



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, ILLINOIS 60532-4352

SEP 24 2008

Matthew Bessen, M.D.
Radiation Safety Officer
Medical Center Cardiologists PSC
400 Executive Park
Louisville, KY 40207

Dear Dr. Bessen:

This refers to the letter dated July 8, 2008, from The Physician Group at Jewish Hospital & St. Mary's HealthCare regarding an ownership change for Cardiac Care Center of Louisville. We are voiding your request at this time because we do not have sufficient information to complete your review of the request. Also, the request is from an entity other than Medical Center Cardiologists PSC. Please submit the additional information as requested in the enclosed memo. We will void your request without prejudice to resubmission.

When you resubmit your request please state that the resubmission is additional information to **Voided Control 317348**. We will resume our review upon receipt of your response. Please note, that a "voided request" is an administrative procedure that puts your amendment request "on hold" until you reactive it by a written response. The "voided request" is regarded as "good" because it gives you time to prepare a quality response.

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).

Sincerely,

A handwritten signature in cursive script that reads "William P. Reichhold".

William P. Reichhold
Materials Licensing Branch

License No. 16-32540-01
Docket No. 030-36683
Enclosure: Memo

Memo

**FROM THE
UNITED STATES NUCLEAR REGULATORY COMMISSION
REGION 3
2443 WARRENVILLE ROAD, SUITE 210
LISLE, ILLINOIS 60532-4352**

FAX (630) 515-1078

**To: Matthew Bessen, M. D.
Location: Medical Center Cardiologists PSC
Date: September 22, 2008
Subject: Change of Control of NRC License 16-32540-01.**

We need the following information to complete the review of the request (letter dated July 8, 2008) to change the control of NRC License 16-32540-01, Medical Center Cardiologists PSC.

- 1. Please have a representative of the corporation or legal entity from the licensee (Medical Center Cardiologists PSC) sign and date the amendment request. The representative must be authorized to make binding commitments and to sign official documents on behalf of the applicant (Medical Center Cardiologists PSC). In the past, the license application and amendment for Medical Center Cardiologists PSC have been signed by Jesse E. Adams, III, President, and Jesse E. Adams, M.D., Managing Partner. Please identify Katie Wood, Vice President, and clarify if she can sign official documents for Medical Center Cardiologists PSC.**
- 2. Please clarify the relationship between Medical Center Cardiologists PSC and Cardiac Care Center of Louisville. A diagram of that relationship would be helpful. Please clarify the identity of the NRC licensee, Medical Center Cardiologists PSC or Cardiac Care Center of Louisville.**
- 3. Please submit documentation the transferor (the NRC licensee) and the transferee (The Physician Group at Jewish Hospital and St. Mary's HealthCare) agree to the change in ownership or control of the licensed material and activity, and the inspection items and its responsibility for possible resulting enforcement actions.**
- 4. The radioactive materials license agreement between Cardiac Care Center of Louisville and The Physician Group at Jewish Hospital and St. Mary's HealthCare was not included with the letter dated July 8, 2008. Please submit this agreement. I'm not sure if Cardiac Care Center of Louisville is the NRC licensee, please clarify.**

Please resubmit your request as additional information to mail control 317348. Please call me at 630-829-9839 if you have any questions.

*From the desk of
Bill Reichhold
Bill Reichhold*

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MATERIALS LICENSE

Amendment No. 01

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.

<p style="text-align: center;">Licensee</p> <p>1. Medical Center Cardiologists PSC</p> <p>2. 400 Executive Park Louisville, KY 40207</p>	<p>In accordance with letter dated September 24, 2007,</p> <p>3. License number 16-32540-01 is amended in its entirety to read as follows:</p> <hr/> <p>4. Expiration date October 31, 2014</p> <hr/> <p>5. Docket No. 030-36683 Reference No.</p>
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|---|----------------------------------|--|
| 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. Any byproduct material permitted by 10 CFR 35.200 | A. Any | A. As needed |

9. Authorized Use:
- A. Any imaging and localization study permitted by 10 CFR 35.200.

CONDITIONS

10. Licensed material shall be used only at the licensee's facilities located at 213 Hunter Station Road, Sellersburg, Indiana.
11. The Radiation Safety Officer for this license is Matthew Bessen, M.D.
12. Licensed material is only authorized for use by, or under the supervision of:
- A. Individuals permitted to work as an authorized user in accordance with 10 CFR 35.13 and 35.14.
- B. The following individuals are authorized users for medical use as indicated:

<u>Authorized Users</u>	<u>Material and Use</u>
Matthew Bessen, M.D.	10 CFR 35.200
Koduvathara L. James, M.D.	10 CFR 35.200

**MATERIALS LICENSE
SUPPLEMENTARY SHEET**License Number
16-32540-01Docket or Reference Number
030-36683

Amendment No. 01

Thomas C. Passo, M.D. 10 CFR 35.200
Zaka Ur Rahman, M.D. 10 CFR 35.200
Rebecca M. McFarland, M.D. 10 CFR 35.200
Paul J. Rogers, M.D. 10 CFR 35.200

13. In addition to the possession limits in Item 8, the licensee shall further restrict the possession of licensed material to quantities below the minimum limit specified in 10 CFR 30.35(d) for establishing decommissioning financial assurance.
14. The licensee is authorized to transport licensed material in accordance with the provisions of 10 CFR Part 71, "Package and Transportation of Radioactive Material."
15. 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 September 21, 2004; and
- B. Facsimile dated October 6, 2004.

FOR THE U.S. NUCLEAR REGULATORY COMMISSION

Date _____

By _____
James R. Mullauer, M.H.S.
Materials Licensing Branch
Region III