

SAMIR B. PANCHOLY, MD FACC FSCAI

Board Certified
Cardiology
Interventional Cardiology
Nuclear Cardiology
NASPeXAM Testamur



Mailing Address:
PO Box 620
Chinchilla, PA 18410
(P) 570-587-7817 • 570-876-6140
(F) 570-587-7815 • 570-876-5075

March 14, 2007

Michelle Beardsley
Senior Health Physicist
Division of Nuclear Materials Safety
U.S. Nuclear Regulatory Commission, Region 1
475 Allendale Road
King of Prussia, Pa. 19406

MS 16
J-1

Re: NRC License 37-31221-01
Docket No: 03037405
Control No: 140063

Dear Ms. Beardsley,

Mr. Payne is indeed an outside consultant/contractor and will service as our consultant physicist. We will address your questions as they appear in your letter of March 12, 2007.

a. Please find the "Delegation of Authority" attached to this letter in which it states:

"You, Samuel L. Payne, M.S., have been appointed Radiation Safety Officer and are responsible for ensuring the safe use of radiation. You are responsible for managing the radiation protection program; identifying radiation protection problems; initiating, recommending, or providing corrective actions; verifying implementation of corrective actions; stopping unsafe activities; and ensuring compliance with regulations. You are hereby delegated the authority necessary to meet those responsibilities, including prohibiting the use of byproduct material by employees who do not meet the necessary requirements and shutting down operations where justified by radiation safety. You are required to notify management if staff do not cooperate and do not address radiation safety issues. In addition, you are free to raise issues with the Nuclear Regulatory Commission at any time."

b. I, Samir Pancholy, M.D., the owner of this facility am determined to maintain our program within the NRC guidelines and maintaining an "ALARA" philosophy. My staff and I will cooperate with Mr. Payne in anyway deemed necessary to maintain strict radiation safety, including the expenditure of funds to facilitate the objectives of our radiation safety program.

140063

NMSS/RGN1 MATERIALS-002

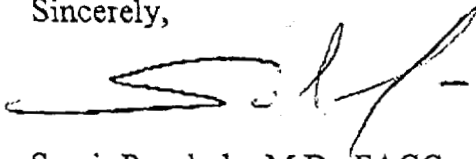
2.

NRC License No. 37-31221-01
March 14, 2007

- c. Currently Mr. Payne consults for many hospitals and outpatient facilities in Central and Northeastern Pennsylvania. Mr. Payne and his associate, Douglas Heim serve as RSO's on multiple licenses. These are smaller diagnostic facilities, such as ours, with the exception of Mercy Hospital, Scranton, Pennsylvania which does therapy procedures. Mr. Payne will provide visits to our facility to evaluate our nuclear medicine program throughout the year. During each visit, Mr. Payne or his associate meet with our nuclear medicine staff to discuss any issues or concerns they may have. Mr. Payne or Mr. Heim are also available by cell phone, office phone, fax or e-mail as well. Although Mr. Payne is not here each week, he is certainly available to answer any of our questions.
- d. We will appoint Tracy Berry, B.S., CNMT, our nuclear medicine technologist, as our point of contact to assist Mr. Payne. Mr. Payne is also assisted by his associate, Douglas Heim, who is also an NRC approved RSO.
- e. Mr. Payne is available to consult with our facility by phone, fax or e-mail or in person as needed. As we are a diagnostic facility and utilize the services of a central pharmacy for our patient doses, we would never have a spill which would be considered a "Major Spill" (greater than 100 mCi's - ^{99m}Tc). Because our practice is limited to nuclear cardiology studies, it would be very unlikely that we would ever misadminister a dose to a patient which would require immediate on-site review. In the unlikely event that we would need Mr. Payne on-site beyond his normally scheduled visits, he states that he could respond to an emergency generally within 1 to 3 hours of our notification.

If you require any additional information, please feel free to contact me.

Sincerely,



Samir Pancholy, M.D., FACC

SAMIR B. PANCHOLY, MD FACC FSCAI

Board Certified
Cardiology
Interventional Cardiology
Nuclear Cardiology
NASPeXAM Testamur



Mailing Address:
PO Box 620
Chinchilla, PA 18410
(P) 570-587-7817 • 570-876-6140
(F) 570-587-7815 • 570-876-5073

Delegation of Authority

March 14, 2007

Memo To: Radiation Safety Officer
From: Samir B. Pancholy, M.D. FACC
Subject: Delegation of Authority

You, Samuel L. Payne, M.S., have been appointed Radiation Safety Officer and are responsible for ensuring the safe use of radiation. You are responsible for managing the radiation protection program; identifying radiation protection problems; initiating, recommending, or providing corrective actions; verifying implementation of corrective actions; stopping unsafe activities; and ensuring compliance with regulations. You are hereby delegated the authority necessary to meet those responsibilities, including prohibiting the use of byproduct material by employees who do not meet the necessary requirements and shutting down operations where justified by radiation safety. You are required to notify management if staff do not cooperate and do not address radiation safety issues. In addition, you are free to raise issues with the Nuclear Regulatory Commission at any time.

I accept the above responsibilities,

March 14, 2007

Samuel L. Payne, M.S.

Date

March 14, 2007

Samir B. Pancholy, M.D.

Date