

UNITED STATES NUCLEAR REGULATORY COMMISSION

REGION III 2443 WARRENVILLE ROAD STE 210 LISLE, ILLINOIS 60532-4352

MAY **39** 2007

Robert L. Balestrero, M.D. Radiation Safety Officer Mercy Health Services North Grayling 1100 East Michigan Avenue Grayling, MI 49738

Dear Dr. Balestrero:

Enclosed is Amendment No. 21 to your NRC Material License No. 21-16489-01 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. If you have any questions or require clarification on any of the information stated above, you may contact me at (630) 829-9841.

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 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 Public Electronic Reading Room).

In order to effect a change in the Radiation Safety Officer (RSO) position, 10 CFR 35.24(b) requires, in part, that a licensee's management shall appoint a Radiation Safety Officer who agrees, in writing, to be responsible for implementing the radiation protection program.

For future reference, when requesting a change in RSO's, please always submit a letter, currently dated and signed by your management and your proposed RSO, stating that she/he accepts the position as RSO for this license and that she/he understands the duties and responsibilities associated with this position.

In addition, please always submit a currently signed and dated delegation of authority for your proposed RSO. A sample delegation of authority may be found in NUREG 1556, Vol. 9, Rev.1, copy attached and available on our website at:

http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v9/r1/

I completed processing of this amendment by contacting Dr. Balestrero via telephone on May 29, 2007, to obtain the minimum information required by 10 CFR 35.24(b) to complete this amendment.

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. 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, Carol Casey

Colleen Carol Casey

Materials Licensing Branch

License No. 21-16489-01 Docket No. 030-11125

Enclosure:

Amendment No. 21