



February 2, 2001

**WARNING LETTER NO. 2001-NOL-09**

**FEDERAL EXPRESS  
OVERNIGHT DELIVERY**

Edgar Dalton Barham, M.D., Chief Radiologist  
River Oaks East – Woman’s Pavilion  
1026 North Flowood Drive  
Jackson, Mississippi 39208

Dear Dr. Barham:

We are writing to you because on January 22, 2001, your facility was inspected by a representative of the State of Mississippi, acting on behalf of the U.S. Food and Drug Administration (FDA). This inspection revealed a serious regulatory problem involving mammography at your facility.

Under a United States Federal Law, the Mammography Quality Standards Act of 1992 (MQSA), your facility must meet specific requirements for mammography. These requirements help protect the health of women by assuring that a facility can perform quality mammography. The inspection revealed the following Level 2 Repeat finding at your facility:

- **Mammograms were processed in the processor [REDACTED] when it was out of limits on 3 days.**

The specific problem noted above appeared on your MQSA Facility Inspection Report, which was issued to your facility at the close of the inspection. This problem has been identified as Level 2 Repeat, because it identifies a failure to meet a significant MQSA requirement.

Because this condition may be symptomatic of serious underlying problems that could compromise the quality of mammography at your facility, it represents a violation of the law which may result in FDA taking regulatory action without further notice to you. These actions include, but are not limited to, placing your facility under a Directed Plan of Correction, charging your facility for the cost of on-site monitoring, assessing civil money penalties up to \$10,000 for each failure to substantially comply with, or each day of failure to substantially comply with, MQSA standards, suspension or revocation of your facility’s FDA certificate, or obtaining a court injunction against further mammography.

In addition, your response should address the Level 2 finding that was listed on the inspection report provided to you at the close of the inspection. This Level 2 finding is:

- **The measured fog density is equal to 0.25 for darkroom at site River Oaks East – Woman’s Pavilion.**

It is necessary for you to act on this matter immediately. Please explain to this office in writing within fifteen (15) working days from the date you receive this letter:

- the specific steps you have taken to **correct** the violation noted in this letter;
- each step your facility is taking to **prevent the recurrence** of similar violations; and,
- sample records that demonstrate proper record keeping procedures, if the findings relate to quality control (Phantom QC, Processor QC).

Please submit your response to:

Nicole F. Hardin, Compliance Officer  
U.S. Food and Drug Administration  
6600 Plaza Drive, Suite 400  
New Orleans, Louisiana 70127-2601  
Telephone: (504) 253-4519

Finally, you should understand that there are many FDA requirements pertaining to mammography. This letter pertains only to findings of your inspection and does not necessarily address other obligations you have under the law. You may obtain general information about all of FDA’s requirements for mammography facilities by contacting the Mammography Quality Assurance Program, Food and Drug Administration, P.O. Box 6057, Columbia, MD 21045-6057 (1-800-838-7715) or through the Internet at <http://www.fda.gov>.

If you have more specific questions about mammography facility requirements, or about the contents of this letter, please feel free to contact Ms. Stacy G. Marshall, MQSA Auditor at (504) 253-4554.

Sincerely,



Richard D. Debo  
Acting District Director  
New Orleans District Office

Enclosures