



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
2443 WARRENVILLE ROAD STE 210
LISLE, ILLINOIS 60532-4352

MAR 13 2006

Robert Mehl, M.D.
Radiation Safety Officer
Greater Lafayette Health Services, Inc.
2400 South Street
Lafayette, IN 47904-3027

Dear Dr. Mehl:

Enclosed is Amendment No. 54 to your NRC Material License No. 13-09788-01 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.

At this time I could not approve the change of the Radiation Safety Officer (RSO) from you to Dr. Gandy and I could not add Shailesh Gupta, M.D. as an authorized user because the information in your letter dated December 1, 2005, was insufficient to complete my review.

If you wish to pursue these requests please submit the information below, addressed to me attention and control number 315081 to assure proper handling, and I will continue my review upon receipt of your response.

1. Dr. Paul Gandy was not approved as the new RSO because compliance with 10 CFR 35.50(d) and 35.50 (e) was not met. Please review these regulatory requirements and support Dr. Gandy's request accordingly in your response.

Please refer to the above regulatory requirements carefully, as they have changed significantly in the past year, as well as section 8.11, item 7 and Appendices B, D and E in NUREG 1556, Vol. 9, Rev. 1, for assistance in preparing your response.

Please do not submit 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.

2. Shailesh Gupta, M.D. was not approved as an authorized user for materials in 10 CFR 35.300, 35.400 and 35.500 because it does not appear that Dr. Gupta meets the requirements in 10 CFR 35.57, 35.390, 35.490, 35.590 and, possibly, 35.59.

In addition, the letter from Scott & White was not specific in relating Dr. Gupta's previous authorization to specific modalities of use, such as the modalities for which s/he is applying at this time.

Further, the regulations cited in sections 11a. and 11b/12 of Dr. Gupta's preceptor forms

do not correlate. These forms will require revision and must be currently signed and dated.

Please refer to the above regulatory requirements carefully, as they have changed significantly in the past year, as well as section 8.11, item 7 and Appendices B, D and E in NUREG 1556, Vol. 9, Rev. 1, for assistance in preparing your response.

Please do not submit 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 also be reminded of the provisions in 10 CFR 30.9(a), "Completeness and accuracy of information,"...(a) Information provided to the Commission by an applicant for a license or by a licensee or information required by statute or by the Commission's regulations, orders, or license conditions to be maintained by the applicant or the licensee shall be complete and accurate in all material respects."

3. At this time I deleted Dr. Li-Fen L. Chang, M.D. as Brachytherapy RSO, as s/he appeared on Amendment No. 53, Condition No. 11.B. This was done because you requested that Dr. Chang be removed from the license as s/he is no longer associated with your facility. In addition, please note that we can no longer name more than one RSO for any medical license.

If you have any questions concerning this amendment please contact me at either (630) 829-9841 or (800) 522-3025, ext. 9841.

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.

R. Mehl

3

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 cursive script that reads "Colleen Carol Casey".

Colleen Carol Casey
Materials Licensing Branch

License No. 13-09788-01
Docket No. 030-01642

Enclosure:

Amendment No. 54