



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

(FSME-14-070, July, Other, Armando Clavero)

July 11, 2014

ALL AGREEMENT STATES

DELIBERATE MISCONDUCT INVOLVING ARMANDO CLAVERO AT UNIVERSITY
NUCLEAR & DIAGNOSTICS, LLC. (FSME-14-070)

Purpose: To inform Agreement State program staff of deliberate misconduct involving Armando Clavero and the prohibition of Mr. Clavero from engaging in U.S. Nuclear Regulatory Commission (NRC) licensed activities for 3 years. FSME letter (FSME-14-051) incorrectly indicated that the University Nuclear & Diagnostics (UND), LLC was prohibited from engaging in NRC related activities. This letter corrects that error by indicating the Order was issued to Armando Clavero.

Background: From April 2, 2012, to January 31, 2013, the NRC performed an initial investigation on the operations of an NRC licensee, Bradley D. Bastow, D.O. (Bastow) whose cardiology office contracted with University Nuclear and Diagnostic (UND) to supply nuclear medicine and technicians and equipment. Based upon the results of the investigation, the NRC concluded that UND caused Bastow to be in violation of NRC requirements. A predecisional conference was held and as a result of the information provided in the predecisional conference, the NRC Office of Investigations (OI) conducted a supplemental investigation from July 11, 2013, to February 4, 2014, to determine if there was evidence to support the existence of a second meter at Bastow's office between the time period of October 5 and November 28, 2011, when Bastow's primary meter was offsite being calibrated by UND.

Discussion: As a result of the investigation, the NRC determined UND employees failed to maintain a calibrated survey instrument in Bastow's office in 2010 and 2011 and falsified calibration records for those years, failed to perform required contamination surveys (i.e. wipe tests) because the well counter was not working, and the survey meter was also not working or not on site between October 5 and November 28, 2011, and falsified annual records on either October or November 24, 2011. UND employees provided incomplete and inaccurate information during regulatory conferences held on June 20, 2013, in submittals following the conference and during OI interviews conducted in November 2013. The NRC issued an Order (IA-13-012) to Armando Clavero prohibiting Mr. Clavero from engaging in NRC related activities for 3 years. A copy of the cover letter and order are available in the NRC's Agencywide Documents Access and Management Systems (ADAMS) at accession number ML14126A770 and ML14128A307. ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

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If you have any questions regarding this communication, please contact me at 301-415-3340 or the individual named below:

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