

**ImClone Systems
Incorporated**

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P-7

December 1, 2008

Thomas Thompson
Licensing Assistant Section
Nuclear Materials Safety Branch
U.S. Nuclear Regulatory Commission Region I
475 Allendale Road King of Prussia, PA 19406-1415

Mail control no. 142966

VIA FACSIMILE: 610-337-5393

Re: Update to Notification regarding Material License # 29-31132-01

RLS 03037145

Dear Mr. Thompson:

As a supplement to our letter of November 3, we are writing to clarify the transaction between ImClone Systems Incorporated and Eli Lilly and Company. Although, ImClone Systems Incorporated has become a wholly owned subsidiary of Eli Lilly and Company the legal entity owning and operating the licensed facilities remains ImClone Systems Incorporated as of the time of the merger. We understood that a change in the ownership of the shares of ImClone Systems Incorporated might be considered a legal "change of control", thus we notified you on November 3.

At the current time there are no planned changes in personnel or duties related to the licensed program based on this change. The current approved personnel, including the Radiation Safety Officer, will continue to perform their normal functions as described by the license.

1. There will be no changes in location, facilities, equipment or procedures that relate to the licensed program.
2. Surveillance programs (wipe tests and surveys) that are currently required by the license will continue with no changes.
3. The current facility will be continuing with the license activities with no modifications. Therefore, there will be no records of decommissioning of the current facility.

Various corporate reorganization steps in December will result in a new name for the corporation, effective December 31, 2008. The new name will be ImClone Corporation. ImClone Corporation will continue to abide by all constraints, conditions, requirements and commitments of the material license.

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(Separated out of 142966
(12/2/08))

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December 1, 2008

If additional information is needed regarding any impact on the license activities due to this change please contact the Radiation Safety Officer, Beverly Hiles at (908) 541-8140 or via email beverly.hiles@imclone.com.

Sincerely,



Gary Paulter
Vice President, Engineering and Facilities
ImClone Systems Incorporated

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