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UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

April 21, 1998

EA 98-183

José M. Colón Vaquer, M.D.
P.O. Box 76
Manatí, Puerto Rico 00674

SUBJECT: CONFIRMATORY ORDER MODIFYING LICENSE - EFFECTIVE IMMEDIATELY

Dear Dr. Colón:

The NRC has received your executed acknowledgment dated April 16, 1998, indicating your consent to the issuance of a Confirmatory Order Modifying License with the commitments described in the NRC's letter dated April 15, 1998. Accordingly, the enclosed Confirmatory Order Modifying License is being issued due to the Nuclear Regulatory Commission's (NRC) concerns regarding the number and scope of violations identified during an NRC inspection of your program on March 2 and 5, 1998. The inspection findings revealed a significant breakdown and lack of attention to your Radiation Protection and Quality Management Programs. As a result of the latter, two misadministrations occurred. It was also identified that you used licensed material during a period when your license was expired, contrary to regulatory requirements and verbal instructions by the NRC. Pursuant to the Order, your license is hereby modified to require that you immediately cease use of your Strontium-90 eye applicator and place it in safe storage.

Pursuant to Section 223 of the Atomic Energy Act of 1954, as amended, any person who willfully violates, attempts to violate, or conspires to violate, any provision of this Order shall be subject to criminal prosecution as set forth in that section. Violation of this Order may also subject the person to civil monetary penalty.

Questions concerning this Confirmatory Order Modifying License should be addressed to Douglas M. Collins, Director, Division of Nuclear Material Safety, who may be reached at (404) 562-4700.

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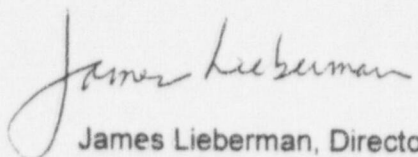
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José M. Colón Vaquer, M.D.

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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,



James Lieberman, Director
Office of Enforcement

Docket No. 030-34060
License No. 52-25113-02

Enclosure: Confirmatory Order Modifying License

cc: Commonwealth of Puerto Rico

Commonwealth of Puerto Rico
Tribunal Examinador de Medicos de Puerto Rico
Dr. Humberto Vazquez, President
P. O. Box 13969
San Juan, Puerto Rico 00908

Commonwealth of Puerto Rico
Department of Health
Office of the Secretary
Dr. Carmen Feliciano de Melecio,
Secretary of Health
P. O. Box 70184
San Juan, Puerto Rico 00936