



Hawaiian Eye
SURGICENTER

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Accredited by
Accreditation Association
for Ambulatory
Health Care, Inc.

John M. Corboy, M.D.
Surgeon/Director
Wendell K.S. Foo, M.D.
Anesthesiology

June 1, 1994

Reply to a Notice of Violation
Docket No.: 030-14891
License No.: 53-18343-01

U.S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, D.C. 20555

We are hereby responding to Notice of Violation issued May 19, 1994.

Violation A:

1. Reason: The physician, John M. Mertus, M.D. had recently been added to our medical staff. We confirmed his prior training, and instructed him, and supervised him on and off the premises. All his records are reviewed and initialed. We anticipated adding him to our license when it was renewed, but forgot to do so.
2. Corrective steps: An addendum was filed to our current license renewal, adding Doctor Mertus to our list of trained physicians authorized to use the sealed source applicator.
3. Avoiding future problems: No physician will be permitted to use the Beta source until they are added to the license. An attempt will be made to have all our physicians qualify.
4. Compliance: In this case, compliance will be achieved when license is reissued with anticipated approval of Doctor Mertus.

Violation B:

1. Reason: While we were aware of the exemption permitting physicians to transport the Beta source, we were not aware that only physicians could transport the source. We felt that the physician's nurse, technician, or other personal representative, directly responsible to the physician, while personally supervised by and acting under the specific orders of the physician, could assist him in transporting the source on common carriers. Apparently, this common sense understanding is not shared by the N.R.C. Thus, we have been in error.

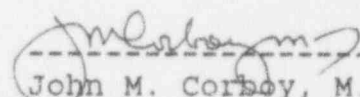
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2. Corrective steps: The staff has been advised of our new understanding of the Physician Exemption requirements. We have revised our checkout log book. We have required the physician to strictly adhere to the transportation rules.
3. Avoiding future violations: We are endeavoring to purchase at least two additional Sealed Source Sr-90 Applicators (correspondance enclosed) to eliminate the transportation issue.
4. Compliance achieved: Immediately.

Respectfully submitted,



John M. Corboy, M.D.
Radiation Safety Officer



Marta Davidson, R.N.
Surgicenter Supervisor

Encl: Correspondence

xc: Christopher Tortora, M.D.
David Kula
John Mertus, M.D.

JMC/mcd