



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION V

1460 MARIA LANE, SUITE 210  
WALNUT CREEK, CALIFORNIA 94596-5368

JUL 25 1989

License No. 04-23242-01

EA No. 89-123

Veterans Administration Medical Center  
3801 Miranda Avenue  
Palo Alto, California 94304

Attention: James C. DeNiro  
Director

Gentlemen:

SUBJECT: NOTICE OF VIOLATION AND ENFORCEMENT CONFERENCE

This refers to the routine safety inspection conducted by Mr. J. L. Montgomery and Mr. J. F. Pang of this office on May 22-24, 1989 of activities authorized by NRC License No. 04-23242-01 and to the discussion of our findings held with Dr. F. Ebaugh and other members of your staff at the conclusion of the inspection. The findings of this inspection were also discussed with you and your staff during an enforcement conference held on June 26, 1989. The report (89-02) is enclosed as Appendix B to this letter.

The inspection was an examination of the activities conducted under your license as they relate to radiation safety and to compliance with the Commission's rules and regulations and the conditions of your license. The inspection consisted of selective examinations of procedures and representative records, interviews with personnel, and observations by the inspectors.

The results of the inspection are documented in our inspection report No. 89-01, dated June 19, 1989. Based on the results of this inspection, it appears that certain of your activities were not conducted in full compliance with NRC requirements, as set forth in the Notice of Violation enclosed as Appendix A to this letter. These noncompliances have been categorized into severity levels in accordance with the NRC Enforcement Policy, 10 CFR Part 2, Appendix C (1988).

The number and type of violations, including three repeat violations from the inspection conducted on January 13-15, 1988, indicate a lack of management control in your radiation safety program. There is a need for strong participation by management to control your overall licensed program. You have stated that you will be more attentive to license requirements and will see that your program is properly controlled. Based upon your commitment, our enforcement action, at this time, has been limited to issuing only a Notice of Violation.

The responses directed by this letter and the accompanying Notice are not subject to the clearance procedures of the Office of Management and Budget as required by the Paperwork Reduction Act of 1980, P.L.-511.

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If you have any questions on this matter or concerning this inspection, please telephone Mr. Pang or Mr. Montgomery at 415-943-3700.

Sincerely,

*G.P. Yuhos for*

Ross A. Scarano, Director  
Division of Radiation Safety  
and Safeguards

Enclosure:

Appendix A, Notice of Violation

Appendix B, Enforcement Conference Report No. 89-02

JUL 25 1989

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bcc w/enclosure:

Docket File

G. Cook

B. Faulkenberry

J. Martin

A. Johnson

State of California

M. Smith

LFMB

REGION V/joan

JFPang JFP

7/11/89

JMontgomery

7/11/89

AJohnson

7/20/89

MBlume

7/20/89

RJHate

7/25/89

RAS  
7/23/89

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YES / NO ]	YES / NO ]	YES / NO ]	YES / NO ]	YES / NO ]

SEND TO PDR ]
YES / NO ]

copy for RAS.