20-2708-01  
EA 94-035

Cameo Diagnostic Centre, Inc.  
ATTN: Paul Rosenbaum, President  
Suite 102  
155 Maple Street  
Springfield, Massachusetts 011005

Dear Mr. Rosenbaum:

SUBJECT: ORDER MODIFYING ORDER IMPOSING CIVIL MONETARY  
PENALTY - \$1,750

This refers to the Order Imposing Civil Monetary Penalty issued to you on November 24, 1993 (EA 93-005) (Order). The Order imposed a civil penalty of \$1,750 for violations set forth in a Notice of Violation and Proposed Imposition of Civil Penalty (Notice) issued to you on April 16, 1993. By letter dated December 17, 1993, you requested a hearing on that Order. On February 1, 1994, the Atomic Safety and Licensing Board (ASLB) designated to preside in this proceeding held a prehearing conference.

Violation I.B., as set forth in the Notice and referenced in the Order, cited you for being in violation of 10 CFR 30.9(a) for a failure to provide to the Commission information that was complete and accurate in all material respects.

During the February 1, 1994 prehearing conference, the ASLB ordered the NRC staff, among other things, to prepare a brief addressing whether a total failure to provide material information to the Commission can, as a matter of law, constitute a violation of 10 CFR 30.9(a). The staff will be separately filing its brief on the ASLB's question. The NRC staff has reconsidered whether Violation I.B. as stated in the Notice fully reflected the facts of this case. After reviewing the facts, and statements made by the inspector and you, the NRC staff is modifying Violation I.B for reasons stated in Section III of the enclosed Order.

You will need to respond to this modified Order within 20 days of the date of this Order by either requesting that the NRC proceed with the Licensee's December 17, 1993 request for a hearing or by withdrawing the Licensee's hearing request. The response to this Order shall be addressed to Mr. James Lieberman, Director, Office of Enforcement, U.S. Nuclear Regulatory Commission Washington,

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Centre, Inc.

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D.C. 20555, with a copy to the Commission's Document Control Desk, Washington, D.C. 20555. Copies also shall be sent to the Assistant General Counsel for Hearings and Enforcement at the same address and to the Regional Administrator, NRC Region I, 475 Allendale Road, King of Prussia, Pennsylvania 19406.

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

Sincerely,



Hugh L. Thompson, Jr.  
Deputy Executive Director for  
Nuclear Materials Safety, Safeguards  
and Operations Support

Enclosure: As Stated

cc w/encls:  
Department of Public Health  
Robert M. Hallisey, Director  
Radiation Control Program  
305 South Street, 7th Floor  
Jamaica Plain, MA 02130