



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
2443 WARRENVILLE ROAD
LISLE, ILLINOIS 60532-4352

MAR 29 2005

Kailash Tarneja, M.D.
Radiation Safety Officer
Ozarks Medical Center
1100 Kentucky Avenue
P.O. Box 1100
West Plains, MO 65775

Dear Dr. Tarneja:

Enclosed is Amendment No. 25 to your NRC Material License No. 24-18733-01 in accordance with your request. Please note that the changes made to your license are printed in **bold font**.

Please review the enclosed document carefully and be sure that you understand all conditions. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region III office at (630) 829-9887 so that we can provide appropriate corrections and answers.

This amendment deletes Dr. Brian Balfour as an authorized user on your license. Please be reminded that Dr. Balfour was the only authorized user on your license approved for the use of limited materials in 10 CFR 35.300.

A. Please note that we are unable to approve Dr. Jeffrey N. Warren and your for authorization request for materials in 10 CFR 35.400 at this time because the information in your letter dated December 28, 2004, was insufficient to complete our review. Please submit the information requested below, addressed to my attention as "additional information to control number 314044," and we will continue our review.

1. Jeffrey N. Warren, D.O., was not authorized for the use of materials in 10 CFR 35.400 because his training and experience did not appear to meet the requirements in 10 CFR 35.59.

Specifically, Dr. Warren's specialty board certification was obtained more than seven years prior to the date of application to become an authorized user, which necessitates compliance with "Recentness of Training" requirements in 10 CFR 35.59.

Please submit information demonstrating that Dr. Warren has obtained related continuing education and experience since the required training and experience (i.e., specialty board certification) was completed in June 1994.

Please do not submit blueprints, resumes, CV's, or personal, proprietary information that we must protect, in accordance with 10 CFR 2.390, such as social security numbers, dates of birth, home addresses or phone numbers, patient records, college transcripts, etc.

Please refer to NUREG 1556, Vol. 9, and 10 CFR Part 35 if you have questions about these matters. 10 CFR 35 and NUREG 1556, Vol. 9 are available on our website at <http://www.nrc.gov>. Then click on the "Nuclear Materials" toolbar key and the "Medical Use Licensing/Part 35" option on the Quick List.

Appendix C, Tables C.1, C.2 and C.3 may be particularly useful, as well as the sections pertaining to authorization for 10 CFR 35.400 (found on the matrix in Table C.1).

2. I could not verify the following sealed sources requested for your new authorization in 10 CFR 35.400: the iodine-125 source from Mentor, Model No. Prostaseed I125 SL; the iridium-192 source from Best Industries, Model SL-771; and the cesium-137 sources from Amersham, Model CDC.S and 3m Model 6500.

Please provide current certification numbers, manufacturers' names and model numbers for each sealed source you wish to possess under 10 CFR 35.400.

3. NRC no longer has Quality Management Program (QMP) regulations, as of October 24, 2002. Please exclude all references to QMP from future submissions.
4. We will not name an Authorized Medical Physicist (AMP) to your license because this is only necessary for one material in 10 CFR 35.400, a strontium-90 ophthalmic applicator source, which you have not requested authorization for. No response to this item is necessary.
5. Your letter dated December 28, 2004, referred to 10 CFR 71 for several program elements, such as receiving and opening packages containing radioactive material. Please note that 10 CFR 71 contains requirements for the transport of licensed materials and should not be referenced for other purposes.

10 CFR Parts 20 and 35 and NUREG 1556, Vol. 9 should be consulted for program elements related to the authorization for materials in 10 CFR 35.400.

6. I noted that your letter to us was addressed to "801 Warrenville Road, Lisle, Illinois." Please be reminded that we moved on April 2, 2004, and our current address is now "2443 Warrenville Road, Lisle, Illinois 60532-4352."
7. If you have any questions or comments concerning this amendment please contact me at either (630) 829-9841 or (800) 522-3025.

- B. In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). The NRC's document system is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. The enclosed license document is exempt from public disclosure in accordance with 10 CFR 2.390, because its disclosure to unauthorized individuals could present a security vulnerability.

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action against you. This could include issuance of a notice of violation, or imposition of a civil penalty, or an order suspending, modifying or revoking your license as specified in the General Statement of Policy and Procedure for NRC Enforcement Actions. Since serious consequences to employees and the public can result from failure to comply with NRC requirements, prompt and vigorous enforcement action will be taken when dealing with licensees who do not achieve the necessary *meticulous attention to detail and the high standard of compliance* which NRC expects of its licensees.

Sincerely,

A handwritten signature in black ink that reads "Colleen Carol Casey". The signature is written in a cursive style with a large initial "C".

Colleen Carol Casey
Materials Licensing Branch

License No. 24-18733-01
Docket No. 030-14280

Enclosure:

Amendment No. 25