UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005

January 22, 2009

Medical X-Ray Center, P.C.
ATTN: Charles M. Carver, MS
Radiation Safety Officer
1417 S. Minnesota Ave.
Sioux Falls, SD 57105

SUBJECT: ACKNOWLEDGEMENT OF SPETEMBER 19, 2008 LETTER
LICENSE NUMBER 40-27480-01

By letter dated September 19, 2008, you provided notification to this office that you will be retaining ownership of the HDR unit under your NRC license referenced above. It is our understanding that once the Avera McKennan Hospital license (License No. 40-16571-01) has been amended for 10 CFR 35.600 material authorization, then hopefully, concurrently with the issuance of the Avera McKennan Hospital amendment, Medical X-Ray Center, P.C.'s license will be amended to delete the HDR unit and the location of use at Avera Cancer Institute from Medical X-Ray Center, P.C.'s license.

Please notify us immediately if your understanding of the above is different from ours.

If you have any questions regarding this matter, please contact me at (817) 860-8132.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC document system (ADAMS). ADAMS is accessible from the NRC Web site at: http://www.nrc.gov/reading-rm/adams.html.

Sincerely,

/RA/
Jacqueline D. Cook, Senior Health Physicist
Nuclear Materials Safety Branch B

Docket: 030-33335
License: 40-27480-01
Control: 472028