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U.S. Nuclear Regulatory Commission  
Region 1  
475 Allendale Road  
King of Prussia, PA 19406-1415

29-09701-01  
License No. ~~29-0971-2~~ *mm*

4-15-05

### REPLY TO NOTICE OF VIOLATION

Violation 10CFR 40.61 requires, in part, that each person who receives source material pursuant to a license issued pursuant to the regulations in this part shall keep records showing the receipt, transfer and disposal of this source material until the Commission terminates each license that authorizes the activity that is subject to the recordkeeping requirement.

Contrary to the above, on January 31, 1990, the licensee transferred source material (depleted uranium) to another licensed entity but did not keep a record showing transfer of the source material.

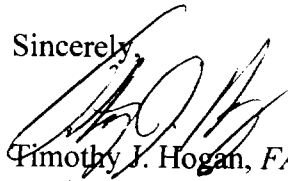
1. As the violation occurred fifteen years ago, I can not speculate the reason for the violation. In researching this violation, we were not able to gain information from the previous department Manager, RSO or Physicist.
2. Research into documents that were found from the construction of a new Linear Accelerator room in 1990 revealed the subsequent sale and removal of the equipment containing the depleted uranium. These construction documents referenced the dates of sale and removal of the equipment as well as the licensed company that purchased that equipment. These documents were sent to Mr. McKinley on March 2 2005.
3. The Radiation Safety Committee reviews all documents associated with purchase and removal of equipment or radioactive materials to ensure compliance with regulations governed by the NRC or the State of New Jersey.
4. Communication with Mr. McKinley on March 2 revealed that we were in compliant on that day. Mr. McKinley notified Michael Cammarano by phone that the requirements were adequately met and that our license would be amended to reflect our compliance.

T. 732.741.2700  
Meridian Health Line 1.800.560.9990 • www.meridianhealth.com  
1 Riverview Plaza Red Bank, NJ 07701

**NMSS/RGNI MATERIALS-004**

Thank you for your assistance in resolving this matter. If you have any questions, or require additional information, please contact me or Michael Cammarano, Radiology Manager at (732) 530-2529.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. Hogan', written over the word 'Sincerely,'.

Timothy J. Hogan, *FACHE*  
President, Riverview Medical Center