



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION III  
2443 WARRENVILLE ROAD, SUITE 210  
LISLE, ILLINOIS 60532-4352

June 29, 2021

EA-21-094

Mr. Christopher Durbin, Ph.D.  
Radiation Safety Officer  
St. Luke's Hospital  
Radiology Department  
232 S. Woods Mill Road  
Chesterfield, MO 63017

SUBJECT: NRC ROUTINE INSPECTION REPORT NO. 03002305/2021001(DNMS) AND  
EXERCISE OF DISCRETION – ST. LUKE'S HOSPITAL

Dear Dr. Durbin:

On June 3, 2021, an inspector from the U.S. Nuclear Regulatory Commission (NRC) conducted a routine inspection at your facility in Chesterfield, Missouri. The purpose of the inspection was to review activities performed under your NRC license to ensure that activities were being performed in accordance with NRC requirements. Mr. Luis Nieves of my staff conducted a final exit meeting with you and your staff on June 3, 2021, to discuss the inspection findings.

During this inspection, the NRC staff examined activities conducted under your license related to public health and safety. Additionally, the staff examined your compliance with the Commission's rules and regulations as well as the conditions of your license. Within these areas, the inspection consisted of selected examination of procedures and representative records, observations of activities, and interviews with personnel.

Although violations of Title 10 of the *Code of Federal Regulations* (CFR) 35.60 and 35.63 were identified, and the issues were discussed during the final exit meeting, your program met all of the criteria in the NRC's Enforcement Guidance Memorandum (EGM) 13-003, "Interim Guidance for Dispositioning Violations Involving 10 CFR 35.60 and 10 CFR 35.63 for the Calibration of Instrumentation to Measure the Activity of Rubidium-82 and the Determination of Rubidium-82 Patient Dosages," for use of enforcement discretion. Therefore, the NRC is exercising enforcement discretion and will not issue any enforcement action for these violations.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC's Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC's website at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made publicly available without redaction.

C. Durbin

2

Please feel free to contact Mr. Nieves of my staff if you have any questions regarding this inspection. Mr. Nieves can be reached at (630) 829-9571.

Sincerely,

Michael Kunowski, Chief  
Materials Inspection Branch  
Division of Nuclear Materials Safety

License No. 24-01570-03  
Docket No. 030-02305

cc: State of Missouri

Letter to Christopher Durbin from Michael Kunowski dated June 29, 2021.

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