

dkn 03017145

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

*Please return  
to Kerry Kohler  
AR-2015*

In the Matter of )  
Mandell and Blau, M.D.'s, P.C. ) Byproduct Material  
40 Hart Street )  
New Britain, CT 06052 ) License 06-19212-01

ORDER TO SHOW CAUSE

I

Mandell and Blau, M.D.'s, P.C., 40 Hart Street, New Britain, CT 06052 ("the licensee") is the holder of Byproduct Material Licenses 06-19212-01 ("the license") issued by the Nuclear Regulatory Commission ("the Commission"). The license authorizes the possession and use of byproduct material under certain conditions specified therein. This license was originally issued on May 21, 1980. The present expiration date of the license is May 31, 1985.

II

On January 20, 1982, the licensee's activities authorized by License 06-19212-01 and located at 40 Hart Street, New Britain, CT, were inspected by a representative(s) of the NRC Region 1 Office for health and safety purposes. On May 20, 1982, the Commission sent Invoice 0774P to the licensee requesting payment within 30 days of the inspection fee of \$460 required by 10 CFR 170 of the Commission's regulations. A second notice of payment due, together with a Notice of Violation, was sent to the licensee on June 21, 1982. A final notice of payment due was sent to the licensee on July 21, 1982. On July 8 and August 20, 1982 the Commission responded to the licensee's letter and telephone call. To date the fee required by Part 170 has not been paid by the licensee.

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III

In view of the foregoing and pursuant to the Atomic Energy Act of 1954, as amended and the regulations in 10 CFR Parts 2, 30 and 170, IT IS HEREBY ORDERED THAT:

1. The licensee show cause, in the manner hereinafter provided, why License 06-19212-01 should not be revoked permanently.

The licensee may, within twenty days of the date of receipt of this Order, file a written answer to this Order and may also request a hearing within said twenty-day period. Any answer filed shall specifically admit or deny such allegation made in Section II above, and may set forth the matters of the fact and law upon which the licensee relies. If a hearing is requested, the Commission will issue an Order designating the time and place of hearing. Upon failure of the licensee to file an answer within the time specified, the Director of Administration or the undersigned will, without further notice, issue an Order revoking License 06-19212-01.

In the event the licensee files a timely answer and requests a hearing within the time specified, the issues to be considered at such hearing shall be (1) whether the licensee violated the Commission's regulations as specified in Section II above; and (2) whether the subject license should be permanently revoked.

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In lieu of filing an answer to this Order, the licensee may pay the prescribed inspection fee within twenty days of the date of receipt of this Order. In the event the licensee remits the required fee within said twenty-day period, the Nuclear Regulatory Commission will issue an Order terminating this proceeding. Otherwise, the foregoing procedure for revocation of the license shall be followed.

FOR THE NUCLEAR REGULATORY COMMISSION

William O. Miller, Chief  
License Fee Management Branch  
Office of Administration

Dated at Bethesda, Maryland  
this 3rd day of December, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

DISTRIBUTION:  
LFMB Orders File  
License File  
PDR  
RFonner, OELD  
WEManion, ORM  
CJHollway, LFMB  
KLKohler, LFMB  
JGlenn, Reg. 1  
LFMB R/F

OFFICE	LFMB:ADM	OELD	NMSS	ORM	LFMB:ADM		
SURNAME	KKonter:rf	RFonner	VMiller	WEManion	WOMiller		
DATE	11/24/82	11/24/82	11/24/82	12/1/82	11/24/82		