



UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION III  
801 WARRENVILLE ROAD  
LISLE, ILLINOIS 60532-4351

August 12, 1997

EA 97-352

Ms. Dominique Buck  
President  
Taylor Diagnostics Imaging Inc.  
39595 W. Ten Mile Road - Suite 103  
Novi, MI 48375

SUBJECT: NOTICE OF TERMINATION OF LICENSE

Dear Ms. Buck:

Enclosed is a Notice of Termination of License for Byproduct Material License No. 21-26607-01. The license is being terminated per your request, following the issuance of a Demand for Information (DFI) on June 9, 1997. You did not respond to the DFI in writing, under oath or affirmation, as required by the terms of the DFI; however, you did provide oral information in response to the questions in the DFI, including your oral request that the license be terminated.

Since you requested termination of the license, the NRC does not intend to take further action concerning the apparent violations identified in the enclosed Notice of Termination of License. However, if you wish to engage in NRC-licensed activities in the future, pursuant to 10 CFR 30.32(b), you should be prepared at that time to demonstrate in writing to the NRC why the NRC should have confidence that you will maintain complete and accurate information as required by the NRC, and conduct NRC-licensed activities in accordance with the Commission's requirements.

The NRC Office of the Controller will address the matter of any delinquent debts currently outstanding by separate correspondence.

You are not required to reply to this letter or the enclosed Notice of Termination of License. Should you have any questions regarding this matter, please contact Monte Phillips, NRC Region III Office, at (630) 829-9806.

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D. Buck

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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,

*for James F. Caldwell*

A. Bill Beach  
Regional Administrator

Docket No. 030-33659  
License No. 21-26607-01

Enclosure: As stated

cc w/encl: Dominique Buck, President  
Taylor Diagnostics Imaging aka  
Diagnostics Imaging  
1244 Craven  
Highland, MI 48356

DISTRIBUTION:

PUBLIC

SECY

CA

LCailan, EDO

AThadani, DEDE

LChandler, OGC

JGoldberg, OGC

CPaperiello, NMSS

DCool, NMSS

Enforcement Coordinators

RI, RII and RIV

JGilliland, OPA

HBell, OIG

GCaputo, OI

TMartin, AEOD

LTremper, OC

OE:ES

OE:EA (2)

State of Michigan

RAO:RIII

SLO:RIII

PAO:RIII

OC/LFDCB

UNITED STATES  
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	Docket No. 030-33659
TAYLOR DIAGNOSTICS IMAGING, INC.,	)	License No. 21-26607-01
	)	
Novi, Michigan	)	EA 97-352

NOTICE OF TERMINATION OF LICENSE

I

Taylor Diagnostics Imaging, Inc., also known as Diagnostics Imaging, Inc. (TDI or Licensee) holds byproduct materials license No. 21-26607-01, issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR Part 30. The license was initially issued on December 9, 1994, and the expiration date was extended until December 31, 2004, in accordance with 61 FR 1109, rulemaking for one-time extension of expiration dates. The license authorizes the Licensee to use 10 CFR 35.100 and 35.200 byproduct material (excluding xenon-133 and generators) to conduct uptake, dilution, excretion, imaging and localization studies for medical diagnostic purposes. Dominique Buck is listed as the president of Taylor Diagnostics Imaging, Inc., a corporation registered in the State of Michigan.

II

In an effort to resolve a pending fee matter, the NRC License Fee and Accounts Receivable Branch attempted to contact TDI but instead reached a different company (North Oakland Radiology) at the telephone number and location which once housed TDI. This location (39595 West Ten Mile Road, Novi, Michigan) is the only location where TDI is authorized to possess or use licensed material. NRC Region III made initial telephone inquiries to ascertain the whereabouts of the Licensee and its licensed material, and to determine

whether licensed material was being used at the West Ten Mile Road address by some other entity. An NRC inspector interviewed several ex-employees by telephone, none of whom could provide any information concerning the disposition of two radioactive calibration sources possessed by TDI that contain, respectively, 247 microcuries of cesium-137 and 304 microcuries of barium-133. This matter was discussed with the president of TDI, who was reached at the West Ten Mile Road address. At that time, the president claimed no knowledge of the disposition of the sources or where any of the equipment once owned and operated by TDI might be found. An NRC inspector was onsite at the former West Ten Mile Road address on January 17, 1997, and determined that no radioactive material was stored or used in the facility.

Failure to maintain records of the transfer and disposal of byproduct material is a violation of 10 CFR 30.51(a). Failure to notify the NRC that principal activities have been permanently discontinued is a violation of 10 CFR 30.36(d).

The apparent violations identified above as well as the facts that TDI is not conducting NRC-licensed activities, does not employ the Radiation Safety Officer named on the NRC license, and is not located at the address named on the NRC license, caused the NRC to issue a formal Demand for Information (DFI) to the president of TDI on June 9, 1997, to resolve the issues regarding the location of the calibration sources and the other apparent violations described above, and to obtain information concerning whether the NRC should terminate or revoke the license. Specifically, among other things, the DFI required that the president of TDI identify the present location of the calibration sources, if known, and state

whether TDI desired to retain its NRC license. A written response to the DFI, submitted under oath or affirmation, was required on or before July 9, 1997.

The president of TDI initiated telephone contact with the NRC Office of Enforcement, but has not submitted the required written response to the DFI as of the date of this Notice of Termination of License. On July 14, 1997, the president of TDI provided telephonic information that allowed the NRC to locate the missing calibration sources, which had been transferred to another NRC-licensed nuclear medicine clinic. During that telephone conversation, which took place between the president of TDI and Mr. Joseph DeMedico, NRC Office of Enforcement, the president of TDI stated that TDI did not wish to pay NRC fees and did not require an NRC license; and the president of TDI requested that the NRC license issued to TDI be terminated. Additionally, as noted above, an NRC inspector was onsite at the former West Ten Mile Road address on January 17, 1997, and determined that no radioactive material was stored or used in the facility and therefore, an NRC Form 314 need not be submitted pursuant to 10 CFR 30.36.

### III

Accordingly, in accordance with the telephonic request of the president of TDI on July 14, 1997; and in the absence of any written response to the DFI issued to TDI on June 9, 1997, which required a written response within 30 days concerning why the license should not be terminated or revoked by the NRC; License No. 21-26607-01 is hereby terminated.



Dated at Lisle, Illinois  
this      day of August 1997