



**UNITED STATES**  
**NUCLEAR REGULATORY COMMISSION**  
REGION I  
475 ALLENDALE ROAD – SUITE 102  
KING OF PRUSSIA, PA 19406-1415

August 1, 2023

Jay M. Yoder, M.S., DABR,  
Radiation Safety Officer  
Jefferson University Radiology Associates, LLC  
d/b/a Jefferson Outpatient Imaging  
840 Crescent Centre Drive, Suite 200  
Franklin, TN 37067

**SUBJECT: JEFFERSON UNIVERSITY RADIOLOGY ASSOCIATES, LLC – NRC  
INSPECTION REPORT NO. 150-00037/2023-001 AND NOTICE OF VIOLATION**

Dear Jay Yoder:

This letter refers to the reciprocity inspection conducted on June 1, 2023, at your mobile PET imaging trailer at St. Francis Healthcare in Wilmington, Delaware. This inspection examined activities conducted under your Commonwealth of Pennsylvania license as they relate to public health and safety, and to confirm compliance with the Commission's rules and regulations and with the conditions of your Commonwealth of Pennsylvania license. Within these areas, the inspection consisted of selected examination of procedures and representative records, independent radiation surveys, and interviews with personnel. The preliminary inspection findings were discussed with you telephonically, along with representatives of your staff following the onsite portion of the inspection on June 1, 2023. A final telephonic exit briefing was conducted with you on July 27, 2023.

Based on the results of this inspection, the NRC has determined that a Severity Level IV violation of NRC requirements occurred. This violation was evaluated in accordance with the NRC Enforcement Policy. The current Enforcement Policy is included on the NRC's Web site at <https://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>. The violation involved the failure to obtain a letter that permits the use of byproduct material and clearly delineates the authority and responsibility of the licensee and the client. To correct this violation, Jefferson University Radiology Associates, LLC, amended its contract with the host client, St. Francis Healthcare, to clearly delineate the authority and responsibility of each party as it pertains to the preparation, use, storage, and disposal of licensed byproduct materials. Jefferson University Radiology Associates, LLC, also committed to reviewing its other client-contracts or letters to evaluate the extent of condition of this violation and to ensure compliance with respect to other client facilities, NRC-licensed or otherwise.

You are required to respond to this letter and should follow the instructions specified in the enclosed Notice when preparing your response. If you have additional information that you believe the NRC should consider, you may provide it in your response to the Notice. The NRC review of your response to the Notice will also determine whether further enforcement action is necessary to ensure compliance with regulatory requirements.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice and Procedure," a copy of this letter and your response will be made available electronically for public inspection in the NRC Public Document Room located at NRC Headquarters in Rockville, MD, and from the NRC's document system, the ADAMS, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy or proprietary information so that it can be made available to the Public without redaction.

If you have any questions regarding this matter, please contact Jason vonEhr of my staff at (610) 337-5256 or via electronic mail at [Jason.vonEhr@nrc.gov](mailto:Jason.vonEhr@nrc.gov).

Thank you for your cooperation.

Sincerely,

for  
Anne DeFrancisco, Chief  
Medical and Licensing Assistance Branch  
Division of Radiological Safety and Security  
Region I

Docket No. 150-00037  
License No. PA-1416

Enclosure:  
Notice of Violation

cc w/ enclosure  
Dwight Shearer, P.E., Bureau Director  
Bureau of Radiation Protection  
Pennsylvania Department of Environmental Protection

JEFFERSON UNIVERSITY RADIOLOGY ASSOCIATES, LLC – NRC INSPECTION REPORT  
NO. 150-00037/2023-001 AND NOTICE OF VIOLATION DATED AUGUST 1, 2023

DISTRIBUTION:  
None

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OFFICE	RI:DRSS	RI:DRSS			
NAME	Jason vonEhr	ADeFrancisco/cgc for			
DATE	07/13/2023	8/1/2023			

OFFICIAL RECORD COPY

## **NOTICE OF VIOLATION**

Jefferson University Radiology Associates, LLC  
Franklin, TN

Docket No. 150-00037  
License No. PA-1416

During an NRC inspection conducted on June 1, 2023, with in-office review through July 27, 2023, a violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the violation is listed below:

10 CFR 35.80(a)(1) requires that the licensee providing mobile medical services shall obtain a letter signed by the management of each client for which services are rendered that permits the use of byproduct material at the client's address and clearly delineates the authority and responsibility of the licensee and the client.

Contrary to the above, on June 1, 2023, the licensee provided mobile medical services and failed to obtain a letter signed by the management of each client for which services were rendered that permitted the use of byproduct material at the client's address and clearly delineated the authority and responsibility of the licensee and the client. Specifically, the licensee relied on its contract to address the 10 CFR 35.80(a)(1) regulation, but the contract did not clearly address almost any aspect of the preparation, use, storage, or disposal of NRC-licensed byproduct material and the respective responsibilities of the licensee and the client.

This is a Severity Level IV violation (NRC Enforcement Policy Section 6.3.d).

Pursuant to the provisions of 10 CFR 2.201, Jefferson University Radiology Associates, LLC is hereby required to submit a written statement or explanation to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555, with a copy to the Regional Administrator, Region I, within 30 days of the date of the letter transmitting this Notice of Violation (Notice). This reply should be clearly marked as a "Reply to a Notice of Violation" and should include for each violation: (1) the reason for the violation, or, if contested, the basis for disputing the violation, (2) the corrective steps that have been taken and the results achieved, (3) the corrective steps that will be taken to avoid further violations, and (4) the date when full compliance will be achieved. Your response may reference or include previous docketed correspondence, if the correspondence adequately addresses the required response. If an adequate reply is not received within the time specified in this Notice, an order or a Demand for Information may be issued as to why the license should not be modified, suspended, or revoked, or why such other action as may be proper should not be taken. Where good cause is shown, consideration will be given to extending the response time.

If you contest this enforcement action, you should also provide a copy of your response to the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001. Under the authority of Section 182 of the Act, 42 U.S.C. 2232, any response which contests an enforcement action shall be submitted under oath or affirmation.

Your response will be placed in the NRC Public Document Room (PDR) and on the NRC Web site. To the extent possible, it should, therefore, not include any personal privacy, proprietary, or safeguards information so that it can be made publicly available without redaction. However, if you find it necessary to include such information, you should clearly indicate the specific information that you desire not to be placed in the PDR and provide the legal basis to support your request for withholding the information from the public.

Enclosure

In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days of receipt.

Dated This 1st day of August, 2023