

ENCLOSURE

NOTICE OF VIOLATION

Weaver Medical Associates
Richmond, Virginia

Docket No. 030-20161
License No. 45-23007-01

During an NRC inspection conducted on February 2, 1991 violations of NRC requirements were identified. In accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions," 10 CFR Part 2, Appendix C (1990), the violations are listed below:

- A. 10 CFR 35.51(c) requires that each survey instrument be checked for proper operation with a dedicated check source each day of use.

Contrary to the above, as of February 2, 1991, the licensee was not checking each survey instrument for proper operation with a dedicated check source each day of use.

This is a Severity Level IV violation (Supplement V).

- B. 10 CFR 35.50(b)(2) requires in part that the licensee test each dose calibrator for accuracy at least annually by assaying at least two sealed sources containing different radionuclides meeting certain specified types and levels of activity.

Contrary to the above, the licensee failed to perform accuracy checks of its dose calibrator during 1988, 1989, or 1990.

This is a Severity Level IV violation (Supplement VI).

- C. 10 CFR 35.50(b)(3) requires in part that the licensee test each dose calibrator for linearity at least quarterly over the range of use between the highest dosage that will be administered to a patient and 10 microcuries.

Contrary to the above, from at least 1988 until February 2, 1991, the licensee failed to perform linearity tests of the dose calibrator at least quarterly over the range of its use between the highest dosage administered to a patient and 10 microcuries. Specifically, the licensee performed linearity tests of the dose calibrator only down to two millicuries.

This is a Severity Level IV violation (Supplement VI).

- D. Condition 14 of NRC License No. 45-23007-01 requires that the licensee conduct its program in accordance with the statements and representations contained in the licensee's application dated October 18, 1988.

Appendix I to the licensee's application requires that the model safety rules published in Appendix I to Regulatory Guide 10.8 (RG 10.8), Revision 2, be established and implemented.

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2

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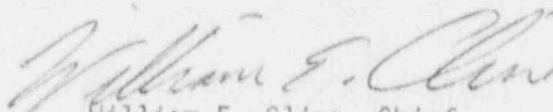
Model Rule 9 contained in Appendix I, "Model Rules for Safe Use of Radiopharmaceuticals," of RG 10.8, Revision 2, states, "Dispose of radioactive waste only in designated, labeled, and properly shielded receptacles."

Contrary to the above, on February 2, 1991, the licensee disposed of radioactive waste in an unlabeled receptacle.

This is a Severity Level IV violation (Supplement VI).

Pursuant to the provisions of 10 CFR 2.201, Weaver Medical Associates is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555 with a copy to the Regional Administrator, Region II, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include [for each violation]: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. If an adequate reply is not received within the time specified in this Notice, an order may be issued to show cause why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

FOR THE NUCLEAR REGULATORY COMMISSION



William E. Cline, Chief
Nuclear Materials Safety and
Safeguards Branch
Division of Radiation Safety
and Safeguards

Dated at Atlanta, Georgia
this 6th day of March 1991