

SEP - 8 1997

Docket No. 030-08728  
EA No. 97-392

License No. 06-15203-01

Duane A. Carlberg, Chief Operating Officer  
Windham Community Memorial Hospital, Inc.  
and Hatch Hospital Corporation  
112 Mansfield Avenue  
Willimantic, Connecticut 06226

SUBJECT: INSPECTION NO. 030-08728/97-001

Dear Mr. Carlberg:

This refers to the inspection conducted on July 21 - 22, 1997 at the above location. The purpose of the inspection was to determine whether activities authorized by the license were conducted safely and in accordance with NRC requirements. The enclosed report presents the results of this inspection. At the conclusion of the inspection, the findings were discussed with those members of your staff identified in the enclosed report. The inspection concluded with a telephone conversation between Dr. Robert B. Daly, Radiation Safety Officer and Mr. Louis Manning of this office on August 6, 1997. This also refers to a telephone conversation on September 5, 1997, between you and Teresa Darden of this office.

Based on the results of this inspection, four apparent violations were identified and are being considered for escalated enforcement action in accordance with the "General Statement of Policy and Procedure for NRC Enforcement Actions" (Enforcement Policy), NUREG 1600. These include: 1) failure to provide accurate information required to be maintained by statute or NRC regulations or License Condition, 2) failure to establish a quorum at an Radiation Safety Committee, 3) failure to measure the dose rate at one meter, to ensure that the dose rate was below five milliroentgen per hour, for three patients who were administered 30 millicuries of sodium iodide iodine-131, and 4) failure to conduct your program in accordance with Condition 15 of License No. 06-15203-01. Accordingly, no Notice of Violation is presently being issued for these inspection findings. In addition, please be advised that the number and characterization of apparent violations described in the enclosed inspection report may change as a result of further NRC review.

A transcribed, predecisional enforcement conference to discuss these apparent violations has been scheduled for 10:00 a.m. September 19, 1997 at the Region I office. The decision to hold a predecisional enforcement conference does not mean that the NRC has determined that a violation has occurred or that enforcement action will be taken. This conference is being held to obtain information to enable the NRC to make an enforcement decision, such as a common understanding of the facts, root

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causes, missed opportunities to identify the apparent violation sooner, corrective actions, significance of the issues and the need for lasting and effective corrective action. In addition, this is an opportunity for you to point out any errors in our inspection report and for you to provide any information concerning your perspectives on 1) the severity of the violations, 2) the application of the factors that the NRC considers when it determines the amount of a civil penalty that may be assessed in accordance with Section VI.B.2 of the Enforcement Policy, and 3) any other application of the Enforcement Policy to this case, including the exercise of discretion in accordance with Section VII. In presenting your corrective action, you should be aware that the promptness and comprehensiveness of your actions will be considered in assessing any civil penalty for the apparent violations. The guidance in the enclosed NRC Information Notice 96-28, "SUGGESTED GUIDANCE RELATING TO DEVELOPMENT AND IMPLEMENTATION OF CORRECTIVE ACTION," may be helpful.

You will be advised by separate correspondence of the results of our deliberations on this matter. No response regarding these apparent violations is required at this time.

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

Sincerely,

**ORIGINAL SIGNED BY:  
A. RANDOLPH BLOUGH**

A. Randolph Blough, Director  
Division of Nuclear Materials Safety

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License No.: 06-15203-01  
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Enclosures:

1. Inspection Report No. 030-08728/97-001
2. NUREG 1600 (Enforcement Policy)
3. NRC Information Notice 96-28

cc w/enclosures:

Robert B. Daly, M.D., Radiation Safety Officer  
State of Connecticut

D. A. Carlberg, COO

-3-

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