

RECEIVED SECTION 1

NRC FORM 313 (5-1999) 10 CFR 30, 32, 33 34, 35, 36, 39 and 40	U. S. NUCLEAR REGULATORY COMMISSION APPROVED BY OMB: NO. 3150-0120 EXPIRES:06/31/2002	Estimated burden for responses to comply with this mandatory information collection request: 74 hours. Submission of the application is necessary to determine that the applicant is qualified and that adequate procedures exist to protect the public health and safety. Send comments regarding burden estimate to the Records Management Branch (7-B 50), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by Internet e-mail to bja1@nrc.gov, and to the Desk Officer, Office of Information and Regulatory Affairs, NRC-10202, (3150-0120), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.
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APPLICATION FOR MATERIAL LICENSE

INSTRUCTIONS: SEE THE APPROPRIATE LICENSE APPLICATION GUIDE FOR DETAILED INSTRUCTIONS FOR COMPLETING APPLICATION. SEND TWO COPIES OF THE ENTIRE COMPLETED APPLICATION TO THE NRC OFFICE SPECIFIED BELOW.

APPLICATION FOR DISTRIBUTION OF EXEMPT PRODUCTS FILE APPLICATIONS WITH: DIVISION OF INDUSTRIAL AND MEDICAL NUCLEAR SAFETY OFFICE OF NUCLEAR MATERIALS SAFETY AND SAFEGUARDS U.S. NUCLEAR REGULATORY COMMISSION WASHINGTON, DC 20555-0001 ALL OTHER PERSONS FILE APPLICATIONS AS FOLLOWS: IF YOU ARE LOCATED IN: CONNECTICUT, DELAWARE, DISTRICT OF COLUMBIA, MAINE, MARYLAND, MASSACHUSETTS, NEW HAMPSHIRE, NEW JERSEY, NEW YORK, PENNSYLVANIA, RHODE ISLAND, OR VERMONT, SEND APPLICATIONS TO: LICENSING ASSISTANT SECTION NUCLEAR MATERIALS SAFETY BRANCH U.S. NUCLEAR REGULATORY COMMISSION, REGION I 475 ALLENDALE ROAD KING OF PRUSSIA, PA 19408-1415 ALABAMA, FLORIDA, GEORGIA, KENTUCKY, MISSISSIPPI, NORTH CAROLINA, PUERTO RICO, SOUTH CAROLINA, TENNESSEE, VIRGINIA, VIRGIN ISLANDS, OR WEST VIRGINIA, SEND APPLICATIONS TO: SAM NUNN ATLANTA FEDERAL CENTER U. S. NUCLEAR REGULATORY COMMISSION, REGION II 81 FORSYTH STREET, S.W., SUITE 23755 ATLANTA, GEORGIA 30303-8931	IF YOU ARE LOCATED IN: ILLINOIS, INDIANA, IOWA, MICHIGAN, MINNESOTA, MISSOURI, OHIO, OR WISCONSIN, SEND APPLICATIONS TO: MATERIALS LICENSING SECTION U.S. NUCLEAR REGULATORY COMMISSION, REGION III 801 WARRENVILLE RD. LISLE, IL 60532-4351 ALASKA, ARIZONA, ARKANSAS, CALIFORNIA, COLORADO, HAWAII, IDAHO, KANSAS, LOUISIANA, MONTANA, NEBRASKA, NEVADA, NEW MEXICO, NORTH DAKOTA, OKLAHOMA, OREGON, PACIFIC TRUST TERRITORIES, SOUTH DAKOTA, TEXAS, UTAH, WASHINGTON, OR WYOMING, SEND APPLICATIONS TO: NUCLEAR MATERIALS LICENSING SECTION U.S. NUCLEAR REGULATORY COMMISSION, REGION IV 611 RYAN PLAZA DRIVE, SUITE 400 ARLINGTON, TX 76011-3064
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030-36064
31-30746-01

P-3

1. THIS IS AN APPLICATION FOR (Check appropriate item) <input checked="" type="checkbox"/> A. NEW LICENSE <input checked="" type="checkbox"/> B. AMENDMENT TO LICENSE NUMBER <u>06-30423-01</u> <input type="checkbox"/> C. RENEWAL OF LICENSE NUMBER	2. NAME AND MAILING ADDRESS OF APPLICANT (Include Zip code) MEGARAD, INC 417 EAST 64TH STREET NEW YORK, NY 10021
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3. ADDRESS(ES) WHERE LICENSED MATERIAL WILL BE USED OR POSSESSED MATERIAL TO BE USED AT TEMPORARY JOBSITE ANYWHERE WITHIN THE JURISDICTION OF THE USNRC. MATERIAL STORAGE TO BE 5 NEARLY BLVD, TRAINER, PA 19061	4. NAME OF PERSON TO BE CONTACTED ABOUT THIS APPLICATION GARRY BALESTRACCI TELEPHONE NUMBER 860 433-2531
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SUBMIT ITEMS 5 THROUGH 11 ON 8-1/2 X 11" PAPER. THE TYPE AND SCOPE OF INFORMATION TO BE PROVIDED IS DESCRIBED IN THE LICENSE APPLICATION GUIDE.

5. RADIOACTIVE MATERIAL a. Element and mass number; b. chemical and/or physical form; and c. maximum amount which will be possessed at any one time.	6. PURPOSE(S) FOR WHICH LICENSED MATERIAL WILL BE USED. <i>INDUSTRIAL RADIOGRAPHY</i>
7. INDIVIDUAL(S) RESPONSIBLE FOR RADIATION SAFETY PROGRAM AND THEIR TRAINING EXPERIENCE. <i>GARRY BALESTRACCI</i>	8. TRAINING FOR INDIVIDUALS WORKING IN OR FREQUENTING RESTRICTED AREAS.
9. FACILITIES AND EQUIPMENT. <i>SEE ORIGINAL APPLICATION</i>	10. RADIATION SAFETY PROGRAM.
11. WASTE MANAGEMENT.	12. LICENSEE FEES (See 10 CFR 170 and Section 170.31) FEE CATEGORY: <u>AMOUNT ENCLOSED \$</u>
13. CERTIFICATION. (Must be completed by applicant) THE APPLICANT UNDERSTANDS THAT ALL STATEMENTS AND REPRESENTATIONS MADE IN THIS APPLICATION ARE BINDING UPON THE APPLICANT. THE APPLICANT AND ANY OFFICIAL EXECUTING THIS CERTIFICATION ON BEHALF OF THE APPLICANT, NAMED IN ITEM 2, CERTIFY THAT THIS APPLICATION IS PREPARED IN CONFORMITY WITH TITLE 10, CODE OF FEDERAL REGULATIONS, PARTS 30, 32, 33, 34, 35, 36, 39 AND 40, AND THAT ALL INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF. WARNING: 18 U.S.C. SECTION 1001 ACT OF JUNE 29, 1948 82 STAT. 749 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.	
CERTIFYING OFFICER - TYPE/PRINTED NAME AND TITLE IDAN G. CRINAN, P.E. PRESIDENT	SIGNATURE <i>[Signature]</i> DATE <u>OCT. 7, 2002</u>

FOR NRC USE ONLY					
TYPE OF FEE	FEE LOG	FEE CATEGORY	AMOUNT RECEIVED	CHECK NUMBER	COMMENTS
			\$		
APPROVED BY				DATE	

131702
NMSS/RGN MATERIALS-002

Megarad, Inc
417 East 64th Street
New York, NY 10021

October 1, 2002

United States Nuclear Regulatory Commission
Region 1
475 Allendale Road
King of Prussia, Pennsylvania 19406-1415

Attention: John Kinnerman, Chief

Docket Nos. 03034615
03036064

License Nos. 06-30423-01
38-30746-01

Control Nos. 131703
131702

Dear Mr. Kinnerman,

Please excuse the delay in responding to your request. It is truly unacceptable that a license that has never had any radioactive material could cause so much consternation. Please allow me to address your questions and concerns. In response to the request for additional information concerning the above referenced licenses the following information is provided.

1. Dr. Crihan does not wish to terminate the license at this time. We appreciate your patience and consideration in this matter. Part of the delay in procuring material has been the need to change storage location and the change of personnel. World events have caused proposed projects to be extended to future dates.
2. For the purpose of information concerning radiation safety, please forward all correspondence to:

Megarad, Inc.
Garry Balestracci
29 Ridgewood Road
Charlestown, RI 02813
(401) 364-0652
(401) 364-3238 -Fax

The responsibility of Balestracci Unlimited (Garry Balestracci) is to function as the Radiation Safety Officer and provide training and radiation safety consultation as required.

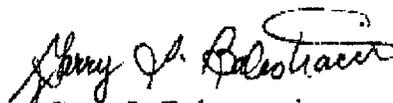
For any other information regarding the Megarad, Inc operation please contact:

Dr.Ioan Crihan
Megarad, Inc.
417 East 64th Street
New York, NY 10021
(212) 472-0840
(212) 288-0916 - Fax

No change of ownership or control of this entity has occurred. The company structure remains intact as previously described on the original license (06-30423-01) application.

3. A copy of the license application signed by Dr. Crihan will be forwarded under separate cover.
4. Radioactive Material Storage will be at the Quality Services Laboratories, Inc Facility. QSL will have no involvement in the physical use of the licensed material. The agreement involves only storage of licensed material at that facility.
5. Again same as Number 4. I apologize for the confusion. There is no intention or agreement to use the Trainer, Pennsylvania Facility for other than storage of licensed material.
 - a. At such time as Megarad, Inc possess radioactive material under this license, the storage are will be subdivided to segregate Megarad material from QSL material. Currently Megarad does not posses any licensed material.
 - b. A nameplate will be affixed to the exposure device, source changer or shipping container indicating that the material is under the specific control and authorization of Megarad, Inc.
 - c. The Radiation Safety Officer or a qualified properly trained Megarad, Inc radiographer will be responsible for the shipment and receipt of Megarad licensed materials. The material will be physically accompanied during any movement (transport) that occurs either from or to the segregated storage area.
 - d. Each licensee will have separate responsibility to perform any and all surveys of the respective storage areas necessary to ensure compliance with applicable regulations.

If any additional information is required relative to this application, please contact the undersigned. Thank you for your time, consideration and patience.



Garry L. Balestracci
Radiation Safety Officer

131702

: (FOR LFMS USE)
: INFORMATION FROM LTS
: -----
:
: Program Code: 03320
: Status Code: 3
: Fee Category: _____
: Exp. Date: 0
: Fee Comments: _____
: Decom Fin Assur Reqd: _
:

BETWEEN:

License Fee Management Branch, ARM
and
Regional Licensing Sections

LICENSE FEE TRANSMITTAL

A. REGION

1. APPLICATION ATTACHED

Applicant/Licensee: MEGARAD, INC.
Received Date: 20020628
Docket No: 3036064
Control No.: 131702
License No.: **31-30746-01**
Action Type: New Licensee

2. FEE ATTACHED

Amount: _____
Check No.: _____

3. COMMENTS

**CHANGE FROM RHODE ISLAND
LICENSE TO A NEW YORK
LICENSE.**

Signed M.A. Perkins
Date 12/12/2002

B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone 03 is entered /_/)

1. Fee Category and Amount: _____

2. Correct Fee Paid. Application may be processed for:

Amendment _____
Renewal _____
License _____

3. OTHER _____

Signed _____
Date _____