UNITED STATES
**NUCLEAR REGULATORY COMMISSION**
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

April 13, 2007

Docket No. 03033057 License No. 52-25237-01
Control No. 140262

Hiram Quiñones Ferrer
8024 Calle Concordia
Suite 200
Urb. Santa María
Ponce, PR 00717-1510

SUBJECT: LICENSE AMENDMENT, CONTROL NO. 140262

Dear Dr. Quiñones Ferrer:

This refers to your license amendment request. Enclosed with this letter is the amended license.

Please review the enclosed document carefully and be sure that you understand and fully implement all the conditions incorporated into the amended license. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region I Office, Licensing Assistance Team, (610) 337-5239, so that we can provide appropriate corrections and answers.

An environmental assessment for this action is not required, since this action is categorically excluded under 10 CFR 51.22(c)(14).

Current NRC regulations and guidance are included on the NRC's website at www.nrc.gov; select **Nuclear Materials; Medical, Industrial, and Academic Uses of Nuclear Material;** then **Toolkit Index Page.** Or you may obtain these documents by contacting the Government Printing Office (GPO) toll-free at 1-888-293-6498. The GPO is open from 7:00 a.m. to 9:00 p.m. EST, Monday through Friday (except Federal holidays).

Thank you for your cooperation.

Sincerely,

***Original signed by Héctor Bermúdez***

Héctor Bermúdez
Senior Health Physicist
Medical Branch
Division of Nuclear Materials Safety

Enclosure:
Amendment No. 3

DOCUMENT NAME: C:\FileNet\ML071080410.wpd

**SUNSI Review Complete:** HBermúdez

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|---|---|---|---|---|---|---|---|---|
| NAME | HBermúdez ***/HXB1/*** | | | | | | | |
| DATE | 4/13/07 | | | | | | | |

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Amendment No. 3

# MATERIALS LICENSE

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and Title 10, Code of Federal Regulations, Chapter I, Parts 30, 31, 32, 33, 34, 35, 36, 39, 40, and 70, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

| Licensee | In accordance with the letter received on March 19, 2007 |
|---|---|
| 1. Hiram Quinoñes Ferrer, M.D. | 3. License number 52-25237-01 is amended in its entirety to read as follows: |
| 2. 8024 Calle Concordia<br>Suite 200<br>Santa María<br>Ponce, Puerto Rico 00717-1510 | 4. Expiration date September 30, 2013<br>5. Docket No. 030-33057<br>Reference No. |

| 6. Byproduct, source, and/or special nuclear material | 7. Chemical and/or physical form | 8. Maximum amount that licensee may possess at any one time under this license |
|---|---|---|
| A. Strontium 90 permitted by 10 CFR 35.400 | A. Sealed Sources (Amersham Corporation Model SIA.20) | A. 90 millicuries |

9. Authorized use:

A. Strontium 90 for ophthalmic radiotherapy permitted by 10 CFR 35.400.

CONDITIONS

10. Licensed material may be used or stored only at the licensee's facilities located at 8024 Calle Concordia, Suite 200, Urb. Santa María, Ponce, Puerto Rico.

11. Licensed material is only authorized for use by, or under the supervision of:

    A. Individuals permitted to work as an authorized user and/or authorized medical physicist in accordance with 10 CFR 35.13 and 35.14.

    B. Authorized user and use: Hiram Quiñones Ferrer, M.D. - Strontium 90 for ophthalmic radiotherapy.

    C. Authorized medical physicist: Daniel Torres.

12. The Radiation Safety Officer for this license is Dr. Hiram Quiñones Ferrer.

**MATERIALS LICENSE**
**SUPPLEMENTARY SHEET**

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13. Sealed sources or detector cells containing licensed material shall not be opened or sources removed from source holders by the licensee.

14. The licensee shall conduct a physical inventory every six months, or at other intervals approved by the U.S. Nuclear Regulatory Commission, to account for all sources and/or devices received and possessed under the license. Records of inventories shall be maintained for 5 years from the date of each inventory and shall include the radionuclides, quantities, manufacturer's name and model numbers, and the date of the inventory.

15. For sealed sources not associated with 10 CFR Part 35 use, the following conditions apply:

    A. Sealed sources shall be tested for leakage and/or contamination at the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or under equivalent regulations of an Agreement State.

    B. In the absence of a certificate from a transferor indicating that a leak test has been made within the intervals specified in the certificate of registration issued by the U.S. Nuclear Regulatory Commission under 10 CFR 32.210 or under equivalent regulations of an Agreement State, prior to the transfer, a sealed source received from another person shall not be put into use until tested and the test results received.

    C. Sealed sources need not be tested if they are in storage and are not being used; however, when they are removed from storage for use or transferred to another person and have not been tested within the required leak test interval, they shall be tested before use or transfer. No sealed source shall be stored for a period of more than 10 years without being tested for leakage and/or contamination.

    D. The leak test shall be capable of detecting the presence of 0.005 microcurie (185 becquerels) of radioactive material on the test sample. If the test reveals the presence of 0.005 microcurie (185 becquerels) or more of removable contamination, a report shall be filed with the U.S. Nuclear Regulatory Commission in accordance with 10 CFR 30.50(c)(2), and the source shall be removed immediately from service and decontaminated, repaired, or disposed of in accordance with Commission regulations.

    E. Tests for leakage and/or contamination, limited to leak test sample collection, shall be performed by the licensee or by other persons specifically licensed by the U.S. Nuclear Regulatory Commission or an Agreement State to perform such services. The licensee is not authorized to perform the analysis; analysis of leak test samples must be performed by persons specifically licensed by U.S. Nuclear Regulatory Commission or an Agreement State to perform such services.

    F. Tests for leakage and/or contamination, including leak test sample collection and analysis, shall be performed by the licensee or by other persons specifically licensed by the U.S. Nuclear Regulatory Commission or an Agreement State to perform such services.

    G. Records of leak test results shall be kept in units of microcuries and shall be maintained for 5 years.

**MATERIALS LICENSE**
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16. Except as specifically provided otherwise in this license, the licensee shall conduct its program in accordance with the statements, representations, and procedures contained in the documents, including any enclosures, listed below. This license condition applies only to those procedures that are required to be submitted in accordance with the regulations. Additionally, this license condition does not limit the licensee's ability to make changes to the radiation protection program as provided for in 10 CFR 35.26. The U.S. Nuclear Regulatory Commission's regulations shall govern unless the statements, representations, and procedures in the licensee's application and correspondence are more restrictive than the regulations.

    A. Application dated March 16, 2003 [ML030850608]

For the U.S. Nuclear Regulatory Commission

Date April 13, 2007

By ***Original signed by Héctor Bermúdez***

Héctor Bermúdez
Medical Branch
Division of Nuclear Materials Safety
Region I
King of Prussia, Pennsylvania 19406