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Michigan Department of Community Health

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TO:

Person: <i>Loren Hueter</i>	FAX Number <i>630-515-1078</i>
Office Name <i>Nuclear Reg Comm</i>	Phone Number

FROM:

Person: Trudie Frick	Fax Number 517 335-8051
Office Name Bureau of Laboratories	Phone Number 517 335-8063

Comments:

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STATE OF MICHIGAN

DEPARTMENT OF COMMUNITY HEALTH
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December 3, 2007

Mr. Loren Hueter
Nuclear Material Licensing Branch
United States Nuclear Regulatory Commission
Region 111
2443 Warrenville Road
Suite 210
Lisle, Illinois 60532-4352

Dear Mr. Hueter

The State of Michigan, Department of Community Health, Bureau of Laboratories request to terminate the State of Michigan Radioactive Material License No. 21-05199-03, Control No. 316509.

We have determined that the MDCH license renewal of October 2006 was in error. The single source currently listed in the MDCH license is Hewlett-Packard, Model no. 18803-60520 ECD. This detector is not in use or in storage in our facility. The Hewlett-Packard, Model No. 18803-60520 was transferred to Michigan State University in 1994 has been disposed of in the appropriate manner, as evidenced by the supporting documentation submitted with our 8/16/07 termination request.

In early 2006 Arthur Davis, former MDCH Radiation Safety Officer, filed a request to terminate the MDCH NRC license. However, amendment request of the MDCH license was due before Ms. Judy Kloss Smith, appointed as Radiation Safety Officer after Mr. Davis's military deployment, and could assemble adequate evidence for the license termination. When she did complete an inventory of sealed source detectors at MDCH, she confirmed that the single detector on the license had been transferred to Michigan State University in 1994. She also obtained documentation that MSU disposed of the detector in 2001.

Let me clarify: the detector in question was not in our possession in 2006 and has not been since 1994. Subsequent and in depth investigation has resolved the MDCH inventory and provided documentation to support our termination request. MDCH replaced the above-referenced Hewlett-Packard ECD with Agilent Technology G2397-65505, which is covered under the manufacture's NRC General License. The 2006 correspondence was based on the best information that was available at the time and was submitted in good faith. Ms. Smith's correspondences may have been confusing due to her inexperience with the terminology used by your agency. Also, changes in management changes of the laboratory will assure better communication between the testing personnel and the Radiation Safety Officer and avoid future confusion.

If additional information is required, please contact Ms. Smith, Acting Safety Officer at 517-335-8859 or e-mail at smithjk@michigan.gov

Sincerely,

A handwritten signature in cursive script that reads "Frances Downes".

Frances Downes, Dr.P.H. Laboratory Director
Bureau of Laboratories