

May 23, 2001

MEMORANDUM TO: Donald Cool, Director  
Division of Industrial and Medical Nuclear Safety  
Office of Nuclear Material Safety and Safeguards

FROM: Michael T. Lesar, Chief **/RA/ Signed by M T Lesar**  
Rules and Directives Branch  
Division of Administrative Services  
Office of Administration

SUBJECT: OFFICE CONCURRENCE ON DENIAL OF A PETITION FOR  
RULEMAKING: JEFFERY C. ANGEL (PRM-35-15)

The Office of Administration concurs, subject to the comments provided, on the denial of a petition for rulemaking by Jeffery C. Angel (PRM-35-15). We have attached a marked copy of the package that presents additional comments.

The "Public Comments on the Petition" section of the Federal Register Notice states that the NRC received only four comment letters, when, in fact, five public comments are on file. The comment letter dated November 3, 1999 and signed by Arthur Sher, M.D., *et. al.*, supported the petition for rulemaking, but is not mentioned in the FR notice. A discussion of this letter and its contents should be added to the "Public Comments" section of the notice.

If you have any questions concerning this matter, please contact Michael T. Lesar, Chief, Rules and Directives Branch, ADM, at 415-7163 (MTL) or Victoria Voytko, ADM, at 415-6075 (VNV).

Attachments: Marked copy of petition denial package  
Copy of comment letter submitted by Arthur Sher, M.D., *et. al.*

May 23, 2001

MEMORANDUM TO: Donald Cool, Director  
Division of Industrial and Medical Nuclear Safety  
Office of Nuclear Material Safety and Safeguards

FROM: Michael T. Lesar, Chief **/RA/ Signed by M T Lesar**  
Rules and Directives Branch  
Division of Administrative Services  
Office of Administration

SUBJECT: OFFICE CONCURRENCE ON DENIAL OF A PETITION FOR  
RULEMAKING: JEFFERY C. ANGEL (PRM-35-15)

The Office of Administration concurs, subject to the comments provided, on the denial of a petition for rulemaking by Jeffery C. Angel (PRM-35-15). We have attached a marked copy of the package that presents additional comments.

The "Public Comments on the Petition" section of the Federal Register Notice states that the NRC received only four comment letters, when, in fact, five public comments are on file. The comment letter dated November 3, 1999 and signed by Arthur Sher, M.D., *et. al.*, supported the petition for rulemaking, but is not mentioned in the FR notice. A discussion of this letter and its contents should be added to the "Public Comments" section of the notice.

If you have any questions concerning this matter, please contact Michael T. Lesar, Chief, Rules and Directives Branch, ADM, at 415-7163 (MTL) or Victoria Voytko, ADM, at 415-6075 (VNV).

Attachments: Marked copy of petition denial package  
Copy of comment letter submitted by Arthur Sher, M.D., *et. al.*

Distribution:

RDB Reading MTLesar  
RDB Subject VVoytko

Document: ML011430093.wpd  
Accession No.: ML011430093

OFFICE	RDB:DAS		RDB:DAS	
NAME	V. Voytko		M. Lesar	
DATE	05/23/01		05/23/01	

OFFICIAL RECORD COPY