



Pennsylvania Department of Environmental Protection

OFFICE OF CHIEF COUNSEL  
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400 Market Street, 9th Floor  
Harrisburg, PA 17101-2301

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REGION I

October 23, 2008

2008 OCT 29 AM 8:25  
Bureau of Regulatory Counsel

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Telephone 717-787-7060  
Telecopier 717-783-7911

L.K. Thompson, Administrator  
Penn State Milton S. Hershey Medical Center  
Mail Drop H141  
500 University Drive  
P.O. Box 850  
Hershey, PA 17033-8027

Re: Penn State University and Milton S. Hershey Medical Center, PADEP License Numbers  
37-13831-01; 37-13831-04; 37-00185-04 (now numbered as PA-100) and 37-00185-05  
(now numbered as PA-100A); Financial Assurance Instruments

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Dear Mr. Thompson:

I previously received the original Self-Guarantee Agreement, dated August 26, 2008, which was submitted by Pennsylvania State University (PSU) for licenses held by PSU and the Milton S. Hershey Medical Center (Pennsylvania Department of Environmental Protection Radiation Materials License Numbers 37-13831-01; 37-13831-04; 37-00185-04 (now numbered as PA-100) and 37-00185-05 (now numbered as PA-100A). I also received the original Certification of Financial Assurance for PSU and the Audited Financial Statements for the fiscal year ended June 30, 2007. I reviewed all the financial assurance documents submitted. The Certification and the Self-Guarantee Agreement for PSU are acceptable, and the financial assurance for PSU for all of the above-named licenses has been approved.

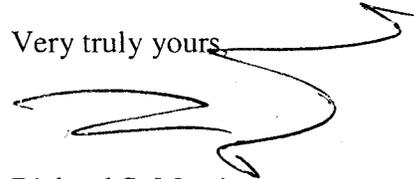
There apparently was some confusion regarding the financial assurance for license numbers 37-00185-04 and 37-00185-05. A letter from Betsy Ulrich, Senior Health Physicist in Region I of the Nuclear Regulatory Commission, addressed to you and dated October 9, 2008, stated that NRC had not yet received notification of acceptable financial assurance by PADEP with respect to license numbers 37-00185-04 and 37-00185-05. (ML082840075).



I wish to make clear that acceptable financial assurance instruments have been received and approved by PADEP for all of the radioactive materials licenses transferred from NRC to PADEP as part of the Agreement State transition. By copy of this letter, I am notifying NRC of this fact. If you have questions please do not hesitate to contact me.

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Richard S. Morrison  
Assistant Counsel

cc: James Dwyer (NRC)  
Sheryl Villar (NRC)  
Ron Hamm (PADEP)  
Eric Boeldt (Radiation Safety Officer, PSU)  
Steve King (Radiation Safety Officer, HMC)

This is to acknowledge the receipt of your letter/application dated

10/23/08, and to inform you that the initial processing which includes an administrative review has been performed.

Financial Assurance (37-00185-04/37-00185-05)  
There were no administrative omissions. Your application was assigned to a technical reviewer. Please note that the technical review may identify additional omissions or require additional information.

Please provide to this office within 30 days of your receipt of this card

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A copy of your action has been forwarded to our License Fee & Accounts Receivable Branch, who will contact you separately if there is a fee issue involved.

Your action has been assigned **Mail Control Number** 142951, 142952  
When calling to inquire about this action, please refer to this control number.  
You may call us on (610) 337-5398, or 337-5260.