



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005

September 22, 2006

Tarlow Stonecipher & Steele, PLLC
ATTN: Ralph W. Steele, Attorney
(Equine Veterinary Associates)
1705 West College St.
Bozeman, Montana 59715-4913

SUBJECT: TERMINATION OF NRC RADIOACTIVE MATERIALS LICENSE
NUMBER 25-27771-01 FOR EQUINE VETERINARY ASSOCIATES

The U.S. Nuclear Regulatory Commission (NRC) received your NRC Form 314, "Certificate of Disposition of Materials" dated August 31, 2006, requesting termination of the subject license. The NRC staff has reviewed your request and explanation that no authorized activities had been conducted at the site location since Dr. Catlin's death. Based on its review, the staff has concluded that all licensable radioactive material has been removed from the facility and the facility is authorized for unrestricted use in accordance with 10 CFR 20.1402, "Radiological Criteria for Unrestricted Use." An environmental assessment for this action is not required, since this action is categorically excluded under 10 CFR 51.22(c)(20)(i), based on the materials used which had half lives of less than 120 days.

Based on these conclusions no further remediation or actions with respect to NRC regulated material is required. The facility located at 40 Buckskin Road, Belgrade, Montana 59714 is suitable for unrestricted use and NRC license number 25-27771-01 for the respective facility is hereby terminated.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

If you have questions or require clarification on any of the information stated above, please contact me at 817-276-6552.

Sincerely,

/RA/

Rachel S. Browder, Health Physicist
Nuclear Materials Licensing Branch

Docket: 030-36547
License: 25-27771-01
Control: 471109

Enclosure: As stated

CHECKLIST

NUREG 1757 - Appendix C: CHECKLIST OF ACTIONS TO BE COMPLETED BY NRC STAFF UPON RECEIPT OF LICENSED FACILITIES NOTIFICATION OF INTENT TO CEASE LICENSED OPERATIONS

Facility Information: License No.: 25-27771-01 Docket No.: 030-36547

Facility Name: Equine Veterinary Associates
Address: 40 Buckskin Road
Address: Belgrade, Montana 59714

Project Manager: Rachel S. Browder (NRC Staff reviewing the Termination Request.)
Date of Notification: August 31, 2006

Equine Veterinary Associates was determined to be Group 1

For Groups 1 and 2, the acceptable methods for demonstrating the suitability of the site for unrestricted use is described in Chapters 8 and 9 of NUREG 1757, *Consolidated NMSS Decommissioning Guidance*, Volume 1, "Decommissioning Process for Materials Licensees."

Group 1 Licensees (Refer to Section 8.1 of NUREG 1757)

Question 1:

No This licensee possessed and used only sealed sources and their most recent leak tests are current and demonstrate that the sealed sources did not leak while in their possession.

Comments:

Question 2:

Yes This licensee possessed and used relatively short-lived radioactive material (i.e., $T_{1/2}$ less than or equal to 120 days) in an unsealed form, the maximum activity authorized under the license has decayed to less than the quantity specified in 10 CFR Part 20, Appendix C, and the licensee's survey performed in accordance with 10 CFR Part 30.36 does not identify any residual levels of radiological contamination greater than decommissioning screening criteria.

NOTE: Licensees decommissioning under Group 1 would not be required to develop a DP.

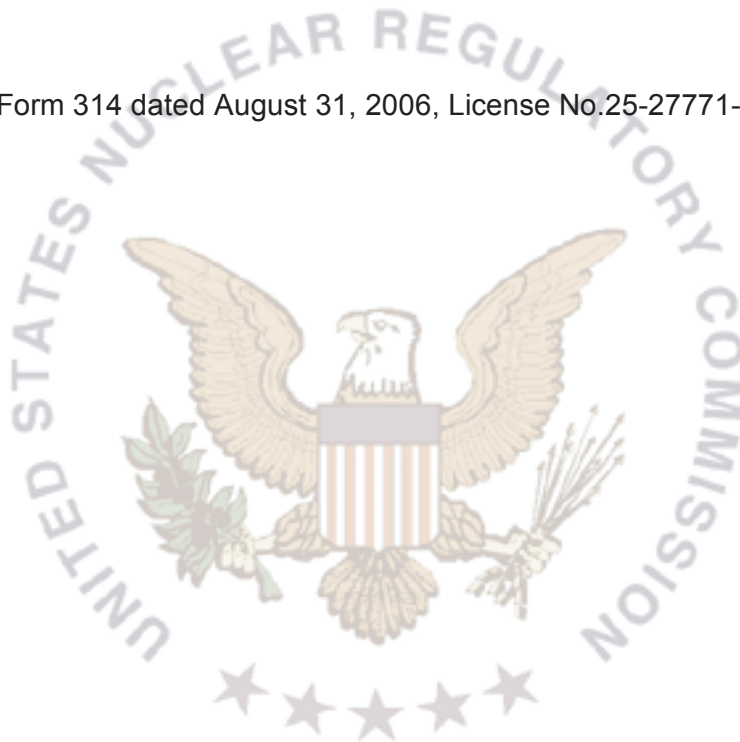
(If Licensee is designated as Group 1, then you may end the Checklist here!)
(Please Go to the Last Page)

**MATERIALS LICENSE
SUPPLEMENTARY SHEET**License Number
25-27771-01Docket or Reference Number
030-36547

Amendment No. 01

Equine Veterinary Associates
40 Buckskin Road
Belgrade, Montana 59714

In accordance with NRC Form 314 dated August 31, 2006, License No.25-27771-01 is hereby terminated.



FOR THE U.S. NUCLEAR REGULATORY COMMISSION

/RA/

Date: September 22, 2006

By: _____

Rachel S. Browder, Health Physicist
Nuclear Materials Licensing Branch
Region IV
Arlington, Texas 76011