



**UNITED STATES  
NUCLEAR REGULATORY COMMISSION**

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

NOV 07 2007

David J. Keys, Ph.D.  
Radiation Safety Officer  
Ballas Outpatient Surgery Center, L.P.  
d/b/a Ballas Outpatient Surgery Center  
450 N. New Ballas Road  
Suite 103  
St. Louis, MO 63141

Dear Dr. Keys:

Enclosed is Amendment No. 05 to your NRC Material License No. 24-32139-01 in accordance with your request dated October 22, 2007. 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.


As discussed with David Keys, Ph.D. on November 2, 2007, your newly named Radiation Safety Officer on your NRC license, your request to add 4 surgical suites needs to be made under 10 CFR 35.14(b)(5) since 35.13(c)(e) does not require an amendment for use under 35.200.

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.

NRC's Regulatory Issue Summary (RIS) 2005-31 provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through ADAMS, the NRC's electronic document system. Pursuant to NRC's RIS 2005-31 and in accordance with 10 CFR 2.390, the enclosed license document is exempt from public disclosure because its disclosure to unauthorized individuals could present a security vulnerability. The RIS may be located on the NRC Web site at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005/ri200531.pdf> and the link for frequently asked questions regarding protection of security related sensitive information may be located at:

<http://www.nrc.gov/reading-rm/sensitive-info/fag.html>. A copy of this letter 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).

Sincerely,

  
James R. Mullauer, M.H.S.  
Health Physicist  
Materials Licensing Branch

License No. 24-32139-01  
Docket No. 030-34890

Enclosure: Amendment No. 05